

NLWJC - KAGAN

EMAILS CREATED

ARMS - BOX 004 - FOLDER 004

[9/12/1997 - 10/7/1997]

Withdrawal/Redaction Sheet

Clinton Library

DOCUMENT NO. AND TYPE	SUBJECT/TITLE	DATE	RESTRICTION
001. email	Elena Kagan to Thomas Freedman; RE: Praises and raises (1 page)	09/12/1997	P6/b(6)
002. email	Elena Kagan to Ron Klain; RE: Matters (partial) (1 page)	09/14/1997	P6/b(6)
003. email	Elena Kagan to Michael Cohen; RE: Mickey's email (partial) (1 page)	09/21/1997	P6/b(6)
004. email	Elena Kagan to Sylvia Mathews; RE: Sorry (1 page)	09/21/1997	Personal Misfile
005. email	Elena Kagan to Mickey Ibarra; RE: Sec. Riley (partial) (1 page)	10/03/1997	P2

COLLECTION:

Clinton Presidential Records
Automated Records Management System (Email)
OPD ([From Elena Kagan])
OA/Box Number: 250000

FOLDER TITLE:

[09/12/1997 - 10/07/1997]

2009-1006-F
db1590

RESTRICTION CODES

Presidential Records Act - [44 U.S.C. 2204(a)]

- P1 National Security Classified Information [(a)(1) of the PRA]
- P2 Relating to the appointment to Federal office [(a)(2) of the PRA]
- P3 Release would violate a Federal statute [(a)(3) of the PRA]
- P4 Release would disclose trade secrets or confidential commercial or financial information [(a)(4) of the PRA]
- P5 Release would disclose confidential advice between the President and his advisors, or between such advisors [(a)(5) of the PRA]
- P6 Release would constitute a clearly unwarranted invasion of personal privacy [(a)(6) of the PRA]

C. Closed in accordance with restrictions contained in donor's deed of gift.

PRM. Personal record misfile defined in accordance with 44 U.S.C. 2201(3).

RR. Document will be reviewed upon request.

Freedom of Information Act - [5 U.S.C. 552(b)]

- b(1) National security classified information [(b)(1) of the FOIA]
- b(2) Release would disclose internal personnel rules and practices of an agency [(b)(2) of the FOIA]
- b(3) Release would violate a Federal statute [(b)(3) of the FOIA]
- b(4) Release would disclose trade secrets or confidential or financial information [(b)(4) of the FOIA]
- b(6) Release would constitute a clearly unwarranted invasion of personal privacy [(b)(6) of the FOIA]
- b(7) Release would disclose information compiled for law enforcement purposes [(b)(7) of the FOIA]
- b(8) Release would disclose information concerning the regulation of financial institutions [(b)(8) of the FOIA]
- b(9) Release would disclose geological or geophysical information concerning wells [(b)(9) of the FOIA]

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: Elena Kagan (CN=Elena Kagan/OU=OPD/O=EOP [OPD])

CREATION DATE/TIME:12-SEP-1997 19:08:29.00

SUBJECT: Re: meeting with Erskine

TO: Christa Robinson (CN=Christa Robinson/OU=OPD/O=EOP @ EOP [OPD])

READ:UNKNOWN

TEXT:

nope -- thank YOU

Withdrawal/Redaction Marker

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RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: Elena Kagan (CN=Elena Kagan/OU=OPD/O=EOP [OPD])

CREATION DATE/TIME:12-SEP-1997 00:18:39.00

SUBJECT: Re: inserts

TO: Bruce N. Reed (CN=Bruce N. Reed/OU=OPD/O=EOP [OPD])

READ:UNKNOWN

TEXT:

why don't you come over, so you can start reading? 222

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: Elena Kagan (CN=Elena Kagan/OU=OPD/O=EOP [OPD])

CREATION DATE/TIME:14-SEP-1997 14:51:14.00

SUBJECT: scheduling request

TO: Leanne A. Shimabukuro (CN=Leanne A. Shimabukuro/OU=OPD/O=EOP @ EOP [OPD])
READ:UNKNOWN

TO: Jose Cerda III (CN=Jose Cerda III/OU=OPD/O=EOP @ EOP [OPD])
READ:UNKNOWN

TEXT:
did we put one in for hufstedler? thanks.

Withdrawal/Redaction Marker

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002. email	Elena Kagan to Ron Klain; RE: Matters (partial) (1 page)	09/14/1997	P6/b(6)

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OA/Box Number: 250000

FOLDER TITLE:

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RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: Elena Kagan (CN=Elena Kagan/OU=OPD/O=EOP [OPD])

CREATION DATE/TIME:14-SEP-1997 14:39:04.00

SUBJECT: matters

TO: Ron Klain (CN=Ron Klain/O=OVP @ OVP [UNKNOWN])

READ:UNKNOWN

TEXT:

could you call me re:

1. Immigration reform (I promised the AG we'd get back to her this week about a review process and want to talk with you first); and

P6(b)(6)

[002]

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: Elena Kagan (CN=Elena Kagan/OU=OPD/O=EOP [OPD])

CREATION DATE/TIME:14-SEP-1997 14:25:01.00

SUBJECT: disabilities event

TO: Diana Fortuna (CN=Diana Fortuna/OU=OPD/O=EOP [OPD])
READ:UNKNOWN

CC: Bruce N. Reed (CN=Bruce N. Reed/OU=OPD/O=EOP [OPD])
READ:UNKNOWN

TEXT:

I heard (wholly unsolicited) from Sylvia that you did a spectacular job briefing the President for the disabilities meeting. And as I told you, the briefing materials were extremely high quality. Thanks for the great work you did on this event.

Affirming FDA's Full Authority to Regulate Tobacco Products

The Administration believes that federal tobacco legislation must affirm the full and immediate authority of the FDA to regulate the manufacture, marketing, and sale of tobacco products. Under the legislation, the FDA's jurisdiction over these products must be as great as its authority over other drugs and devices. The FDA must be able to regulate tobacco products -- including by ordering the reduction or elimination of nicotine or other constituents -- based on an appropriately thorough and reasoned assessment, of the kind required for regulation generally, that doing so will reduce the risk of the product to the public. The legislation may not impose any obligation on the FDA to make specific findings about such speculative matters as the creation of contraband markets. Neither may the legislation impose any special procedural hurdles or requirements, such as enhanced standards of proof or unusual evidentiary formalities, on the FDA's regulation of tobacco products.

Changing the Way The Industry Does Business

Federal tobacco legislation must include measures to expose the industry's past misconduct, especially efforts to market products to children, and to change the way the industry does business. Voluntary commitments on the part of the industry -- such as agreements to limit advertising to children -- can indicate increased corporate responsibility. But legislation is needed to ensure that patterns of corporate malfeasance are disclosed and effectively checked in the future.

To this end, legislation must provide for broad disclosure of industry documents, especially those containing scientific or other health information or relating to the industry's attempts to market tobacco to children. This legislation should respect the attorney-client privilege, which is one of the great gifts of our legal heritage. But the legislation should establish effective mechanisms to turn over to the public all non-privileged documents (including the many documents the industry has falsely claimed to be privileged), as well as to disclose all scientific and health-related information in even privileged documents.

Legislation also must require tobacco companies to set up comprehensive corporate compliance programs that will reinforce the real economic incentives provided by the youth smoking penalties (see above) to discourage companies from marketing to children. Further, the legislation should institute full protection for whistleblowers and establish oversight mechanisms to investigate and monitor corporate behavior and to make recommendations to Congress on appropriate future legislation.

Meeting Other Public Health Goals

Federal tobacco legislation provides an opportunity not only to reduce youth smoking, but to meet other public health goals: the reduction of environmental (*i.e.*, second-hand) tobacco smoke, the expansion of smoking cessation programs, the strengthening of international efforts to

control tobacco, and the provision of funds for medical research and other health objectives.

Federal tobacco legislation should include provisions to restrict smoking in workplaces and other public facilities of the kind found in H.R. 3434, as well as in the President's recent Executive Order on tobacco smoke in federal facilities. The best scientific studies show that this measure would reduce the risk of death and injury to non-smokers, including hundreds of thousands of children with asthma and other respiratory illness, and would lead many smokers to quit the habit.

Legislation also should provide sufficient funds to enable smoking cessation programs and services to reach and assist the millions of smokers who want to break their addiction to tobacco products. Data suggests that some 70% of smokers want to quit, but less than 25% now successfully do so.

Legislation should strengthen the Administration's leadership role in global and bilateral efforts to reduce smoking by providing assistance to international organizations such as the World Health Organization. According to the WHO, tobacco use now causes 3 million deaths a year worldwide; unless checked, that number will rise to 10 million by 2025, with 75% of annual deaths occurring in developing countries.

Finally, legislation should generate enough additional resources to establish a medical research fund and further other important health objectives. The Administration believes that tobacco legislation should be viewed primarily not as a means of raising money, but of improving the public -- and especially our children's -- health. Nonetheless, tobacco legislation should take into account the costs that the industry has wreaked on society. In particular, the amount of money payable to the public cannot be decreased by the amount of the excise tax imposed in the balanced budget.

Next Steps

The Administration wishes to pursue legislation along these lines in a cooperative and bipartisan manner, and to work with dispatch toward a comprehensive industry-wide solution. The President will soon invite leaders and other key members of both parties to the White House to communicate his approach to tobacco legislation and to get this process underway as soon as possible.

Affirming FDA's Full Authority to Regulate Tobacco Products

The Administration has always supported federal legislation that explicitly affirms the FDA's authority to regulate the manufacture, marketing, and sale of tobacco products. Under this legislation, the FDA's jurisdiction over tobacco products must be as great as its authority over other drugs and devices. The FDA must be able to regulate these products -- including by mandating companies to reduce or eliminate nicotine or other constituents -- based on a thorough and reasoned assessment, of the kind required for regulation generally, that doing so will reduce the risk of the product to the public. The legislation should not impose any obligation on the FDA to make specific findings about such speculative matters as the creation of contraband markets. Neither should the legislation impose any special procedural hurdles or requirements, such as enhanced standards of proof or unusual evidentiary formalities, on the FDA's regulation of tobacco products.

Changing the Way The Industry Does Business

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To this end, legislation must provide for broad disclosure of industry documents, especially those containing scientific or other health information or relating to the industry's attempts to market tobacco to children. This legislation should comport with essential principles of attorney-client privilege. But the legislation should establish effective mechanisms to turn over to the public all non-privileged documents (including documents the industry has falsely claimed to be privileged), as well as to disclose all scientific and health-related information in even privileged documents.

Legislation also must require tobacco companies to set up comprehensive corporate compliance programs that will reinforce the real economic incentives provided by the youth smoking penalties (see above) to discourage companies from marketing to children. Further, the legislation should establish oversight mechanisms to investigate and monitor corporate compliance and to make recommendations to Congress on appropriate future legislation.

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Next Steps

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RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: Elena Kagan (CN=Elena Kagan/OU=OPD/O=EOP [OPD])

CREATION DATE/TIME:15-SEP-1997 18:01:11.00

SUBJECT: Re: tobacco

TO: Thomas L. Freedman (CN=Thomas L. Freedman/OU=OPD/O=EOP @ EOP [OPD])
READ:UNKNOWN

TEXT:
which international folks?

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: Elena Kagan (CN=Elena Kagan/OU=OPD/O=EOP [OPD])

CREATION DATE/TIME:16-SEP-1997 21:48:52.00

SUBJECT: sorry

TO: Sylvia M. Mathews (CN=Sylvia M. Mathews/OU=WHO/O=EOP @ EOP [WHO])
READ:UNKNOWN

TEXT:

i missed your higher ed meeting. i was working on tobacco all day. i'll try to catch up with you tomorrow afternoon.

President Clinton's Plan for Comprehensive Tobacco Legislation to Protect America's Children

Today, President Clinton challenged Congress to pass sweeping tobacco legislation to reduce teen tobacco use significantly. The President announced that he will invite Congressional leaders in both parties to the White House in the coming weeks to launch a bipartisan effort to enact federal tobacco legislation. That legislation will build on the extraordinary efforts of the nation's attorneys general, who helped create an historic opportunity for progress in reducing smoking, especially by youth.

In August 1996, the Clinton Administration announced a landmark rule by the Food and Drug Administration to protect children from the harm caused by tobacco products, which was upheld by a federal judge in North Carolina earlier this year. Those victories for the public health, along with the aggressive efforts of the attorneys general and leaders of the public health community, drove the tobacco companies to the bargaining table and extracted concessions that would have been unimaginable just a short time ago.

Since a proposed national settlement was announced June 20, the Administration -- led by Vice President Gore, Secretary of Health and Human Services Donna Shalala, and Domestic Policy Advisor Bruce Reed -- has been working with the public health community, the attorneys general, members of Congress, tobacco farmers, and others to develop a comprehensive tobacco policy.

Today, the President announced five key elements that must be at the heart of any national tobacco legislation:

1. A Comprehensive Plan to Reduce Teen Smoking, Including Tough Penalties If Targets Are Not Met. Every day, 3,000 young people start smoking regularly, and 1,000 of them will die early as a result. The central goal of tobacco legislation must be a comprehensive, nationwide effort to reduce teen smoking. The Administration is calling for:

- **Tough Penalties and Price Increases to Reduce Teen Smoking:** The Administration believes tobacco legislation must include stiff penalties that give the tobacco industry the strongest possible incentive to stop targeting kids. Legislation should set ambitious targets to cut teen smoking by 30% in 5 years, 50% in 7 years, and 60% in 10 years, and impose severe financial penalties that hold tobacco companies accountable to meet those targets. The Administration supports penalties that are non-deductible, uncapped, and escalating -- so that the penalties get stiffer and the price goes up the more that companies miss the targets. Reducing youth smoking is the Administration's bottom line, and now it must be the industry's bottom line.

One of the surest ways to reduce youth smoking is to increase the price of cigarettes. By some estimates, a 10% increase in cigarette prices will lead to a 7% drop in youth smoking. **Today, the President called for a combination of industry payments and penalties to increase the price of cigarettes by up to \$1.50 a pack over the next decade as necessary to meet the youth smoking reduction targets.**

- **A Public Education and Counter Advertising Campaign:** To succeed in reducing youth smoking, legislation must provide for a nationwide effort to deglamorize tobacco, warn young people of its addictive nature and deadly consequences, and help parents discourage their children from taking up the habit. Legislation should provide for a public education and counter advertising campaign, as well as state and local prevention efforts. The Administration also supports stronger, more visible warning labels on tobacco products.
- **Expanded Efforts to Restrict Access and Limit Appeal:** The current FDA rule includes significant measures to reduce youth access to tobacco products (such as requiring retailers to check photo identification of anyone under 27) and to limit the appeal of tobacco to young people (such as restricting advertising near school buildings). The Administration supports legislation codifying these measures, imposing even stronger restrictions on youth access and appeal consistent with the Constitution, and establishing an effective retail licensing scheme with tough penalties.

2. Full Authority for FDA to Regulate Tobacco Products. In 1996, the Administration took the historic step of asserting FDA jurisdiction over tobacco products. Since that time, the Administration has said it would support federal legislation explicitly affirming the FDA's authority to regulate the manufacture, marketing, and sale of tobacco products. Under such legislation, the FDA's authority over tobacco products must be as effective as its authority over other drugs and devices, and must be sufficiently flexible to meet changing circumstances. The legislation should not impose any obligation on the FDA to make specific findings about such speculative matters as the creation of contraband markets; nor should it impose any special procedural hurdles or requirements, such as enhanced standards of proof or unusual evidentiary formalities.

3. Changes in the Way the Tobacco Industry Does Business. Federal tobacco legislation must include measures to expose the industry's past misconduct, especially its efforts to market products to children, and to change the way the industry does business.

- **No Marketing to Children:** Commitments by the industry -- such as agreements to limit advertising to children -- can serve to recognize the need for increased

corporate responsibility. Today, the President reiterated his call to the tobacco industry to stop marketing and promoting tobacco to children.

- **Document Disclosure:** To ensure that patterns of corporate malfeasance are disclosed and effectively checked in the future, tobacco legislation must provide for broad disclosure of industry documents, especially those containing scientific or other health information or relating to the industry's attempts to market tobacco to children. This legislation should respect essential principles of attorney-client privilege. But the legislation should establish effective mechanisms to turn over to the public all non-privileged documents, including documents the industry has inappropriately claimed to be privileged, as well as to disclose scientific and health-related information in even privileged documents.
- **Corporate Compliance:** Tobacco companies should set up comprehensive corporate compliance programs that will reinforce the real economic incentives provided by the youth smoking penalties to discourage companies from marketing to children. The legislation should establish oversight mechanisms to investigate and monitor corporate compliance and to make recommendations to Congress on appropriate future legislation.

4. Progress Toward Other Public Health Goals. Federal tobacco legislation provides an opportunity not only to reduce youth smoking, but to meet other public health goals: the reduction of environmental (second-hand) tobacco smoke, the expansion of smoking cessation programs, the strengthening of international efforts to control tobacco, and the provision of funds for health research and other health objectives.

- **Second-Hand Smoke:** The best scientific studies show that restrictions on second-hand smoke reduce the risk of death and injury to non-smokers, including the hundreds of thousands of children with asthma and other respiratory illness, and lead many smokers to quit the habit. Federal tobacco legislation should include provisions to restrict smoking in workplaces and other public facilities of the kind found in H.R. 3434, as well as in the President's recent Executive Order on tobacco smoke in federal facilities.
- **Smoking Cessation Programs:** Data suggests that some 70% of smokers want to quit, but fewer than 3% each year successfully do so. Legislation should help enable smoking cessation services to reach and assist the millions of smokers who want to break their addiction to tobacco products.
- **International Leadership:** According to the World Health Organization (WHO), tobacco use now causes 3 million deaths a year worldwide; unless checked, that number will rise to 10 million by 2025, with 70% of annual deaths

occurring in developing countries. Legislation should strengthen global and bilateral efforts to reduce smoking by providing assistance to international institutions.

- **Resources for Health Research and Other Health Care Objectives:** The Administration believes that the primary objective of tobacco legislation is to reduce youth smoking, not to raise money. But tobacco legislation also should take into account the health costs associated with smoking and the resulting need for public health investments. Legislation should generate sufficient resources to establish a health research fund and contribute significantly to other important health objectives. In addition, Congress should repeal the provision giving the tobacco industry a \$50 billion credit.

5. Protection for Tobacco Farmers and Their Communities. The President made clear today that any tobacco legislation must protect tobacco farmers and their communities. Most tobacco farmers live and work on small family farms; in many cases, their families have been growing tobacco for generations. In some states, entire communities rely on income from the tobacco crop. The Administration is committed to working with members of Congress in both parties to ensure that we protect the financial well-being of tobacco farmers, their families, and their communities.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: Elena Kagan (CN=Elena Kagan/OU=OPD/O=EOP [OPD])

CREATION DATE/TIME:16-SEP-1997 21:08:09.00

SUBJECT: Re: Party

TO: Jonathan Prince (CN=Jonathan Prince/OU=WHO/O=EOP @ EOP [WHO])
READ:UNKNOWN

TEXT:
yes

President Clinton's Plan for Comprehensive Tobacco Legislation to Protect America's Children

Today, President Clinton challenged Congress to pass sweeping tobacco legislation to reduce teen tobacco use significantly. The President announced that he will invite Congressional leaders in both parties to the White House in the coming weeks to launch a bipartisan effort to enact federal tobacco legislation. That legislation will build on the extraordinary efforts of the nation's attorneys general, who helped create an historic opportunity for progress in reducing smoking, especially by youth.

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Today, the President announced five key elements that must be at the heart of any national tobacco legislation:

1. A Comprehensive Plan to Reduce Teen Smoking, Including Tough Penalties If Targets Are Not Met. Every day, 3,000 young people start smoking regularly, and 1,000 of them will die early as a result. The central goal of tobacco legislation must be a comprehensive, nationwide effort to reduce teen smoking. The Administration is calling for:

- **Tough Penalties and Price Increases to Reduce Teen Smoking:** The Administration believes tobacco legislation must include stiff penalties that give the tobacco industry the strongest possible incentive to stop targeting kids. Legislation should set ambitious targets to cut teen smoking by 30% in 5 years, 50% in 7 years, and 60% in 10 years, and impose severe financial penalties that hold tobacco companies accountable to meet those targets. The Administration supports penalties that are non-deductible, uncapped, and escalating -- so that the penalties get stiffer and the price goes up the more that companies miss the targets. Reducing youth smoking is the Administration's bottom line, and now it must be the industry's bottom line.

One of the surest ways to reduce youth smoking is to increase the price of cigarettes. By some estimates, a 10% increase in cigarette prices will lead to a 7% drop in youth smoking. **Today, the President called for a combination of industry payments and penalties to increase the price of cigarettes by up to \$1.50 a pack over the next decade as necessary to meet the youth smoking reduction targets.**

- **A Public Education and Counter Advertising Campaign:** To succeed in reducing youth smoking, legislation must provide for a nationwide effort to deglamorize tobacco, warn young people of its addictive nature and deadly consequences, and help parents discourage their children from taking up the habit. Legislation should provide for a public education and counter advertising campaign, as well as state and local prevention efforts. The Administration also supports stronger, more visible warning labels on tobacco products.
- **Expanded Efforts to Restrict Access and Limit Appeal:** The current FDA rule includes significant measures to reduce youth access to tobacco products (such as requiring retailers to check photo identification of anyone under 27) and to limit the advertising of tobacco to young people (such as restricting advertising near school buildings). The Administration supports legislation codifying these measures, imposing even stronger restrictions on youth access and advertising consistent with the Constitution, and establishing an effective retail licensing scheme with tough penalties.

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4. Progress Toward Other Public Health Goals. Federal tobacco legislation provides an opportunity not only to reduce youth smoking, but to meet other public health goals: the reduction of environmental (second-hand) tobacco smoke, the expansion of smoking cessation programs, the strengthening of international efforts to control tobacco, and the provision of funds for health research and other health objectives.

- **Second-Hand Smoke:** The best scientific studies show that restrictions on second-hand smoke reduce the risk of death and injury to non-smokers, including the hundreds of thousands of children with asthma and other respiratory illness, and lead many smokers to quit the habit. Federal tobacco legislation should include provisions to restrict smoking in workplaces and other public facilities of the kind found in H.R. 3434, as well as in the President's recent Executive Order on tobacco smoke in federal facilities.
- **Smoking Cessation Programs:** Data suggests that some 70% of smokers want to quit, but fewer than 3% each year successfully do so. Legislation should help enable smoking cessation services to reach and assist the millions of smokers who want to break their addiction to tobacco products.
- **International Leadership:** According to the World Health Organization (WHO), tobacco use now causes 3 million deaths a year worldwide; unless checked, that number will rise to 10 million by 2025, with 70% of annual deaths

occurring in developing countries. Legislation should strengthen global and bilateral efforts to reduce smoking by providing assistance to international institutions.

- **Resources for Health Research and Other Health Care Objectives:** The Administration believes that the primary objective of tobacco legislation is to reduce youth smoking, not to raise money. But tobacco legislation also should take into account the health costs associated with smoking and the resulting need for public health investments. Legislation should generate sufficient resources to establish a health research fund and contribute significantly to other important health objectives. In addition, Congress should repeal the provision giving the tobacco industry a \$50 billion credit.

5. Protection for Tobacco Farmers and Their Communities. The President made clear today that any tobacco legislation must protect tobacco farmers and their communities. Most tobacco farmers live and work on small family farms; in many cases, their families have been growing tobacco for generations. In some states, entire communities rely on income from the tobacco crop. The Administration is committed to working with members of Congress in both parties to ensure that we protect the financial well-being of tobacco farmers, their families, and their communities.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: Elena Kagan (CN=Elena Kagan/OU=OPD/O=EOP [OPD])

CREATION DATE/TIME:16-SEP-1997 13:00:30.00

SUBJECT: Re: USDA Tobacco Testimony

TO: Bruce N. Reed (CN=Bruce N. Reed/OU=OPD/O=EOP [OPD])

READ:UNKNOWN

TEXT:

I think that would be amusing.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: Elena Kagan (CN=Elena Kagan/OU=OPD/O=EOP [OPD])

CREATION DATE/TIME:16-SEP-1997 12:43:19.00

SUBJECT: Re: Tobacco

TO: Peter R. Orszag (CN=Peter R. Orszag/OU=OPD/O=EOP @ EOP [OPD])

READ:UNKNOWN

TEXT:

i did this. just so you know, the event is in the oval, and i'm afraid i can't accommodate.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: Elena Kagan (CN=Elena Kagan/OU=OPD/O=EOP [OPD])

CREATION DATE/TIME:17-SEP-1997 12:53:47.00

SUBJECT: VP Briefing

TO: Laura Emmett (CN=Laura Emmett/OU=WHO/O=EOP @ EOP [WHO])

READ:UNKNOWN

TEXT:

is this ok? if not, let's try to make it ok.

----- Forwarded by Elena Kagan/OPD/EOP on 09/17/97 12:56
PM -----

Michael J. Burton @ OVP

09/17/97 12:00:21 PM

Record Type: Record

To: Elena Kagan/OPD/EOP

cc:

Subject: VP Briefing

Will you be available for a Thursday, 3:50 pm - 4:10 pm AFL-CIO pre-brief
in the VP's West Wing Office?

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: Elena Kagan (CN=Elena Kagan/OU=OPD/O=EOP [OPD])

CREATION DATE/TIME:19-SEP-1997 18:01:32.00

SUBJECT: Re: weekly

TO: Michael Cohen (CN=Michael Cohen/OU=OPD/O=EOP @ EOP [OPD])
READ:UNKNOWN

TEXT:
yes.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: Elena Kagan (CN=Elena Kagan/OU=OPD/O=EOP [OPD])

CREATION DATE/TIME:19-SEP-1997 11:21:52.00

SUBJECT: weekly

TO: Sarah A. Bianchi (CN=Sarah A. Bianchi/OU=OPD/O=EOP @ EOP [OPD])
READ:UNKNOWN

TO: Christopher C. Jennings (CN=Christopher C. Jennings/OU=OPD/O=EOP @ EOP [OPD])
READ:UNKNOWN

TEXT:

could you do items on: the AZT editorial and our response (the last time we sent something to POTUS on this issue, he asked why a placebo group is necessary at all; we never answered, so I think now we should include something about this in the item); needle exchange; fda reform; children's coverage implementation; and whatever else you think appropriate. The sooner the better as always.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: Elena Kagan (CN=Elena Kagan/OU=OPD/O=EOP [OPD])

CREATION DATE/TIME:19-SEP-1997 11:19:00.00

SUBJECT: weekly

TO: Michael Cohen (CN=Michael Cohen/OU=OPD/O=EOP @ EOP [OPD])

READ:UNKNOWN

TEXT:

could you do items on: our legislative situation (whatever we haven't done on the bigger memo on testing; block grants; vouchers); the Harvard voucher study; and whatever else you think appropriate. I'd like to get out of here this weekend, so the earlier the better.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: Elena Kagan (CN=Elena Kagan/OU=OPD/O=EOP [OPD])

CREATION DATE/TIME:20-SEP-1997 14:50:51.00

SUBJECT: Filipino Veterans

TO: Bruce N. Reed (CN=Bruce N. Reed/OU=OPD/O=EOP [OPD])

READ:UNKNOWN

TEXT:

As frank mentioned at yesterday's meeting. Whom do you want to assign?
Perhaps Leanne? Mary?

----- Forwarded by Elena Kagan/OPD/EOP on 09/20/97 02:53
PM -----

Maria Echaveste

09/16/97 09:51:11 AM

Record Type: Record

To: Franklin D. Raines/OMB/EOP, Elena Kagan/OPD/EOP, Christopher C.
Jennings/OPD/EOP

cc: Doris O. Matsui/WHO/EOP, Marjorie Tarmey/WHO/EOP, Richard
Socarides/WHO/EOP

Subject: Filipino Veterans

Folks--this issue has been kicking around and getting more momentum. VA has analyzed over the last few years the claims of these Filipinos for benefits as veterans having fought for the US in WWII. I believe the conclusion is that it would be extremely costly but I don't believe the White House has ever engaged in a substantive analysis of the merits of the claim other than the financial cost. I think we need a process to have this resolved--it has gotten on the President's radar screen. I would be happy to coordinate this process, if you'll assign the appropriate staff members for this work. Thank you.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: Elena Kagan (CN=Elena Kagan/OU=OPD/O=EOP [OPD])

CREATION DATE/TIME:21-SEP-1997 18:01:00.00

SUBJECT: re: tobacco, Hate Crimes and Race

TO: Thomas L. Freedman (CN=Thomas L. Freedman/OU=OPD/O=EOP @ EOP [OPD])
READ:UNKNOWN

TEXT:

Ask Laura to set aside some time for us to talk about hate crimes and other race things--say on Wednesday?; I'll get you over all the memos we've received today.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: Elena Kagan (CN=Elena Kagan/OU=OPD/O=EOP [OPD])

CREATION DATE/TIME:21-SEP-1997 18:10:11.00

SUBJECT: Re: Two Miscellaneous Items

TO: Jose Cerda III (CN=Jose Cerda III/OU=OPD/O=EOP @ EOP [OPD])

READ:UNKNOWN

TEXT:

it sounds as if you had just the right conversation; thanks. what exactly did the race initiative people do/ask for? and what is the meeting we're having tomorrow?

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: Elena Kagan (CN=Elena Kagan/OU=OPD/O=EOP [OPD])

CREATION DATE/TIME:21-SEP-1997 16:53:44.00

SUBJECT: Re: Question for you on FLSA strategy

TO: Diana Fortuna (CN=Diana Fortuna/OU=OPD/O=EOP [OPD])

READ:UNKNOWN

TEXT:

i think you're right. did bruce answer? have we done this?

Withdrawal/Redaction Marker

Clinton Library

DOCUMENT NO. AND TYPE	SUBJECT/TITLE	DATE	RESTRICTION
003. email	Elena Kagan to Michael Cohen; RE: Mickey's email (partial) (1 page)	09/21/1997	P6/b(6)

COLLECTION:

Clinton Presidential Records
Automated Records Management System (Email)
OPD ([From Elena Kagan])
OA/Box Number: 250000

FOLDER TITLE:

[09/12/1997 - 10/07/1997]

2009-1006-F
db1590

RESTRICTION CODES

Presidential Records Act - [44 U.S.C. 2204(a)]

- P1 National Security Classified Information [(a)(1) of the PRA]
- P2 Relating to the appointment to Federal office [(a)(2) of the PRA]
- P3 Release would violate a Federal statute [(a)(3) of the PRA]
- P4 Release would disclose trade secrets or confidential commercial or financial information [(a)(4) of the PRA]
- P5 Release would disclose confidential advice between the President and his advisors, or between such advisors [(a)(5) of the PRA]
- P6 Release would constitute a clearly unwarranted invasion of personal privacy [(a)(6) of the PRA]

C. Closed in accordance with restrictions contained in donor's deed of gift.

PRM. Personal record misfile defined in accordance with 44 U.S.C. 2201(3).

RR. Document will be reviewed upon request.

Freedom of Information Act - [5 U.S.C. 552(b)]

- b(1) National security classified information [(b)(1) of the FOIA]
- b(2) Release would disclose internal personnel rules and practices of an agency [(b)(2) of the FOIA]
- b(3) Release would violate a Federal statute [(b)(3) of the FOIA]
- b(4) Release would disclose trade secrets or confidential or financial information [(b)(4) of the FOIA]
- b(6) Release would constitute a clearly unwarranted invasion of personal privacy [(b)(6) of the FOIA]
- b(7) Release would disclose information compiled for law enforcement purposes [(b)(7) of the FOIA]
- b(8) Release would disclose information concerning the regulation of financial institutions [(b)(8) of the FOIA]
- b(9) Release would disclose geological or geophysical information concerning wells [(b)(9) of the FOIA]

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: Elena Kagan (CN=Elena Kagan/OU=OPD/O=EOP [OPD])

CREATION DATE/TIME:21-SEP-1997 14:13:43.00

SUBJECT: mickey's email

TO: Michael Cohen (CN=Michael Cohen/OU=OPD/O=EOP @ EOP [OPD])

READ:UNKNOWN

CC: Bruce N. Reed (CN=Bruce N. Reed/OU=OPD/O=EOP [OPD])

READ:UNKNOWN

TEXT:

what is the school dropout bill?

P6/(b)(6)

[003]

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: Elena Kagan (CN=Elena Kagan/OU=OPD/O=EOP [OPD])

CREATION DATE/TIME:21-SEP-1997 14:50:46.00

SUBJECT: Re: AP Story -- Docs owe child support get \$ from Medicare

TO: Cynthia A. Rice (CN=Cynthia A. Rice/OU=OPD/O=EOP @ EOP [OPD])

READ:UNKNOWN

TEXT:

are we doing anything about this? it does seem outrageous.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: Elena Kagan (CN=Elena Kagan/OU=OPD/O=EOP [OPD])

CREATION DATE/TIME:21-SEP-1997 14:46:34.00

SUBJECT: Re: NC4733: Deb Price

TO: Richard Socarides (CN=Richard Socarides/OU=WHO/O=EOP @ EOP [WHO])
READ:UNKNOWN

TEXT:

such as? what do you think we should be thinking about?

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: Elena Kagan (CN=Elena Kagan/OU=OPD/O=EOP [OPD])

CREATION DATE/TIME:21-SEP-1997 14:48:13.00

SUBJECT: Re: Tobacco Farmers

TO: George.Phillips (George.Phillips @ justice.usdoj.gov @ INET @ LNWTWY [UNKNOWN])
READ:UNKNOWN

TEXT:

the president is with you on this one. i hope you think that what he said
is strong enough.

Withdrawal/Redaction Marker

Clinton Library

DOCUMENT NO. AND TYPE	SUBJECT/TITLE	DATE	RESTRICTION
004. email	Elena Kagan to Sylvia Mathews; RE: Sorry (1 page)	09/21/1997	Personal Misfile

COLLECTION:

Clinton Presidential Records
Automated Records Management System (Email)
OPD ([From Elena Kagan])
OA/Box Number: 250000

FOLDER TITLE:

[09/12/1997 - 10/07/1997]

2009-1006-F
db1590

RESTRICTION CODES

Presidential Records Act - [44 U.S.C. 2204(a)]

- P1 National Security Classified Information [(a)(1) of the PRA]
- P2 Relating to the appointment to Federal office [(a)(2) of the PRA]
- P3 Release would violate a Federal statute [(a)(3) of the PRA]
- P4 Release would disclose trade secrets or confidential commercial or financial information [(a)(4) of the PRA]
- P5 Release would disclose confidential advice between the President and his advisors, or between such advisors [(a)(5) of the PRA]
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C. Closed in accordance with restrictions contained in donor's deed of gift.

PRM. Personal record misfile defined in accordance with 44 U.S.C. 2201(3).

RR. Document will be reviewed upon request.

Freedom of Information Act - [5 U.S.C. 552(b)]

- b(1) National security classified information [(b)(1) of the FOIA]
- b(2) Release would disclose internal personnel rules and practices of an agency [(b)(2) of the FOIA]
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- b(7) Release would disclose information compiled for law enforcement purposes [(b)(7) of the FOIA]
- b(8) Release would disclose information concerning the regulation of financial institutions [(b)(8) of the FOIA]
- b(9) Release would disclose geological or geophysical information concerning wells [(b)(9) of the FOIA]

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: Elena Kagan (CN=Elena Kagan/OU=OPD/O=EOP [OPD])

CREATION DATE/TIME:21-SEP-1997 18:04:02.00

SUBJECT: Re: Erskine conference memo

TO: Michael Cohen (CN=Michael Cohen/OU=OPD/O=EOP @ EOP [OPD])

READ:UNKNOWN

TEXT:

would you add to your to-dos on conference strategy the rahm plan --i.e.,
sic the teachers unions and other supportive ed groups on some targeted
republicans.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: Elena Kagan (CN=Elena Kagan/OU=OPD/O=EOP [OPD])

CREATION DATE/TIME: 22-SEP-1997 14:22:44.00

SUBJECT: Filipino Veterans

TO: Leanne A. Shimabukuro (CN=Leanne A. Shimabukuro/OU=OPD/O=EOP @ EOP [OPD])
READ: UNKNOWN

TEXT:

leanne -- per bruce, this one's yours. please get in touch with maria and/or doris.

----- Forwarded by Elena Kagan/OPD/EOP on 09/22/97 02:25 PM -----

Elena Kagan
09/20/97 02:50:44 PM
Record Type: Record

To: Bruce N. Reed/OPD/EOP
cc:
Subject: Filipino Veterans

As frank mentioned at yesterday's meeting. Whom do you want to assign? Perhaps Leanne? Mary?
----- Forwarded by Elena Kagan/OPD/EOP on 09/20/97 02:53 PM -----

Maria Echaveste
09/16/97 09:51:11 AM
Record Type: Record

To: Franklin D. Raines/OMB/EOP, Elena Kagan/OPD/EOP, Christopher C. Jennings/OPD/EOP
cc: Doris O. Matsui/WHO/EOP, Marjorie Tarmey/WHO/EOP, Richard Socarides/WHO/EOP
Subject: Filipino Veterans

Folks--this issue has been kicking around and getting more momentum. VA has analyzed over the last few years the claims of these Filipinos for benefits as veterans having fought for the US in WWII. I believe the conclusion is that it would be extremely costly but I don't believe the White House has ever engaged in a substantive analysis of the merits of the claim other than the financial cost. I think we need a process to have this resolved--it has gotten on the President's radar screen. I would be happy to coordinate this process, if you'll assign the appropriate staff members for this work. Thank you.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: Elena Kagan (CN=Elena Kagan/OU=OPD/O=EOP [OPD])

CREATION DATE/TIME:22-SEP-1997 18:25:39.00

SUBJECT: Re: Two Things

TO: Bruce N. Reed (CN=Bruce N. Reed/OU=OPD/O=EOP [OPD])

READ:UNKNOWN

TEXT:

----- Forwarded by Elena Kagan/OPD/EOP on 09/22/97 06:29
PM -----

Ron Klain @ OVP

09/22/97 03:26:43 PM

Record Type: Record

To: Elena Kagan/OPD/EOP

cc:

Subject: Re: Two Things

I think that the immigration review process should be led by DPC, at NPR's request. There is some precedent for this. Jeff Morales will be our person on this, and you should chat with him. Thanks.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: Elena Kagan (CN=Elena Kagan/OU=OPD/O=EOP [OPD])

CREATION DATE/TIME:22-SEP-1997 14:59:22.00

SUBJECT: Re: new idea

TO: Bruce N. Reed (CN=Bruce N. Reed/OU=OPD/O=EOP [OPD])

READ:UNKNOWN

TEXT:

that was pretty good; it made me laugh out loud.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: Elena Kagan (CN=Elena Kagan/OU=OPD/O=EOP [OPD])

CREATION DATE/TIME:22-SEP-1997 14:56:55.00

SUBJECT: Re: new idea

TO: Bruce N. Reed (CN=Bruce N. Reed/OU=OPD/O=EOP [OPD])

READ:UNKNOWN

TEXT:

i hear this is what bubblegum manufacturers are doing too.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: Elena Kagan (CN=Elena Kagan/OU=OPD/O=EOP [OPD])

CREATION DATE/TIME:22-SEP-1997 14:19:31.00

SUBJECT: Re: Two Things

TO: Ron Klain (CN=Ron Klain/O=OVP @ OVP [UNKNOWN])

READ:UNKNOWN

TEXT:

1. I will; and
2. Love to; and
3. do you want to do a joint NPR/DPC process to look into the immigration reforms that the commission will propose on Sept 30? Or do you want to do it all yourself? Or do you want to have nothing to do with it? We've set up a meeting for tomorrow with your npr folks, omb, and counsel's office, so let me know what you want to do before then. Bruce leans toward a joint process, but he's more than willing to defer to your views on the matter.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: Elena Kagan (CN=Elena Kagan/OU=OPD/O=EOP [OPD])

CREATION DATE/TIME:22-SEP-1997 14:20:05.00

SUBJECT: Re: NC4733: Deb Price

TO: Richard Socarides (CN=Richard Socarides/OU=WHO/O=EOP @ EOP [WHO])
READ:UNKNOWN

TEXT:
you're right of course.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: Elena Kagan (CN=Elena Kagan/OU=OPD/O=EOP [OPD])

CREATION DATE/TIME:22-SEP-1997 14:36:45.00

SUBJECT: Re: Welfare to Work Federal Guidebook

TO: Bruce N. Reed (CN=Bruce N. Reed/OU=OPD/O=EOP [OPD])
READ:UNKNOWN

TEXT:

fyi: you're creating extra work for our staff by not hitting the reply to all button.

----- Forwarded by Elena Kagan/OPD/EOP on 09/22/97 02:40 PM -----

Cynthia A. Rice
09/22/97 02:31:29 PM
Record Type: Record

To: Elena Kagan/OPD/EOP, Diana Fortuna/OPD/EOP
cc:
Subject: Re: Welfare to Work Federal Guidebook

fyi
----- Forwarded by Cynthia A. Rice/OPD/EOP on 09/22/97 02:33 PM -----

Bruce N. Reed
09/22/97 09:10:04 AM
Record Type: Record

To: Cynthia A. Rice/OPD/EOP
cc:
Subject: Re: Welfare to Work Federal Guidebook

sure, that's a good NPR idea

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: Elena Kagan (CN=Elena Kagan/OU=OPD/O=EOP [OPD])

CREATION DATE/TIME: 22-SEP-1997 14:56:33.00

SUBJECT: Re: Event ideas

TO: Bruce N. Reed (CN=Bruce N. Reed/OU=OPD/O=EOP [OPD])

READ: UNKNOWN

TEXT:

now you've got it.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: Elena Kagan (CN=Elena Kagan/OU=OPD/O=EOP [OPD])

CREATION DATE/TIME:26-SEP-1997 16:11:02.00

SUBJECT: Re: Food Safety

TO: Mary L. Smith (CN=Mary L. Smith/OU=OPD/O=EOP @ EOP [OPD])

READ:UNKNOWN

TEXT:

Except it was on p. 2! thanks.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: Elena Kagan (CN=Elena Kagan/OU=OPD/O=EOP [OPD])

CREATION DATE/TIME:26-SEP-1997 16:07:22.00

SUBJECT: Re: good morning

TO: jsmarrr (jsmarrr @ OSASPE.DHHS.GOV @ INET @ LNGTWY [UNKNOWN])
READ:UNKNOWN

TEXT:
that's fine. good luck.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: Elena Kagan (CN=Elena Kagan/OU=OPD/O=EOP [OPD])

CREATION DATE/TIME:29-SEP-1997 20:35:33.00

SUBJECT: Re: Congressional Food Safety Letter

TO: Victoria Radd (CN=Victoria Radd/OU=WHO/O=EOP @ EOP [WHO])
READ:UNKNOWN

TEXT:
yes. probably thursday, though it's in rahm's court.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: Elena Kagan (CN=Elena Kagan/OU=OPD/O=EOP [OPD])

CREATION DATE/TIME:29-SEP-1997 15:36:14.00

SUBJECT: Re: govs

TO: Bruce N. Reed (CN=Bruce N. Reed/OU=OPD/O=EOP [OPD])

READ:UNKNOWN

TEXT:

just to make us sweat a little.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: Elena Kagan (CN=Elena Kagan/OU=OPD/O=EOP [OPD])

CREATION DATE/TIME:29-SEP-1997 15:54:36.00

SUBJECT:

TO: LAURA (Pager) #EMMETT (LAURA (Pager) #EMMETT [UNKNOWN])
READ:UNKNOWN

TEXT:

I am in rm 222 with Andrea (Cathy)

MEMORANDUM FOR THE SECRETARY OF HEALTH AND HUMAN SERVICES
SECRETARY OF AGRICULTURE

SUBJECT: Initiative to Ensure the Safety of Imported Fruits and Vegetables

During my Administration, we have taken significant steps to strengthen our entire food safety system, including expanded research, education, and surveillance activities. We also have put into place enhanced safety standards relating particularly to meat, poultry, and seafood products. These measures are greatly improving the safety of the nation's food supply.

We need to build on these efforts, and today I ask you to do so by focusing on the safety of fruits and vegetables. Although the produce Americans eat is very safe, we can and must do even better, particularly with respect to produce imported from foreign countries. Last year, 38 percent of the fruit and 12 percent of the vegetables consumed by Americans came from overseas. We must ensure that these fruits and vegetables are produced under safety systems equivalent to those existing in the United States, at the same time that we upgrade our own domestic standards.

As you know, I am introducing legislation in Congress that will help accomplish this task. This legislation will authorize the Food and Drug Administration (FDA) to halt imports of fruits, vegetables, or other food from any foreign country whose food safety systems and standards are not on par with those of the United States. This authority, which is equivalent to authority the USDA now has to halt the importation of meat and poultry, will enable the FDA to prevent the importation of potentially unsafe foreign produce. In addition, I will provide the necessary funds in my Fiscal Year 1999 budget to enable the FDA to expand dramatically its international inspection force. With this greatly increased ability to inspect food safety conditions abroad, the FDA will be able to determine when to halt the importation of fruits and vegetables from foreign countries.

At the same time, I direct you to take administrative actions that will better ensure the safety of fruits and vegetables coming from abroad, while continuing to improve the safety of domestic produce. You should accelerate whatever food safety research is necessary to support these actions.

First, I direct the Secretary of Health and Human Services, in partnership with the Secretary of Agriculture, to report back to me within 90 days with a plan on how to improve the use of existing and projected resources to monitor agricultural and manufacturing practices abroad, assist foreign countries to improve those practices, and prevent the importation of unsafe produce, including by detecting unsafe food at the dock or border. I especially urge you to consider the best ways to target inspection and testing resources toward those areas where problems are most likely to occur.

Second, I direct the Secretary of Health and Human Services, in partnership with the Secretary of Agriculture and in close cooperation with the agricultural community, to issue

within one year guidance on good agricultural practices and good manufacturing practices for fruits and vegetables. This guidance should address such matters as sanitation, worker health, and water use, should take into account differences in both crops and regions, and should address potential food safety problems throughout the food distribution and marketing system. By providing the first-ever specific safety standards for fruits and vegetables, the guidance will improve the agricultural and manufacturing practices of all those, foreign and domestic, seeking to sell produce in the U.S. market. To ensure that this guidance has the widest possible effect, I also direct the development of coordinated outreach and educational activities.

These steps, taken together and in coordination with the legislation I will send to Congress, will ensure to the fullest extent possible the safety of fruits and vegetables for all Americans. I will also direct the Administrator of the Environmental Protection Agency and the Secretary of Labor to provide you with assistance in achieving this goal.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: Elena Kagan (CN=Elena Kagan/OU=OPD/O=EOP [OPD])

CREATION DATE/TIME:29-SEP-1997 15:38:05.00

SUBJECT: Re: govts

TO: Emily Bromberg (CN=Emily Bromberg/OU=WHO/O=EOP @ EOP [WHO])
READ:UNKNOWN

CC: Diana Fortuna (CN=Diana Fortuna/OU=OPD/O=EOP [OPD])
READ:UNKNOWN

CC: Bruce N. Reed (CN=Bruce N. Reed/OU=OPD/O=EOP [OPD])
READ:UNKNOWN

CC: Cynthia A. Rice (CN=Cynthia A. Rice/OU=OPD/O=EOP @ EOP [OPD])
READ:UNKNOWN

TEXT:

i'm really trying veery hard to understand how mickey could think what he seems to think given our meeting last week.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: Elena Kagan (CN=Elena Kagan/OU=OPD/O=EOP [OPD])

CREATION DATE/TIME:29-SEP-1997 15:34:35.00

SUBJECT: Income and Poverty Fact Sheets

TO: Laura Emmett (CN=Laura Emmett/OU=WHO/O=EOP @ EOP [WHO])

READ:UNKNOWN

TEXT:

please print for me. thanks.

----- Forwarded by Elena Kagan/OPD/EOP on 09/29/97 03:38
PM -----

Russell W. Horwitz
09/29/97 12:10:23 PM
Record Type: Record

To: See the distribution list at the bottom of this message
cc:
Subject: Income and Poverty Fact Sheets

Today, the Census Bureau released their annual survey of Income and Poverty in America for 1996. Attached are our fact sheets.

Message Sent

To:

Lori L. Anderson/WHO/EOP
Barry B. Anderson/OMB/EOP
Brenda M. Anders/WHO/EOP
Kenneth S. Apfel/OMB/EOP
Eli G. Attie/OVP @ OVP
Kris M Balderston/WHO/EOP
David S. Beaubaire/WHO/EOP
Marsha E. Berry/WHO/EOP
Jill M. Blickstein/OMB/EOP
Erskine B. Bowles/WHO/EOP
Emily Bromberg/WHO/EOP
Susan A. Brophy/WHO/EOP
Rebecca A. Cameron/WHO/EOP
Phillip Caplan/WHO/EOP
Laura K. Capps/WHO/EOP
Paul R. Carey/WHO/EOP
Cheryl M. Carter/WHO/EOP
Barbara Chow/WHO/EOP
Michael Cohen/OPD/EOP
Steven A. Cohen/WHO/EOP
Brenda B. Costello/WHO/EOP
Michelle Crisci/WHO/EOP
Betty W. Currie/WHO/EOP
Suzanne Dale/WHO/EOP
Michael Deich/OMB/EOP
Ann T. Eder/WHO/EOP
James T. Edmonds/WHO/EOP

Rahm I. Emanuel/WHO/EOP
Karen E. Finney/WHO/EOP
Diana Fortuna/OPD/EOP
Ben A. Freeland/WHO/EOP
Jason S. Goldberg/WHO/EOP
D. Stephen Goodin/WHO/EOP
Julia R. Green/WHO/EOP
Melissa Green/OPD/EOP
Lawrence J. Haas/OMB/EOP
Daniel D. Heath/OMB/EOP
Nancy V. Hernreich/WHO/EOP
John L. Hilley/WHO/EOP
Katherine Hubbard/WHO/EOP
Peter G. Jacoby/WHO/EOP
Christopher C. Jennings/OPD/EOP
Elena Kagan/OPD/EOP
Thomas A. Kalil/OPD/EOP
Jonathan A. Kaplan/OPD/EOP
Charles Konigsberg/OMB/EOP
Karin Kullman/WHO/EOP
Robert D. Kyle/OPD/EOP
Jeanne Lambrew/OPD/EOP
G N. Lattimore/WHO/EOP
Ann F. Lewis/WHO/EOP
Jacob J. Lew/OMB/EOP
Bruce R. Lindsey/WHO/EOP
Julie E. Mason/WHO/EOP
Sylvia M. Mathews/WHO/EOP
Doris O. Matsui/WHO/EOP
Cathy R. Mays/OPD/EOP
Michael D. McCurry/WHO/EOP
Anne E. McGuire/WHO/EOP
Joseph J. Minarik/OMB/EOP
Linda L. Moore/WHO/EOP
Kevin S. Moran/WHO/EOP
Janet Murguia/WHO/EOP
Alison Muscatine/WHO/EOP
Bob J. Nash/WHO/EOP
Peter O'Keefe/WHO/EOP
Peter R. Orszag/OPD/EOP
Kristen E. Panerali/OPD/EOP
John Podesta/WHO/EOP
Jonathan Prince/WHO/EOP
Victoria Radd/WHO/EOP
Franklin D. Raines/OMB/EOP
Bruce N. Reed/OPD/EOP
Christa Robinson/OPD/EOP
Dorothy Robyn/OPD/EOP
Steven J. Ronnel/WHO/EOP
Stacey L. Rubin/WHO/EOP
Ellen S. Seidman/OPD/EOP
Laura D. Schwartz/WHO/EOP
David Shipley/WHO/EOP
Alice E. Shuffield/OMB/EOP
Jake Siewert/OPD/EOP
Joshua Silverman/WHO/EOP
Stephen B. Silverman/WHO/EOP
Douglas B. Sosnik/WHO/EOP
Jordan Tamagni/WHO/EOP
Daniel K. Tarullo/OPD/EOP
Barry J. Toiv/WHO/EOP
Michael Waldman/WHO/EOP
Paul J. Weinstein Jr./OPD/EOP

Lisa M. Kountoupes/OMB/EOP
 Ronda H. Jackson/WHO/EOP
 Kathleen M. Wallman/WHO/EOP
 Craig T. Smith/WHO/EOP
 Sara M. Latham/WHO/EOP
 Thomas D. Janenda/WHO/EOP
 Charles R. Marr/OPD/EOP
 Beverly J. Barnes/WHO/EOP
 Barbara D. Woolley/WHO/EOP
 Robert B. Johnson/WHO/EOP
 Cynthia A. Rice/OPD/EOP
 Aviva Steinberg/WHO/EOP
 William H. White Jr./WHO/EOP
 Jill M. Pizzuto/OMB/EOP
 Joseph M. Wire/OMB/EOP
 Lisa J. Levin/WHO/EOP
 Lynn G. Cutler/WHO/EOP
 Christopher J. Lavery/WHO/EOP
 Minyon Moore/WHO/EOP
 Craig T. Smith/WHO/EOP
 Karen E. Skelton/WHO/EOP
 Jeffrey A. Forbes/WHO/EOP
 Virginia M. Terzano/OVP @ OVP
 Lorraine A. Voles/OVP @ OVP
 Roger V. Salazar/OVP @ OVP
 Anne H. Lewis/OPD/EOP
 Daniel C. Tate/WHO/EOP
 Mickey Ibarra/WHO/EOP
 Virginia N. Rustique/WHO/EOP
 Elizabeth R. Newman/WHO/EOP
 Emil E. Parker/OPD/EOP
 Leanne A. Shimabukuro/OPD/EOP
 Robert M. Shireman/OPD/EOP
 Robin J. Bachman/WHO/EOP
 Barbara Chow/WHO/EOP
 Ananias Blocker III/WHO/EOP
 Jonathan H. Schnur/OVP @ OVP
 Christopher R. Ulrich/OVP @ OVP
 Christopher F. Walker/WHO/EOP
 Darby E. Stott/WHO/EOP
 Michael V. Terrell/CEQ/EOP
 Ruby Shamir/WHO/EOP
 Neera Tanden/WHO/EOP
 Glen M. Weiner/WHO/EOP
 Andrei H. Cherny/OVP @ OVP
 Paul E. Begala/WHO/EOP
 Marsha E. Berry/WHO/EOP
 Sky Gallegos/WHO/EOP
 Roberta W. Greene/WHO/EOP
 Noa A. Meyer/WHO/EOP

===== ATTACHMENT 1 =====
 ATT CREATION TIME/DATE: 0 00:00:00.00

TEXT:
 Unable to convert ARMS_EXT: [ATTACH.D21]MAIL42417517I.216 to ASCII,
 The following is a HEX DUMP:

```

FF5750438A520100010A02010000000205000000837101000002000008E606324412655BBFD9A97
B5B63282DF0B8A07BBCFE908424225076818D204D151B96E3BDE3EE006066479BD0D052F56180A
A7C1CE5E1E5555ED532A1D97C77479BCBEEA986FBA8EBE0E1007D7BA4870D35C957F99A5806C02
CBEE1917F057BC5417B2FC4CDD2FD4A81F4580AE0F56379B11ABC2A6569C3706EEEF9BC99317B4
  
```

KEY FACTS on CENSUS INCOME AND POVERTY REPORT

September 29, 1996

TODAY, THE CENSUS BUREAU RELEASED A REPORT ON INCOME AND POVERTY IN AMERICA IN 1996. HERE ARE SOME OF THE RESULTS:

- **Typical Family Income Up \$2,169 Since 1993.** Last year, the median family's income, adjusted for inflation, increased 1.2 percent -- the third consecutive yearly rise. Since President Clinton's Economic Plan passed in 1993, median family income has increased from \$40,131 in 1993 to \$42,300 in 1996 -- that's a \$2,169 increase in income, adjusted for inflation. From 1988 to 1992, median family income fell \$1,795, adjusted for inflation.
- **Under President Clinton, The Typical African-American Household's Income Is Up \$2,300.** Since 1993, the median income of African-American households has increased from \$21,209 to \$23,482 -- that's \$2,273 or an 11 percent increase, adjusted for inflation, between 1993 and 1996.
- **Income of Typical Hispanic Household Increased \$1,400 Last Year.** After dropping the previous year, the income of the median Hispanic household, adjusted for inflation, increased from \$23,535 in 1995 to \$24,906 in 1996 -- that's an increase of \$1,371 or 5.8 percent in one year, the biggest one-year increase on record.
- **All Income Groups Have Seen Incomes Rise Since 1993.** Since 1993, every income group -- from the most well-off to the poorest -- experienced a real increase in their income, with the poorest 20 percent of American households experiencing the biggest percentage increase (6.8 percent).
- **After Rising Sharply for 20 Years, Inequality Has Now Stabilized.** After rising for nearly 20 years, income inequality has stayed constant over the last three years. In 1996, incomes rose at all points in the income distribution on an after-tax basis. And while the real income of the American household at the lowest percentile -- the 20th percentile -- stagnated last year on a before-tax basis, it increased 3.3 percent on an after-tax basis, from \$7,927 in 1995 to \$8,189 in 1996.
- **Poverty Rate Fell To 13.7 Percent in 1996 -- Down from 15.1 Percent in 1993.** In 1996, the poverty rate declined to 13.7 percent from 13.8 percent the year before. Since President Clinton signed his Economic Plan into law, the poverty rate has declined from 15.1 percent in 1993 to 13.7 percent last year -- that's the biggest three-year drop in the poverty rate in a decade.
- **The African-American Poverty Rate Dropped To Its Lowest Level In History.** In 1996, the African-American poverty rate declined from 29.3 percent to 28.4 percent -- that's its lowest level recorded since data were first collected in 1959. Since 1993, the African-American poverty rate has dropped from 33.1 percent to 28.4 percent -- that's the largest three-year drop in African-American poverty in nearly 30 years (1967-1970).
- **Under President Clinton, Largest Three-Year Drop in Child Poverty Since 1960s.** In 1996, the child poverty rate declined from 20.8 percent to 20.5 percent. Since President Clinton signed his Economic Plan into law, the child poverty rate has declined from 22.7 percent to 20.5 percent -- that's the biggest three-year drop in nearly 30 years (1966-1969).
- **Child Poverty Among African-Americans Down To Lowest Level in More Than 20 Years.** In 1996, the African-American child poverty rate fell from 41.9 percent to 39.9 percent -- its lowest level since 1974. Since 1993, the child poverty rate among African-Americans has dropped from 46.1 percent to 39.9 percent -- that's the biggest three-year drop on record.
- **4.3 Million People Lifted Out of Poverty By EITC -- Double The Number in 1993.** In 1993, President Clinton expanded the Earned Income Tax Credit, providing a tax cut for low-income working families. In 1996, the EITC lifted 4.3 million people out of poverty -- that's 2.2 million more people than were lifted out of poverty by the EITC in 1993.
- **More Children In Working Families Without Health Insurance.** The number of Americans without health insurance increased by 1.1 million to 41.7 million in 1996. Nearly three-quarters of this increase was due to a rise in the number of uninsured children (up 800,000), most of whom (500,000) were above the poverty line. These are

Automated Records Management System

Hex-Dump Conversion

precisely the kids who will benefit from the \$24 billion investment in children's health care the President signed into law in August -- the biggest children's health care investment since the enactment of Medicaid in 1965.

ADDRESSING OUR REMAINING CHALLENGES

September 29, 1996

TODAY'S CENSUS REPORT ON INCOME AND POVERTY IS GOOD NEWS, OVERALL, FOR AMERICA. WHILE WE HAVE MADE MUCH PROGRESS IN THE LAST 4½ YEARS, TODAY'S REPORT HIGHLIGHTS SOME OF THE CHALLENGES THAT REMAIN.

- **Typical Family Income Stagnated For 20 Years.** During the 20 years before President Clinton took office, median family income stagnated. Since 1993, the typical family's income has increased \$2,169, adjusted for inflation. *But this is not enough. That is why President Clinton fought-- and will continue to fight -- for policies that help raise incomes and families' take-home pay.*
 - **\$500 Child Tax Credit For 27 Million Families with 45 Million Children Under Age 17.** The balanced budget legislation that the President negotiated with the Congress includes a \$500 per-child tax credit for children under age 17. For the typical American family with two kids, this child tax credit will mean \$1,000 more per year in take-home pay.
 - **Education Tax Breaks.** The balanced budget deal also includes a \$1,500 Hope Scholarship to make the first two years of college universally available, and a 20-percent tuition tax credit for college juniors, seniors, graduate students, and working Americans pursuing lifelong learning. For a student attending the average four-year college, these education tax incentives will provide tax savings of up to \$5,000. [Source: Department of the Treasury]
 - **Lower Mortgage Rates Saved Families Thousands.** President Clinton's 1993 Economic Plan cut the deficit more than 80 percent. Experts -- including Alan Greenspan -- agree that this deficit reduction led to a drop in interest rates. And according to the *New York Times* and *Money*, these lower interest rates saved the 10 million families who refinanced their home mortgages \$1,000 to \$2,000 per year, on average. [Source: *New York Times*, 8/3/96; *Money*, 8/96]
- **The Number of Children In Working Families Without Health Care Continues To Rise.** In 1996, children accounted for nearly 75 percent of the 1.1 million more Americans without health insurance. Of the 800,000 additional children without health insurance, about two-thirds came from families living above the poverty line. *This is why the President fought to ensure that the Balanced Budget included \$24 billion to provide meaningful health care coverage to as many as five million of our Nation's uninsured children.*
 - **Balanced Budget Invests Unprecedented \$24 Billion for Uninsured Children.** The President insisted on increasing the investment for children's health from \$16 billion to \$24 billion by including revenue from a new tobacco tax. Because of the President's leadership, this budget will contain the largest children's health care budget increase since the enactment of Medicaid in 1965. Including these additional revenues in the children's health initiative will not only further reduce the number of uninsured children, but it will also serve as a financial barrier to help prevent our children from starting to smoke in the first place.
- **While Every Income Group Has Experienced A Real Income Increase Under President**

Clinton, Income Inequality Increased Slightly in 1996. Since 1993, every income group -- from the most well-off to the poorest -- experienced a real increase in their income, with the poorest 20 percent of American households experiencing the biggest percentage increase (6.8 percent). But, in 1996, the Gini coefficient -- a measure of inequality -- increased slightly. *That is why President Clinton fought -- and will continue to fight -- for policies that help low-income families make ends meet, while they rise up the economic ladder.*

- **Expanded EITC Puts Money Back in Working Families' Pockets.** The President fought for a substantial expansion in the Earned Income Tax Credit in 1993 -- the average family with two kids that received the EITC got a tax cut of \$1,026. In 1996, the EITC lifted 4.3 million out of poverty -- that's 2.2 million more people than were lifted out of poverty by the EITC in 1993.
- **Minimum Wage Hike Increases Pay By \$1,800 for Full-Time Worker.** On September 1, 1997, the minimum wage increased to \$5.15 per hour for nearly 10 million workers. For someone working at \$4.25 per hour, that was a raise of 90-cents per hour - - or \$1,800 per year for a full-time worker.
- **Fought To Ensure Low-Income Families Benefitted from Child Tax Credit.** Because of the President's efforts, 13 million children from families with incomes below \$30,000 will receive the tax credit -- up to 7.5 million more than under the House plans. Families making under \$30,000 -- such as young teachers, police officers, farmers, nurses and others who work hard and play by the rules -- will now receive the child credit. [Source: Department of the Treasury]
- **AmeriCorps College Support.** The AmeriCorps program has enabled 70,000 volunteers to earn money for college by serving their communities and their country.
- **Increased WIC Nearly \$1 Billion.** President Clinton increased funding for WIC -- which provides nutrition packages, nutrition education, and health referrals to low-income pregnant women, infants, and children -- by nearly \$1 billion, or 34 percent, to \$3.8 billion in FY97. The program's participation has expanded by 1.7 million since 1993, from 5.7 to 7.4 million women, infants, and children.
- **Expanded Head Start -- \$1 Billion Higher Each Year.** President Clinton has increased funding for Head Start by 43 percent, from \$2.8 billion in FY93 to \$4.0 billion in FY97. He also created the Early Head Start program in 1994 to support zero-to-3 year olds and their families. And the Balanced Budget agreement increases funding so that 1 million kids can participate in 2002.
- **Doubled Dislocated Worker Funding.** The funding for dislocated workers has been doubled, from \$651 million in FY93 to \$1,286 million in FY97. This year, the dislocated worker program will assist 580,000 workers, up about 300,000 since President Clinton took office.
- **Largest Pell Grant Increase in Two Decades.** The Balanced Budget agreement boosts the maximum 1998 Pell grant from \$2,700 to \$3,000, and expands the program to more poor independent students -- that's the largest increase in two decades.

RECORD TYPE: PRESIDENTIAL (NOTES READ RECEIPT)

CREATOR: Elena Kagan (CN=Elena Kagan/OU=OPD/O=EOP [OPD])

CREATION DATE/TIME:30-SEP-1997 22:39:59.00

SUBJECT: RECEIVED: Re: URGENT: CAMPAIGN FINANCE SAP

TO: Charles Konigsberg (CN=Charles Konigsberg/OU=OMB/O=EOP [OMB])
READ:UNKNOWN

TEXT:
RETURN RECEIPT

Your Document:
Re: URGENT: CAMPAIGN FINANCE SAP
was successfully received by:
CN=Elena Kagan/OU=OPD/O=EOP
at:
09/30/97 08:23:25 PM

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: Elena Kagan (CN=Elena Kagan/OU=OPD/O=EOP [OPD])

CREATION DATE/TIME:30-SEP-1997 20:27:04.00

SUBJECT: Re: Tobacco Meeting Briefing

TO: Sean P. Maloney (CN=Sean P. Maloney/OU=WHO/O=EOP @ EOP [WHO])

READ:UNKNOWN

TEXT:

sorry; I just got this. Bruce is pretty much doing it himself, and should get it down to you shortly.

RECORD TYPE: PRESIDENTIAL (NOTES READ RECEIPT)

CREATOR: Elena Kagan (CN=Elena Kagan/OU=OPD/O=EOP [OPD])

CREATION DATE/TIME:30-SEP-1997 20:29:14.00

SUBJECT: RECEIVED: DOJ letter on Teamster election funding -- URGENT

TO: Melissa N. Benton (CN=Melissa N. Benton/OU=OMB/O=EOP [OMB])
READ:UNKNOWN

TEXT:
RETURN RECEIPT

Your Document:
DOJ letter on Teamster election funding -- URGENT
was successfully received by:
CN=Elena Kagan/OU=OPD/O=EOP
at:
09/30/97 08:28:57 PM

RECORD TYPE: PRESIDENTIAL (NOTES READ RECEIPT)

CREATOR: Elena Kagan (CN=Elena Kagan/OU=OPD/O=EOP [OPD])

CREATION DATE/TIME:30-SEP-1997 20:29:13.00

SUBJECT: RECEIVED: Urgent--REVISED DOJ letter on Teamsters election funding

TO: Melissa N. Benton (CN=Melissa N. Benton/OU=OMB/O=EOP [OMB])
READ:UNKNOWN

TEXT:
RETURN RECEIPT

Your Document:
Urgent--REVISED DOJ letter on Teamsters election funding
was successfully received by:
CN=Elena Kagan/OU=OPD/O=EOP
at:
09/30/97 08:29:14 PM

RECORD TYPE: PRESIDENTIAL (NOTES READ RECEIPT)

CREATOR: Elena Kagan (CN=Elena Kagan/OU=OPD/O=EOP [OPD])

CREATION DATE/TIME:30-SEP-1997 20:29:15.00

SUBJECT: RECEIVED: Reminder--Comments on LRM MNB51 are due

TO: Melissa N. Benton (CN=Melissa N. Benton/OU=OMB/O=EOP [OMB])
READ:UNKNOWN

TEXT:
RETURN RECEIPT

Your Document:
Reminder--Comments on LRM MNB51 are due
was successfully received by:
CN=Elena Kagan/OU=OPD/O=EOP
at:
09/30/97 08:27:29 PM

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: Elena Kagan (CN=Elena Kagan/OU=OPD/O=EOP [OPD])

CREATION DATE/TIME:30-SEP-1997 20:20:42.00

SUBJECT: Re: Contribution for Flowers

TO: Cathy R. Mays (CN=Cathy R. Mays/OU=OPD/O=EOP @ EOP [OPD])

READ:UNKNOWN

TEXT:

yes -- grab me.

MEMORANDUM FOR THE SECRETARY OF HEALTH AND HUMAN SERVICES
SECRETARY OF AGRICULTURE

SUBJECT: Initiative to Ensure the Safety of Imported and Domestic Fruits
and Vegetables

As you know, American consumers today enjoy the safest food supply in the world, and I am proud of the Administration's record in this area. During my Administration, we have taken significant steps to ensure that we maintain the safest food possible. We have put in place improved safety standards for meat, poultry, and seafood products, and we have begun the process of developing enhanced safety standards for fruit and vegetable juices. We have also expanded research, education, and surveillance activities through coordinated efforts of all agencies involved in food safety issues. Together, these measures will greatly improve the safety of the nation's food supply.

We need to build on these efforts, and today I ask you to do so by focusing on the safety of fruits and vegetables. Although the produce Americans eat is very safe, we can and must do even better, especially at a time when Americans are eating more fruits and vegetables from all over the world. Last year, 38 percent of the fruit and 12 percent of the vegetables consumed by Americans came from overseas. We must ensure that fruits and vegetables coming from abroad are as safe as those produced in the United States, especially as we upgrade our own domestic standards.

To help accomplish this task, I plan to ask Congress to enact legislation that will require the Food and Drug Administration (FDA) to halt imports of fruits, vegetables, or other food from any foreign country whose food safety systems and standards are not on par with those of the United States. This legislation, which will be similar to existing law requiring the USDA to halt the importation of meat and poultry from such countries, will enable the FDA to prevent the importation of potentially unsafe foreign produce. In addition, I will provide the necessary funds in my Fiscal Year 1999 budget to enable the FDA to expand dramatically its international food inspection force. With this greatly increased ability to inspect food safety conditions abroad and at points of entry, the FDA will be able to determine when to halt the importation of fruits and vegetables from foreign countries.

I also hereby direct two administrative actions that will better ensure the safety of fruits and vegetables coming from abroad, while continuing to improve the safety of domestic produce.

First, I direct the Secretary of Health and Human Services, in partnership with the Secretary of Agriculture and in close cooperation with the agricultural community, to issue within one year guidance on good agricultural practices and good manufacturing practices for fruits and vegetables. This guidance should address ways to prevent potential sources of contamination, should take into account differences in both crops and regions, and should address food safety issues throughout the food production and distribution system. By providing the first-ever specific safety standards for fruits and vegetables, the guidance will improve the

agricultural and manufacturing practices of all those seeking to sell produce in the U.S. market. To ensure that this guidance has the widest possible effect, I also direct the development of coordinated outreach and educational activities.

Second, I direct the Secretary of Health and Human Services and the Secretary of Agriculture, to report back to me within 90 days with a status report and complete schedule for the good agricultural and manufacturing practices, and a plan on how to improve the monitoring of agricultural and manufacturing practices abroad, to assist foreign countries to improve those practices where necessary, and to prevent the importation of unsafe produce, including by detecting unsafe food at the dock or border. I especially urge you to consider the best ways to target inspection and testing toward those areas where problems are most likely to occur.

In addition to taking these actions, you should accelerate whatever food safety research is necessary to support them. These steps, taken together and in coordination with the legislation I will send to Congress, will improve the safety of fruits and vegetables for all Americans. I also will direct the Administrator of the Environmental Protection Agency and the Secretary of Labor and other necessary agencies to provide you with assistance in achieving this goal.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: Elena Kagan (CN=Elena Kagan/OU=OPD/O=EOP [OPD])

CREATION DATE/TIME: 3-OCT-1997 10:59:52.00

SUBJECT: Re: Sec. Riley

TO: Mickey Ibarra (CN=Mickey Ibarra/OU=WHO/O=EOP @ EOP [WHO])
READ:UNKNOWN

CC: Sylvia M. Mathews (CN=Sylvia M. Mathews/OU=WHO/O=EOP @ EOP [WHO])
READ:UNKNOWN

CC: Janet Murguia (CN=Janet Murguia/OU=WHO/O=EOP @ EOP [WHO])
READ:UNKNOWN

CC: Bruce N. Reed (CN=Bruce N. Reed/OU=OPD/O=EOP [OPD])
READ:UNKNOWN

CC: Erskine B. Bowles (CN=Erskine B. Bowles/OU=WHO/O=EOP @ EOP [WHO])
READ:UNKNOWN

CC: Maria Echaveste (CN=Maria Echaveste/OU=WHO/O=EOP @ EOP [WHO])
READ:UNKNOWN

CC: Michael Cohen (CN=Michael Cohen/OU=OPD/O=EOP @ EOP [OPD])
READ:UNKNOWN

TEXT:

The memo your e-mail refers to went to the Staff Secretary late yesterday afternoon, but has not yet been staffed. In response to your e-mail, I have asked the Staff Secretary to make sure that you, Maria, and Janet get a copy of the final version. (I believe you came across a draft that John and Bruce were in the middle of editing.)

As you all know, there are lots of complexities here, and we should not get ahead of ourselves. In particular, we should not suggest to Becerra that we are willing to pay for a Spanish language test (even a commercially available one), until we figure out whether that promise would make Ravitch, Bennett, and the many people they influence walk away from the Senate deal. (It might or might not have this effect.) I worry about White House people talking with Becerra on this issue without at least consulting with me or Mike (who were out for the Jewish holiday) or Bruce (who was on a plane to Florida).

Mickey Ibarra
10/03/97 09:37:57 AM
Record Type: Record

To: See the distribution list at the bottom of this message
cc: Erskine B. Bowles/WHO/EOP, Sylvia M. Mathews/WHO/EOP
Subject: Sec. Riley

I received a call from Sec. Riley late yesterday seeking my views on the likelihood of support by Cong. Xavier Becerra for a Spanish equivalent reading test that is available by commercial company. His idea was to offer this in lieu of the national reading test in English to designated Spanish speaking students. I agreed to work with Janet Murguia to contact

Xavier to run the idea by him to see if there was sufficient interest to pursue this with the President as an option BEFORE the Secretary went any further. Janet spoke to Xavier last night. He is interested in discussing this option with us. I reported this to the Secretary. He would like us to consider how best to get the President's consideration of this option, and if approved, how best to open discussions with Xavier on it.

Late in my dealings with this issue yesterday, I inadvertently came across a memo to the President from Bruce, Mike, and John dated Oct. 2 on this very subject. The Secretary indicated he had not seen it yet. I read parts germane to this subject to him by phone. Elena is in today and has agreed to meet with Maria, Janet, and I to revisit the memo in light of yesterday's activity. Sec. Riley wants to hear from us today on what next.

Again, I appeal to DPC to keep me, Maria, and Janet in the loop on all Correspondence related to our national standards and testing initiative. Each of us has different and important responsibilities to help with this initiative. I have also alerted the Staff Secretary's office to my concern. Thanks.

Message Sent

To: _____

Michael Cohen/OPD/EOP
Bruce N. Reed/OPD/EOP
Elena Kagan/OPD/EOP
Maria Echaveste/WHO/EOP
Janet Murguia/WHO/EOP

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: Elena Kagan (CN=Elena Kagan/OU=OPD/O=EOP [OPD])

CREATION DATE/TIME: 3-OCT-1997 17:38:19.00

SUBJECT: Re: Race Initiative Development

TO: Andrew J. Mayock (CN=Andrew J. Mayock/OU=WHO/O=EOP @ EOP [WHO])
READ:UNKNOWN

CC: Jose Cerda III (CN=Jose Cerda III/OU=OPD/O=EOP @ EOP [OPD])
READ:UNKNOWN

CC: Thomas L. Freedman (CN=Thomas L. Freedman/OU=OPD/O=EOP @ EOP [OPD])
READ:UNKNOWN

TEXT:

You know, I hadn't finished that message when I inadvertantly sent it.

Other things:

1. Can we combine policy and enforcement?
2. Can we put Tom Freedman in that group too?
3. Can you put me on the tough messages group?

Many thanks.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: Elena Kagan (CN=Elena Kagan/OU=OPD/O=EOP [OPD])

CREATION DATE/TIME: 3-OCT-1997 11:06:40.00

SUBJECT: Hate Crimes Conference working group

TO: Laura Emmett (CN=Laura Emmett/OU=WHO/O=EOP @ EOP [WHO])
READ:UNKNOWN

TEXT:

----- Forwarded by Elena Kagan/OPD/EOP on 10/03/97 11:05
AM -----

Richard Socarides 10/01/97 06:06:31 PM

Record Type: Record

To: See the distribution list at the bottom of this message
cc:
Subject: Hate Crimes Conference working group

We will not have our regular weekly Hate Crimes Conference Working Group meeting this Thursday. The next Working Group meeting will be Thursday, October 9th at 2pm. 472OEOB. However, there will be a candidate selection meeting in place of the regular meeting, so if your working with the candidate selection team, that meeting is on for Thursay, 9/2, at 2pm, 476 OEOB.

Message Sent

To: _____
June G. Turner/WHO/EOP
Beverly J. Barnes/WHO/EOP
Andrew J. Mayock/WHO/EOP
Stephen B. Silverman/WHO/EOP
Thurgood Marshall Jr/WHO/EOP
Ann F. Lewis/WHO/EOP
Ann F. Walker/WHO/EOP
Michael Waldman/WHO/EOP
Katharine Button/WHO/EOP
Mickey Ibarra/WHO/EOP
Fred DuVal/WHO/EOP
Lynn G. Cutler/WHO/EOP
Jeffrey A. Forbes/WHO/EOP
Tracey E. Thornton/WHO/EOP
Peter G. Jacoby/WHO/EOP
Raymond E. Donnelly III/WHO/EOP
Setti D. Warren/WHO/EOP
Craig T. Smith/WHO/EOP
Minyon Moore/WHO/EOP
Karen E. Skelton/WHO/EOP
Bob J. Nash/WHO/EOP
Laura K. Demeo/WHO/EOP
Michael D. McCurry/WHO/EOP
Joseph P. Lockhart/WHO/EOP
Barry J. Toiv/WHO/EOP
Jennifer M. Palmieri/WHO/EOP
Phillip Caplan/WHO/EOP

Sean P. Maloney/WHO/EOP
Kyle M. Baker/WHO/EOP
Donald H. Gips/OVP @ OVP
Toby Donenfeld/OVP @ OVP
Ansley Jones/OVP @ OVP
Judith A. Winston/PIR/EOP
Michael Wenger/PIR/EOP
Lin Liu/PIR/EOP
WARNATH_S @ A1 @ CD @ LNGTWY
Elena Kagan/OPD/EOP
Thomas L. Freedman/OPD/EOP
Mary L. Smith/OPD/EOP
Marsha Scott/WHO/EOP
Christine A. Stanek/WHO/EOP
Maria Echaveste/WHO/EOP
Mark Hunker/WHO/EOP
Marjorie Tarmey/WHO/EOP
Susan M. Liss/OVP @ OVP
Steven W. Adamske/OVP @ OVP
Elisa Millsap/WHO/EOP
Jon P. Jennings/WHO/EOP
Audrey T. Haynes/WHO/EOP
Estela Mendoza/WHO/EOP
Peter Rundlet/WHO/EOP
Cheryl D. Mills/WHO/EOP
Dawn M. Chirwa/WHO/EOP
Doris O. Matsui/WHO/EOP
Richard L. Hayes/WHO/EOP
Robert N. Weiner/WHO/EOP
Jose Cerda III/OPD/EOP
Robert B. Johnson/WHO/EOP
Cheryl M. Carter/WHO/EOP
Ann T. Eder/WHO/EOP
Robin Leeds/WHO/EOP
Deborah B. Mohile/WHO/EOP
Jena V. Roscoe/WHO/EOP
Sondra L. Seba/WHO/EOP
Ilia V. Velez/WHO/EOP
William H. White Jr./WHO/EOP
Laura D. Schwartz/WHO/EOP
Nelson Reyneri/WHO/EOP
Trooper Sanders/OVP @ OVP
Christian M. Grantham/WHO/EOP

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: Elena Kagan (CN=Elena Kagan/OU=OPD/O=EOP [OPD])

CREATION DATE/TIME: 3-OCT-1997 11:02:02.00

SUBJECT: Re: Next Crack Cocaine Working Group

TO: Laura Emmett (CN=Laura Emmett/OU=WHO/O=EOP @ EOP [WHO])
READ:UNKNOWN

TEXT:

----- Forwarded by Elena Kagan/OPD/EOP on 10/03/97 11:01 AM -----

Charles A. Blanchard
10/02/97 04:12:15 PM
Record Type: Record

To: Charles A. Blanchard/ONDCP/EOP
cc: See the distribution list at the bottom of this message
Subject: Re: Next Crack Cocaine Working Group

Opps. The next Crack Cocaine Working Group will meet next TUESDAY, not Monday. October 7th, 1 pm, OEOB 476.

Message Copied

To: _____

- Hoover Adger Jr./ONDCP/EOP
- Alejandra Y. Castillo/ONDCP/EOP
- Dennis E. Greenhouse/ONDCP/EOP
- Robert F. Housman/ONDCP/EOP
- Francis X. Kinney/ONDCP/EOP
- Judith E. Leonard/ONDCP/EOP
- Sammie C. Grizzle/ONDCP/EOP
- Jose Cerda III/OPD/EOP
- Elena Kagan/OPD/EOP
- Leanne A. Shimabukuro/OPD/EOP
- Karen A. Popp/WHO/EOP
- Michelle Crisci/WHO/EOP
- Leroy J. Jones/ONDCP/EOP
- Carol A. Bergman/ONDCP/EOP

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: Elena Kagan (CN=Elena Kagan/OU=OPD/O=EOP [OPD])

CREATION DATE/TIME: 3-OCT-1997 18:42:37.00

SUBJECT: Re: Food Safety Congressional Letter

TO: Victoria Radd (CN=Victoria Radd/OU=WHO/O=EOP @ EOP [WHO])

READ:UNKNOWN

TEXT:
you bet

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: Elena Kagan (CN=Elena Kagan/OU=OPD/O=EOP [OPD])

CREATION DATE/TIME: 3-OCT-1997 17:09:20.00

SUBJECT: Re: Race Initiative Development

TO: Andrew J. Mayock (CN=Andrew J. Mayock/OU=WHO/O=EOP @ EOP [WHO])
READ:UNKNOWN

CC: Thomas L. Freedman (CN=Thomas L. Freedman/OU=OPD/O=EOP @ EOP [OPD])
READ:UNKNOWN

CC: Jose Cerda III (CN=Jose Cerda III/OU=OPD/O=EOP @ EOP [OPD])
READ:UNKNOWN

TEXT:

1. Given your description of the cabinet affairs working group, I think someone from DPC should be on it. Can I nominate Jose?

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: Elena Kagan (CN=Elena Kagan/OU=OPD/O=EOP [OPD])

CREATION DATE/TIME: 3-OCT-1997 17:04:34.00

SUBJECT: Monday Conference call with Wade Randlett

TO: Michael Cohen (CN=Michael Cohen/OU=OPD/O=EOP @ EOP [OPD])

READ:UNKNOWN

TEXT:

----- Forwarded by Elena Kagan/OPD/EOP on 10/03/97 05:08
PM -----

Peter Rundlet

10/03/97 04:45:42 PM

Record Type: Record

To: See the distribution list at the bottom of this message

cc: See the distribution list at the bottom of this message

Subject: Monday Conference call with Wade Randlett

John has asked that each of you participate in a 15-minute conference call with Wade Randlett, Political Director of the Technology Network (aka TechNet), which is a consortium of high tech CEOs. The call is at 3:00 on Monday, October 6, and will take place in John's office.

We will discuss the ways in which we can work together to advance the President's Educational Tests and Standards Initiative.

Message Sent

To:

John Podesta/WHO/EOP
Paul E. Begala/WHO/EOP
Elena Kagan/OPD/EOP
Ann F. Lewis/WHO/EOP
Bruce N. Reed/OPD/EOP

Message Copied

To:

Cathy R. Mays/OPD/EOP
Sara M. Latham/WHO/EOP
Laura Emmett/WHO/EOP
Eleanor S. Parker/WHO/EOP
Ruby Shamir/WHO/EOP

Withdrawal/Redaction Marker

Clinton Library

DOCUMENT NO. AND TYPE	SUBJECT/TITLE	DATE	RESTRICTION
005. email	Elena Kagan to Mickey Ibarra; RE: Sec. Riley (partial) (1 page)	10/03/1997	P2

COLLECTION:

Clinton Presidential Records
Automated Records Management System (Email)
OPD ([From Elena Kagan])
OA/Box Number: 250000

FOLDER TITLE:

[09/12/1997 - 10/07/1997]

2009-1006-F
db1590

RESTRICTION CODES

Presidential Records Act - [44 U.S.C. 2204(a)]

- P1 National Security Classified Information [(a)(1) of the PRA]
- P2 Relating to the appointment to Federal office [(a)(2) of the PRA]
- P3 Release would violate a Federal statute [(a)(3) of the PRA]
- P4 Release would disclose trade secrets or confidential commercial or financial information [(a)(4) of the PRA]
- P5 Release would disclose confidential advice between the President and his advisors, or between such advisors [(a)(5) of the PRA]
- P6 Release would constitute a clearly unwarranted invasion of personal privacy [(a)(6) of the PRA]

C. Closed in accordance with restrictions contained in donor's deed of gift.

PRM. Personal record misfile defined in accordance with 44 U.S.C. 2201(3).

RR. Document will be reviewed upon request.

Freedom of Information Act - [5 U.S.C. 552(b)]

- b(1) National security classified information [(b)(1) of the FOIA]
- b(2) Release would disclose internal personnel rules and practices of an agency [(b)(2) of the FOIA]
- b(3) Release would violate a Federal statute [(b)(3) of the FOIA]
- b(4) Release would disclose trade secrets or confidential or financial information [(b)(4) of the FOIA]
- b(6) Release would constitute a clearly unwarranted invasion of personal privacy [(b)(6) of the FOIA]
- b(7) Release would disclose information compiled for law enforcement purposes [(b)(7) of the FOIA]
- b(8) Release would disclose information concerning the regulation of financial institutions [(b)(8) of the FOIA]
- b(9) Release would disclose geological or geophysical information concerning wells [(b)(9) of the FOIA]

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: Elena Kagan (CN=Elena Kagan/OU=OPD/O=EOP [OPD])

CREATION DATE/TIME: 3-OCT-1997 17:01:02.00

SUBJECT: Re: Sec. Riley

TO: Mickey Ibarra (CN=Mickey Ibarra/OU=WHO/O=EOP @ EOP [WHO])
READ:UNKNOWN

CC: Maria Echaveste (CN=Maria Echaveste/OU=WHO/O=EOP @ EOP [WHO])
READ:UNKNOWN

CC: Janet Murguia (CN=Janet Murguia/OU=WHO/O=EOP @ EOP [WHO])
READ:UNKNOWN

CC: Michael Cohen (CN=Michael Cohen/OU=OPD/O=EOP @ EOP [OPD])
READ:UNKNOWN

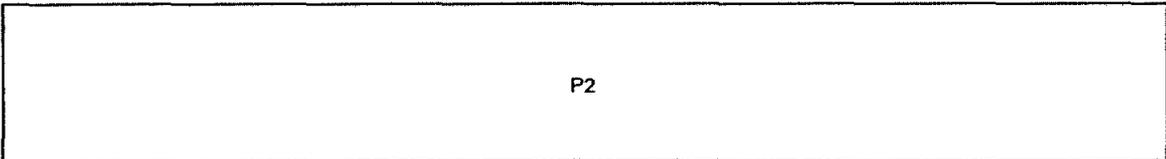
TEXT:

I believe Mike has added the word "Republican." (Phil circulated a copy that was given to him before our meeting.) Am I right, Mike??

A meeting on the conference question sounds like a good idea.

Mickey Ibarra
10/03/97 04:50:11 PM
Record Type: Record

To: Elena Kagan/OPD/EOP
cc: Michael Cohen/OPD/EOP, Maria Echaveste/WHO/EOP, Janet Murguia/WHO/EOP
Subject: Re: Sec. Riley



[005]

I understand the final Update on National Tests is now complete and out. I have a new copy. The change we discussed on page three (adding "Republican" was not added. I assume others did not agree with us. This continues to bother me because it is not accurate as stated in my view but in the end, I understand this is your call.)

After our meeting today, Michael and I continued our discussion regarding a WH Conference of Mayors on Public Schools. We agreed that I should try to pull a meeting together next week as early as possible with OPL, NEC and DPC to discuss the possibility with an eye towards announcing this conference at the OCT. 15 meeting in Detroit of the Great City Schools and USCM. What say you on this?

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: Elena Kagan (CN=Elena Kagan/OU=OPD/O=EOP [OPD])

CREATION DATE/TIME: 3-OCT-1997 18:43:24.00

SUBJECT: memo

TO: Michael Cohen (CN=Michael Cohen/OU=OPD/O=EOP @ EOP [OPD])

READ:UNKNOWN

TEXT:

please send copies of the final to mickey, maria, and janet.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: Elena Kagan (CN=Elena Kagan/OU=OPD/O=EOP [OPD])

CREATION DATE/TIME: 3-OCT-1997 15:20:05.00

SUBJECT: The President's trip to NJ/PA

TO: Laura Emmett (CN=Laura Emmett/OU=WHO/O=EOP @ EOP [WHO])

READ:UNKNOWN

TEXT:

----- Forwarded by Elena Kagan/OPD/EOP on 10/03/97 03:20
PM -----

Sean P. Maloney

10/03/97 02:42:30 PM

Record Type: Record

To: See the distribution list at the bottom of this message

CC:

Subject: The President's trip to NJ/PA

On Wednesday, October 8, 1997, the President will travel to New Jersey for a child care event, a luncheon and a reception. He will then travel to Philadelphia for a meeting with Mayor Rendell and several DNC events.

Deadlines for the President's trip book are as follows:

NJ & PA Background Memos: DUE MONDAY, OCT. 6 AT 6:00 P.M.

- Political Memos
- Economic 1-Pagers
- CEQ Hot Issues
- Cabinet Affairs Hot Issues
- Accomplishments

NJ & PA Event Memos: DUE TUESDAY, OCT. 7 AT 6:00 P.M.

- Child Care Event
- McGreevy Luncheon
- DNC Reception
- Mayor Rendell Meeting
- Young Democrats Reception
- DNC Reception and Dinner

Please call or e-mail me if you have any questions. Thanks.

Message Sent

To:

Lori L. Anderson/WHO/EOP
Brenda M. Anders/WHO/EOP
Kris M Balderston/WHO/EOP
Nicholas R. Baldick/WHO/EOP
Barbara A. Barclay/WHO/EOP
David S. Beaubaire/WHO/EOP
Debra D. Bird/WHO/EOP

Emily Bromberg/WHO/EOP
Laura K. Capps/WHO/EOP
Jose Cerda III/OPD/EOP
Daniel K. Chang/CEA/EOP
Carolyn E. Cleveland/WHO/EOP
Michael Cohen/OPD/EOP
Brenda B. Costello/WHO/EOP
Suzanne Dale/WHO/EOP
Jennifer D. Dudley/WHO/EOP
Maria Echaveste/WHO/EOP
Anne M. Edwards/WHO/EOP
Paul K. Engskov/WHO/EOP
Shelley N. Fidler/CEQ/EOP
Karen E. Finney/WHO/EOP
Andrew Friendly/WHO/EOP
Jeremy M. Gaines/WHO/EOP
D. Stephen Goodin/WHO/EOP
Laura A. Graham/WHO/EOP
Jason S. Goldberg/WHO/EOP
Julia R. Green/WHO/EOP
Nancy V. Hernreich/WHO/EOP
Russell W. Horwitz/OPD/EOP
Katherine Hubbard/WHO/EOP
Phu D. Huynh/WHO/EOP
Cynthia M. Jasso-Rotunno/WHO/EOP
Cynthia M. Jasso-Rotunno/WHO/EOP
Elena Kagan/OPD/EOP
Kirk T. Hanlin/WHO/EOP
Joshua A. King/WHO/EOP
Karin Kullman/WHO/EOP
Sara M. Latham/WHO/EOP
Christopher J. Lavery/WHO/EOP
Ann F. Lewis/WHO/EOP
Bruce R. Lindsey/WHO/EOP
Joseph P. Lockhart/WHO/EOP
Sylvia M. Mathews/WHO/EOP
Andrew J. Mayock/WHO/EOP
Anne E. McGuire/WHO/EOP
Megan C. Moloney/WHO/EOP
Linda L. Moore/WHO/EOP
Minyon Moore/WHO/EOP
Kevin S. Moran/WHO/EOP
Mary Morrison/WHO/EOP
Elizabeth R. Newman/WHO/EOP
Peter R. Orszag/OPD/EOP
Jennifer M. Palmieri/WHO/EOP
Simeona F. Pasquil/WHO/EOP
John Podesta/WHO/EOP
Sarah J. Reber/CEA/EOP
Christa Robinson/OPD/EOP
Dan K. Rosenthal/WHO/EOP
Laura D. Schwartz/WHO/EOP
Jake Siewert/OPD/EOP
Joshua Silverman/WHO/EOP
Stephen B. Silverman/WHO/EOP
Craig T. Smith/WHO/EOP
Todd Stern/WHO/EOP
Darby E. Stott/WHO/EOP
Aviva Steinberg/WHO/EOP
Stephanie S. Streett/WHO/EOP
Jordan Tamagni/WHO/EOP
Marjorie Tarmey/WHO/EOP
Michael V. Terrell/CEQ/EOP

Barry J. Toiv/WHO/EOP
June G. Turner/WHO/EOP
Peter G. Umhofer/CEQ/EOP
Beth A. Viola/CEQ/EOP
Michael Waldman/WHO/EOP
Kathleen M. Wallman/WHO/EOP
Ann F. Walker/WHO/EOP
Christopher Wayne/WHO/EOP
Christopher F. Walker/WHO/EOP
Dorian V. Weaver/WHO/EOP
Paul J. Weinstein Jr./OPD/EOP
Daniel Wexler/WHO/EOP
Cecily C. Williams/WHO/EOP
Jonathan H. Adashek/WHO/EOP
Jon P. Jennings/WHO/EOP
Virginia Apuzzo/WHO/EOP

RECORD TYPE: PRESIDENTIAL (NOTES READ RECEIPT)

CREATOR: Elena Kagan (CN=Elena Kagan/OU=OPD/O=EOP [OPD])

CREATION DATE/TIME: 3-OCT-1997 11:52:17.00

SUBJECT: RECEIVED: Reminder--Comments on LRM MNB54 Due at Noon Today

TO: Melissa N. Benton (CN=Melissa N. Benton/OU=OMB/O=EOP [OMB])
READ:UNKNOWN

TEXT:
RETURN RECEIPT

Your Document:
Reminder--Comments on LRM MNB54 Due at Noon Today
was successfully received by:
CN=Elena Kagan/OU=OPD/O=EOP
at:
10/03/97 11:52:01 AM

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: Elena Kagan (CN=Elena Kagan/OU=OPD/O=EOP [OPD])

CREATION DATE/TIME: 3-OCT-1997 17:38:30.00

SUBJECT: Re: Race Initiative Development

TO: Jose Cerda III (CN=Jose Cerda III/OU=OPD/O=EOP @ EOP [OPD])

READ:UNKNOWN

TEXT:

I sympathize.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: Elena Kagan (CN=Elena Kagan/OU=OPD/O=EOP [OPD])

CREATION DATE/TIME: 4-OCT-1997 19:16:22.00

SUBJECT: Secret Service/Collective Bargaining

TO: Karen Tramontano (CN=Karen Tramontano/OU=WHO/O=EOP @ EOP [WHO])
READ:UNKNOWN

Jose Cerda III (CN=Jose Cerda III/OU=OPD/O=EOP [OPD])
READ:UNKNOWN

Christa Robinson (CN=Christa Robinson/OU=OPD/O=EOP [OPD])
READ:UNKNOWN

TEXT:

So what's new on this? What does Treasury's memo look like?
----- Forwarded by Elena Kagan/OPD/EOP on 10/04/97 07:19
PM -----

Jose Cerda III
09/30/97 10:46:13 AM
Record Type: Record

To: Elena Kagan/OPD/EOP
cc:
Subject: Secret Service/Collective Bargaining

Elena:

I bumped into Karen from Erskine's staff last night and asked her about the status of our favorite labor issue. She mention that she and Erskine had just received a memo from Treasury on the topic and would be reviewing it. It may be time to check-in w/the COS's office and see what there next move is.

Jose'

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: Elena Kagan (CN=Elena Kagan/OU=OPD/O=EOP [OPD])

CREATION DATE/TIME: 4-OCT-1997 10:24:57.00

SUBJECT: memo

TO: Michael Cohen (CN=Michael Cohen/OU=OPD/O=EOP @ EOP [OPD])

READ: UNKNOWN

TEXT:

not to carp, but on memos to the president, it's usually wise to spellcheck.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: Elena Kagan (CN=Elena Kagan/OU=OPD/O=EOP [OPD])

CREATION DATE/TIME: 4-OCT-1997 19:14:34.00

SUBJECT: Re: today's immigration meeting

TO: Leanne A. Shimabukuro (CN=Leanne A. Shimabukuro/OU=OPD/O=EOP @ EOP [.OPD])
READ:UNKNOWN

CC: Jose Cerda III (CN=Jose Cerda III/OU=OPD/O=EOP @ EOP [OPD])
READ:UNKNOWN

TEXT:

So what are we doing on this? Who are we (or you) meeting with? when?
let's get up a workplan (with internal and external meetings), so that
when Chick drags me to the AG, I have something to say about our process
(that sounds cynical -- also so we can get something done). Thanks.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: Elena Kagan (CN=Elena Kagan/OU=OPD/O=EOP [OPD])

CREATION DATE/TIME: 6-OCT-1997 14:26:42.00

SUBJECT: Re: Preliminary conference notes Labor/HHS

TO: Bruce N. Reed (CN=Bruce N. Reed/OU=OPD/O=EOP [OPD])

READ:UNKNOWN

TEXT:

does that change anything?

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: Elena Kagan (CN=Elena Kagan/OU=OPD/O=EOP [OPD])

CREATION DATE/TIME: 6-OCT-1997 14:22:12.00

SUBJECT: REVISED FACT SHEET ON LINE ITEM VETO

TO: Laura Emmett (CN=Laura Emmett/OU=WHO/O=EOP @ EOP [WHO])
READ:UNKNOWN

TEXT:
please print

----- Forwarded by Elena Kagan/OPD/EOP on 10/06/97 02:26
PM -----

Russell W. Horwitz
10/06/97 01:04:52 PM
Record Type: Record

To: See the distribution list at the bottom of this message
cc:
Subject: REVISED FACT SHEET ON LINE ITEM VETO

should read \$290 million, not billion.

Message Sent

- To: _____
- Lori L. Anderson/WHO/EOP
 - Barry B. Anderson/OMB/EOP
 - Brenda M. Anders/WHO/EOP
 - Kris M Balderston/WHO/EOP
 - David S. Beaubaire/WHO/EOP
 - Marsha E. Berry/WHO/EOP
 - Jill M. Blickstein/OMB/EOP
 - Erskine B. Bowles/WHO/EOP
 - Emily Bromberg/WHO/EOP
 - Susan A. Brophy/WHO/EOP
 - Rebecca A. Cameron/WHO/EOP
 - Phillip Caplan/WHO/EOP
 - Laura K. Capps/WHO/EOP
 - Paul R. Carey/WHO/EOP
 - Cheryl M. Carter/WHO/EOP
 - Barbara Chow/WHO/EOP
 - Michael Cohen/OPD/EOP
 - Steven A. Cohen/WHO/EOP
 - Brenda B. Costello/WHO/EOP
 - Michelle Crisci/WHO/EOP
 - Betty W. Currie/WHO/EOP
 - Suzanne Dale/WHO/EOP
 - Michael Deich/OMB/EOP
 - Ann T. Eder/WHO/EOP
 - James T. Edmonds/WHO/EOP
 - Rahm I. Emanuel/WHO/EOP
 - Karen E. Finney/WHO/EOP
 - Diana Fortuna/OPD/EOP
 - Ben A. Freeland/WHO/EOP
 - Jason S. Goldberg/WHO/EOP

D. Stephen Goodin/WHO/EOP
Julia R. Green/WHO/EOP
Melissa Green/OPD/EOP
Lawrence J. Haas/OMB/EOP
Daniel D. Heath/OMB/EOP
Nancy V. Hernreich/WHO/EOP
John L. Hilley/WHO/EOP
Katherine Hubbard/WHO/EOP
Peter G. Jacoby/WHO/EOP
Christopher C. Jennings/OPD/EOP
Elena Kagan/OPD/EOP
Thomas A. Kalil/OPD/EOP
Jonathan A. Kaplan/OPD/EOP
Charles Konigsberg/OMB/EOP
Karin Kullman/WHO/EOP
Robert D. Kyle/OPD/EOP
Jeanne Lambrew/OPD/EOP
G N. Lattimore/WHO/EOP
Ann F. Lewis/WHO/EOP
Jacob J. Lew/OMB/EOP
Bruce R. Lindsey/WHO/EOP
Julie E. Mason/WHO/EOP
Sylvia M. Mathews/WHO/EOP
Doris O. Matsui/WHO/EOP
Cathy R. Mays/OPD/EOP
Michael D. McCurry/WHO/EOP
Anne E. McGuire/WHO/EOP
Joseph J. Minarik/OMB/EOP
Linda L. Moore/WHO/EOP
Kevin S. Moran/WHO/EOP
Janet Murguia/WHO/EOP
Alison Muscatine/WHO/EOP
Bob J. Nash/WHO/EOP
Peter O'Keefe/WHO/EOP
Peter R. Orszag/OPD/EOP
Kristen E. Panerali/OPD/EOP
John Podesta/WHO/EOP
Jonathan Prince/WHO/EOP
Victoria Radd/WHO/EOP
Franklin D. Raines/OMB/EOP
Bruce N. Reed/OPD/EOP
Christa Robinson/OPD/EOP
Dorothy Robyn/OPD/EOP
Steven J. Ronnel/WHO/EOP
Stacey L. Rubin/WHO/EOP
Ellen S. Seidman/OPD/EOP
Laura D. Schwartz/WHO/EOP
David Shipley/WHO/EOP
Alice E. Shuffield/OMB/EOP
Jake Siewert/OPD/EOP
Joshua Silverman/WHO/EOP
Stephen B. Silverman/WHO/EOP
Douglas B. Sosnik/WHO/EOP
Jordan Tamagni/WHO/EOP
Daniel K. Tarullo/OPD/EOP
Barry J. Toiv/WHO/EOP
Michael Waldman/WHO/EOP
Paul J. Weinstein Jr./OPD/EOP
Lisa M. Kountoupes/OMB/EOP
Ronda H. Jackson/WHO/EOP
Kathleen M. Wallman/WHO/EOP
Craig T. Smith/WHO/EOP
Sara M. Latham/WHO/EOP

Thomas D. Janenda/WHO/EOP
 Charles R. Marr/OPD/EOP
 Beverly J. Barnes/WHO/EOP
 Barbara D. Woolley/WHO/EOP
 Robert B. Johnson/WHO/EOP
 Cynthia A. Rice/OPD/EOP
 Aviva Steinberg/WHO/EOP
 William H. White Jr./WHO/EOP
 Jill M. Pizzuto/OMB/EOP
 Joseph M. Wire/OMB/EOP
 Lisa J. Levin/WHO/EOP
 Lynn G. Cutler/WHO/EOP
 Christopher J. Lavery/WHO/EOP
 Minyon Moore/WHO/EOP
 Craig T. Smith/WHO/EOP
 Karen E. Skelton/WHO/EOP
 Jeffrey A. Forbes/WHO/EOP
 Virginia M. Terzano/OVP @ OVP
 Lorraine A. Voles/OVP @ OVP
 Roger V. Salazar/OVP @ OVP
 Anne H. Lewis/OPD/EOP
 Daniel C. Tate/WHO/EOP
 Mickey Ibarra/WHO/EOP
 Virginia N. Rustique/WHO/EOP
 Elizabeth R. Newman/WHO/EOP
 Emil E. Parker/OPD/EOP
 Leanne A. Shimabukuro/OPD/EOP
 Robert M. Shireman/OPD/EOP
 Robin J. Bachman/WHO/EOP
 Barbara Chow/WHO/EOP
 Ananias Blocker III/WHO/EOP
 Jonathan H. Schnur/OVP @ OVP
 Christopher R. Ulrich/OVP @ OVP
 Christopher F. Walker/WHO/EOP
 Darby E. Stott/WHO/EOP
 Michael V. Terrell/CEQ/EOP
 Ruby Shamir/WHO/EOP
 Neera Tanden/WHO/EOP
 Glen M. Weiner/WHO/EOP
 Andrei H. Cherny/OVP @ OVP
 Paul E. Begala/WHO/EOP
 Marsha E. Berry/WHO/EOP
 Sky Gallegos/WHO/EOP
 Roberta W. Greene/WHO/EOP
 Noa A. Meyer/WHO/EOP
 Elliot J. Diringer/CEQ/EOP
 Laura Emmett/WHO/EOP
 Mark D. Neschis/WHO/EOP

===== ATTACHMENT 1 =====
 ATT CREATION TIME/DATE: 0 00:00:00.00

TEXT:
 Unable to convert ARMS_EXT: [ATTACH.D50]MAIL43172587Z.216 to ASCII,
 The following is a HEX DUMP:

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4E05760176764A4852AD7D71A1D2FCCA1B2684B4616FCD69F467E600651183C146D4A8B587A133
  
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**FACT SHEET: PRESIDENT CLINTON'S LINE ITEM VETO OF PROJECTS IN THE
FY 1998 MILITARY CONSTRUCTION APPROPRIATIONS ACT
OCTOBER 6, 1997**

- **38 Projects Cancelled.** Today, President Clinton announced that he will line item veto 38 projects in the Military Construction Appropriations Act of 1998 using the authority given him in the Line Item Veto Act.
- **Saving Taxpayers Nearly \$290 Million.** The President's action will reduce budget authority by \$287 million in fiscal 1998.
- **Bill Included 145 Projects Not Requested by the President.** The Military Construction Act included funding for 145 projects that were not requested by the President in his 1998 Budget.
 - The Administration has carefully reviewed those unrequested projects and has concluded that while a majority of them have merit, a number of them do not.
- **The President Is Using His Authority to Veto Projects that Meet All of the Following Three Criteria:**
 - (1) The project was not requested in the President's FY 1998 Budget;
 - (2) The project would not substantially improve the quality of life of military service members and their families; and
 - (3) The project is unlikely to begin construction in FY 98 since the Department of Defense reports that no design work has been done on it.
- **The President's Action Will Do Nothing to Undercut Our National Security, The Readiness of our Forces or their Operations in Defense of our Nation.**
 - Based on these criteria, the President left over 400 projects in the Military Construction Appropriations Act, including 107 added by the Congress, reflecting his commitment to the quality of life of the forces and their families and his understanding of Congress' role in shaping appropriations bills. In fact, the President's actions accept a net of over \$500 million in military construction funding he did not request.
- Under the Line Item Veto Act, which was signed into law on April 9, 1996, the President is authorized to cancel tax and spending items if he determines that cancellation will:
 - reduce the Federal budget deficit,
 - not impair any essential government functions, and
 - not harm the national interest.
- In addition, the Act requires the President to transmit to Congress a "special message" explaining his decision to cancel any tax or spending item pursuant to the Act.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: Elena Kagan (CN=Elena Kagan/OU=OPD/O=EOP [OPD])

CREATION DATE/TIME: 6-OCT-1997 14:39:14.00

SUBJECT: Re: Preliminary conference notes Labor/HHS

TO: Michael Cohen (CN=Michael Cohen/OU=OPD/O=EOP @ EOP [OPD])

READ:UNKNOWN

TEXT:

who are the conferees on labor-h? we need to know for a welfare-related reason.

----- Forwarded by Elena Kagan/OPD/EOP on 10/06/97 02:43 PM -----

Bruce N. Reed

10/06/97 02:36:49 PM

Record Type: Record

To: Elena Kagan/OPD/EOP

cc:

Subject: Re: Preliminary conference notes Labor/HHS

No, it just means it will come up tomorrow. If we knew who the conferees were, we might suggest that they have Barry's compromise in their backpocket

RECORD TYPE: PRESIDENTIAL (NOTES READ RECEIPT)

CREATOR: Elena Kagan (CN=Elena Kagan/OU=OPD/O=EOP ['OPD])

CREATION DATE/TIME: 7-OCT-1997 12:38:52.00

SUBJECT: RECEIVED: Paragraph on financial reporting and disclosure

TO: Melissa N. Benton (CN=Melissa N. Benton/OU=OMB/O=EOP [OMB])
READ:UNKNOWN

TEXT:
RETURN RECEIPT

Your Document:
Paragraph on financial reporting and disclosure
was successfully received by:
CN=Elena Kagan/OU=OPD/O=EOP
at:
10/07/97 12:38:49 PM