

NLWJC - KAGAN

EMAILS CREATED

ARMS - BOX 011 - FOLDER 002

[7/16/1996 - 8/25/1996]

Withdrawal/Redaction Sheet

Clinton Library

DOCUMENT NO. AND TYPE	SUBJECT/TITLE	DATE	RESTRICTION
001. email	Elena Kagan to Michael Fitzpatrick. Subject: Invitation. (1 page)	07/17/1996	Personal Misfile
002. email	Elena Kagan to Maya Seiden. Subject: t-shirt. (1 page)	07/17/1996	Personal Misfile
003. email	DOB (Partial) (1 page)	07/19/1996	P6/b(6)
004. email	Phone No. (Partial) (1 page)	07/20/1996	P6/b(6)
005. email	Phone No. (Partial) (1 page)	08/02/1996	P6/b(6)
006. email	Elena Kagan to Victoria Radd. Subject: Lunch. (1 page)	08/08/1996	Personal Misfile

COLLECTION:

Clinton Presidential Records
Automated Records Management System [Email]
WHO ([From Elena Kagan])
OA/Box Number: 500000

FOLDER TITLE:

[07/16/1996 - 08/25/1996]

2009-1006-F

wr63

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]
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- 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 (ALL-IN-1 READ RECEIPT)

CREATOR: KAGAN_E (WHO)

CREATION DATE/TIME:16-JUL-1996 10:28:00.00

SUBJECT: Receipt Notification

TO: HASKINS_M (OMB)

READ:16-JUL-1996 10:32:38.07

TEXT:

This is a Read Receipt Notification for:

Message Title: LRM 5039 -- DOJ Letter on H.R. 2428 -- Emerson Good Samaritan
Addressee: KAGAN_E
Date Sent: 16-Jul-1996 09:53am
Date Read: 16-Jul-1996 10:28am

RECORD TYPE: PRESIDENTIAL (ALL-IN-1 MAIL)

CREATOR: Elena Kagan (KAGAN_E) (WHO)

CREATION DATE/TIME:17-JUL-1996 10:05:37.45

SUBJECT: RE: Reminder

TO: Marna E. Madsen (MADSEN_M) (WHO)

READ:17-JUL-1996 10:05:51.88

TEXT:

thanks. i promise.

RECORD TYPE: PRESIDENTIAL (ALL-IN-1 MAIL)

CREATOR: Elena Kagan (KAGAN_E) (WHO)

CREATION DATE/TIME: 17-JUL-1996 14:41:05.50

SUBJECT: RE: Lunch?

TO: Michael A. Fitzpatrick (FITZPATRIC_M) (OMB)

READ: 17-JUL-1996 15:13:53.74

TEXT:

wednesday the 24th?

Withdrawal/Redaction Marker Clinton Library

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001. email	Elena Kagan to Michael Fitzpatrick. Subject: Invitation. (1 page)	07/17/1996	Personal Misfile

COLLECTION:

Clinton Presidential Records
Automated Records Management System [Email]
WHO ([From Elena Kagan])
OA/Box Number: 500000

FOLDER TITLE:

[07/16/1996 - 08/25/1996]

2009-1006-F

wr63

RESTRICTION CODES

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

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- 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.

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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]
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Withdrawal/Redaction Marker Clinton Library

DOCUMENT NO. AND TYPE	SUBJECT/TITLE	DATE	RESTRICTION
002. email	Elena Kagan to Maya Seiden. Subject: t-shirt. (1 page)	07/17/1996	Personal Misfile

COLLECTION:

Clinton Presidential Records
Automated Records Management System [Email]
WHO ([From Elena Kagan])
OA/Box Number: 500000

FOLDER TITLE:

[07/16/1996 - 08/25/1996]

2009-1006-F

wr63

RESTRICTION CODES

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RECORD TYPE: PRESIDENTIAL (ALL-IN-1 MAIL)

CREATOR: Elena Kagan (KAGAN_E) (WHO)

CREATION DATE/TIME:18-JUL-1996 14:47:12.61

SUBJECT: RE: directive

TO: Bruce N. Reed (REED_B) (WHO)

READ:18-JUL-1996 16:25:58.93

TEXT:

Yes, I've told them to come up with a few success stories, though I didn't say in Colorado. (I will now.) I think it was when I made that request that Kathy responded that we should be sure not to take too much credit.

RECORD TYPE: PRESIDENTIAL (ALL-IN-1 READ RECEIPT)

CREATOR: KAGAN_E (WHO)

CREATION DATE/TIME:18-JUL-1996 10:59:00.00

SUBJECT: Receipt Notification

TO: HASKINS_M (OMB)

READ:18-JUL-1996 11:00:04.84

TEXT:

This is a Read Receipt Notification for:

Message Title: Justice Letter on the House Welfare Reform Bill
Addressee: KAGAN_E
Date Sent: 18-Jul-1996 09:53am
Date Read: 18-Jul-1996 10:59am

RECORD TYPE: PRESIDENTIAL (ALL-IN-1 MAIL)

CREATOR: Elena Kagan (KAGAN_E) (WHO)

CREATION DATE/TIME:18-JUL-1996 14:33:13.05

SUBJECT: directive

TO: Bruce N. Reed

(REED_B) (WHO)

READ:18-JUL-1996 14:43:40.70

TEXT:

I just talked with Kathy Russell. She and Debra Cohn will speak to some people from the criminal Division this afternoon and get back to me around 4:00 or 5:00 as to what they feel comfortable doing. I think it will be OK, but as of now I make no guarantees.

One thing Kathy said makes sense to me -- and I suspect it will to you too. She noted (as you did) that the number of federal prosecutions brought is very low. Because of this, she wants to make sure that we not overstate our case as to past accomplishments -- and indeed that we couch our discussion in terms of how much is yet to be done.

Withdrawal/Redaction Marker Clinton Library

DOCUMENT NO. AND TYPE	SUBJECT/TITLE	DATE	RESTRICTION
003. email	DOB (Partial) (1 page)	07/19/1996	P6/b(6)

COLLECTION:

Clinton Presidential Records
Automated Records Management System [Email]
WHO ([From Elena Kagan])
OA/Box Number: 500000

FOLDER TITLE:

[07/16/1996 - 08/25/1996]

2009-1006-F

wr63

RESTRICTION CODES

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RECORD TYPE: PRESIDENTIAL (WAVES REQUEST)

CREATOR: Elena Kagan (KAGAN_E) (WHO)

CREATION DATE/TIME: 19-JUL-1996 13:09:16.67

SUBJECT: **URGENT** Appt. request - moss, randolph

TO: Elena Kagan (KAGAN_E) (WHO)

READ: NOT READ

TEXT:

Date	Appointment with
19-Jul-1996	KAGAN, ELENA

[003]

Room No.	Bldg.	Requested by	Phone #
125	EOB	Elena Kagan	456-7594

Comments:

TIME	VISITOR'S LAST, FIRST NAME	BIRTHDATE	SOC. SEC. #
01:15pm	moss	randolph	P6/(b)(6) - -

RECORD TYPE: PRESIDENTIAL (ALL-IN-1 READ RECEIPT)

CREATOR: KAGAN_E (WHO)

CREATION DATE/TIME:19-JUL-1996 11:48:00.00

SUBJECT: Receipt Notification

TO: BRIATICO_A (OMB)

READ:19-JUL-1996 12:02:20.98

TEXT:

This is a Read Receipt Notification for:

Message Title: REMINDER!!! Comments on Presidential transmittal due at NOON!
Addressee: KAGAN_E
Date Sent: 19-Jul-1996 11:38am
Date Read: 19-Jul-1996 11:48am

RECORD TYPE: PRESIDENTIAL (ALL-IN-1 MAIL)

CREATOR: Elena Kagan (KAGAN_E) (WHO)

CREATION DATE/TIME:20-JUL-1996 17:02:42.69

SUBJECT: speech

TO: Michael Waldman (WALDMAN_M) (WHO)

READ:20-JUL-1996 17:10:42.33

TEXT:

I have to go, and I haven't written your two paragraphs. Sorry for abdicating. But please do page or call me tomorrow when you have a draft for me to look at. (You should be getting a copy of the directive from the Staff Secretary's office.) Many thanks.

RECORD TYPE: PRESIDENTIAL (ALL-IN-1 READ RECEIPT)

CREATOR: KAGAN_E (WHO)

CREATION DATE/TIME:20-JUL-1996 09:46:00.00

SUBJECT: Receipt Notification

TO: COOK_MY (OMB)

READ:22-JUL-1996 08:49:20.65

TEXT:

This is a Read Receipt Notification for: ,

Message Title: SAP on House Veterans Preference bill

Addressee: KAGAN_E

Date Sent: 19-Jul-1996 07:19pm

Date Read: 20-Jul-1996 09:46am

RECORD TYPE: PRESIDENTIAL (ALL-IN-1 MAIL)

CREATOR: Elena Kagan (KAGAN_E) (WHO)

CREATION DATE/TIME:20-JUL-1996 11:57:31.04

SUBJECT: jerusalem language

TO: Martha Foley

(FOLEY_M) (WHO)

READ:22-JUL-1996 09:32:45.44

TEXT:

Alan Kreczko and I talked to Jack this past week about the Jerusalem provision in the foreign ops bill and your suggestion for how to deal with it. Jack wanted to speak with Tony Lake or Sandy Berger before he (or anyone else) went up to see Lieberman. I will check on Monday as to whether he's done this. Meantime, where's the bill? Is there anything else I need to know?

RECORD TYPE: PRESIDENTIAL (ALL-IN-1 MAIL)

CREATOR: Elena Kagan (KAGAN_E) (WHO)

CREATION DATE/TIME:20-JUL-1996 17:03:56.86

SUBJECT: press relaease

TO: Bruce N. Reed (REED_B) (WHO)

READ:20-JUL-1996 17:35:46.87

TEXT:

Also on the press release: (1) you should put a sentence about the directive in the first paragraph and (2) you should take out the reference to the DOJ home page; I don't think it's true.

RECORD TYPE: PRESIDENTIAL (ALL-IN-1 MAIL)

CREATOR: Elena Kagan (KAGAN_E) (WHO)

CREATION DATE/TIME:20-JUL-1996 11:51:24.79

SUBJECT: cruise vessel

TO: Ananias Blocker (BLOCKER_A) (WHO)

READ:22-JUL-1996 08:19:33.18

TEXT:

Just a reminder to send me the current legislative language and the DOT letter.
Thanks.

Withdrawal/Redaction Marker

Clinton Library

DOCUMENT NO. AND TYPE	SUBJECT/TITLE	DATE	RESTRICTION
004. email	Phone No. (Partial) (1 page)	07/20/1996	P6/b(6)

COLLECTION:

Clinton Presidential Records
Automated Records Management System [Email]
WHO ([From Elena Kagan])
OA/Box Number: 500000

FOLDER TITLE:

[07/16/1996 - 08/25/1996]

2009-1006-F

wr63

RESTRICTION CODES

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RECORD TYPE: PRESIDENTIAL (ALL-IN-1 MAIL)

CREATOR: Elena Kagan (KAGAN_E) (WHO)

CREATION DATE/TIME:20-JUL-1996 17:01:03.02

SUBJECT: paragraph.

TO: Bruce N. Reed (REED_B) (WHO)

READ:20-JUL-1996 17:35:20.52

TEXT:

[004]

here's a barebones version; I'm sure you can jazz it up if you have time, give Kathy Russell a call at home [redacted] P6/(b)(6) it will make her feel better -- and easier to work with the next time around. I have told Debra that this is going to be a pretty small part of the speech. You should stress the same point -- and indeed suggest that we have deemphasized this a lot because of their concerns. (By the way, I still haven't told anyone over there that this is a political event. I leave it to your discretion as to whether to do so -- but whatever you do, don't suggest that I've known that fact!)

===== ATTACHMENT 1 =====

ATT CREATION TIME/DATE:20-JUL-1996 16:57:00.00

ATT BODYPART TYPE:p

ATT CREATOR: Elena Kagan

TEXT:

PRINTER FONT 12_POINT_COURIER

Yesterday, the President directed the Attorney General to take actions to strengthen criminal law enforcement against child support debtors. First, the President instructed the Attorney General to convene a task force of federal, state, and local prosecutors to enhance criminal prosecutions of child support debtors. Second, the President directed the Attorney General to issue guidance on sentencing to federal prosecutors, including suggestions for using novel and effective sentencing options. Third, the President instructed the Attorney General to draft legislation establishing a felony offense for certain cases in which a person willfully avoids support payments to a child in another state. Fourth, the President directed the Attorney General to place on HHS' child support enforcement web page a list of persons indicted under the federal child support law who have fled from criminal prosecution.

===== END ATTACHMENT 1 =====

RECORD TYPE: PRESIDENTIAL (ALL-IN-1 MAIL)

CREATOR: Elena Kagan (KAGAN_E) (WHO)

CREATION DATE/TIME:22-JUL-1996 15:55:08.95

SUBJECT: warner creek

TO: Jack M. Quinn

(QUINN_J) Autoforward to: Cheryl L Sweitzer

READ:22-JUL-1996 16:28:48.92

TO: Kathleen M. Wallman

(WALLMAN_KM) (WHO)

READ:24-JUL-1996 12:53:02.27

TO: David Fein

(FEIN_D) (WHO)

READ:22-JUL-1996 15:56:34.40

TEXT:

According to Peter Koppelman, the "timber deputy" in DOJ's environmental division: USDA lawyers are still negotiating with the purchaser of Warner Creek; they remain confident that a global settlement can be reached.

RECORD TYPE: PRESIDENTIAL (ALL-IN-1 MAIL)

CREATOR: Elena Kagan (KAGAN_E) (WHO)

CREATION DATE/TIME: 22-JUL-1996 14:17:42.88

SUBJECT: no need to talk

TO: Kathleen M. Wallman (WALLMAN_KM) (WHO)

READ: 22-JUL-1996 14:25:36.22

TEXT:

we talked after I left the message. have a good time wherever you're going.

RECORD TYPE: PRESIDENTIAL (ALL-IN-1 MAIL)

CREATOR: Elena Kagan (KAGAN_E) (WHO)

CREATION DATE/TIME:23-JUL-1996 17:18:59.22

SUBJECT: moody letter

TO: Leanne Johnson

(JOHNSON_L) (WHO)

READ:23-JUL-1996 17:24:40.44

TEXT:

Jack and I are having a meeting with some people on Thursday regarding unionization of the uniformed division of the secret service -- the subject of the moody letter. We'll know better after that meeting how to respond the letter. I'll get back to you on it.

RECORD TYPE: PRESIDENTIAL (ALL-IN-1 MAIL)

CREATOR: Elena Kagan (KAGAN_E) (WHO)

CREATION DATE/TIME:23-JUL-1996 09:50:34.03

SUBJECT: RE: Ed Wallace Indian gaming letter

TO: John O. Sutton (SUTTON_J) (WHO)

READ:23-JUL-1996 09:51:54.35

TEXT:

thanks for reminding me. i hope to get back to you today.

RECORD TYPE: PRESIDENTIAL (ALL-IN-1 MAIL)

CREATOR: Elena Kagan (KAGAN_E) (WHO)

CREATION DATE/TIME:23-JUL-1996 14:54:20.92

SUBJECT: attached

TO: David Fein (FEIN_D) (WHO)

READ:23-JUL-1996 14:57:13.02

TEXT:

do you know anything about this?

===== ATTACHMENT 1 =====

ATT CREATION TIME/DATE:23-JUL-1996 14:31:00.00

ATT BODYPART TYPE:B

ATT CREATOR: James J. Jukes

ATT SUBJECT: Justice letter on Deutsch Amdt to CJS Approps. Bill

ATT TO: Elena Kagan (KAGAN_E)

ATT TO: Dennis Burke (BURKE_D)

ATT TO: David J. Haun (HAUN_D)

ATT TO: John E. Thompson (THOMPSON_J)

ATT TO: Charles E. Kieffer (KIEFFER_C)

ATT TO: Alice E. Shuffield (SHUFFIELD_A)

ATT TO: Lisa E. Jacobson (JACOBSON_LE)

ATT TO: James C. Murr (MURR_J)

ATT TO: Ronald E. Jones (JONES_RE)

ATT TO: Janet R. Forsgren (FORSGREN_J)

ATT CC: Barbara C. Chow (CHOW_B)

ATT CC: Peter Jacoby (JACOBY_P)

TEXT:

Justice has just submitted for "instantaneous" clearance a brief statement, the text of which is below, on an amendment to be offered by Rep. Deutsch to the Commerce-Justice-State appropriations bill, which is now being debated on the House floor. Please give me comments by 3:15 p.m. Thank you.

Background

The Deutsch amendment would reduce by 10 percent certain Federal law enforcement grants to State and local entities that fail to provide public safety officers who retire or are separated due to certain injuries suffered in the line of duty "the same or better level of health insurance benefits" as were paid at the time of retirement or separation.

The statement was prepared at the request of Barbara Chow in WH/LA. Justice is checking with Barbara to see if she wants the following text formatted into a letter from Justice to the appropriators.

Text of Justice Statement

"The Administration fully supports the goal of maintaining adequate health insurance coverage for law enforcement officers injured and disabled in the line of duty. Indeed, it supports ensuring that all Americans have sufficient health insurance.

"We must work to ensure the goal of providing insurance for injured law enforcement personnel while not imposing large financial burdens and unfunded mandates on state and local governments. We must also work towards the goal of proper coverage while not threatening essential crime fighting funds needed by state and local law enforcement such as the Byrne grants program, the Violence Against Women funds and the COPS program.

"We would be happy to work with the sponsor of the amendment and all concerned to meet this need in the most effective way possible."

===== END ATTACHMENT 1 =====

RECORD TYPE: PRESIDENTIAL (ALL-IN-1 READ RECEIPT)

CREATOR: KAGAN_E (WHO)

CREATION DATE/TIME: 24-JUL-1996 11:49:00.00

SUBJECT: Receipt Notification

TO: HASKINS_M (OMB)

READ: 24-JUL-1996 12:33:14.46

TEXT:

This is a Read Receipt Notification for:

Message Title: **** SSA TESTIMONY FOR CLEARANCE 7/24/96 *****
Addressee: KAGAN_E
Date Sent: 24-Jul-1996 10:53am
Date Read: 24-Jul-1996 11:49am

RECORD TYPE: PRESIDENTIAL (ALL-IN-1 MAIL)

CREATOR: Elena Kagan (KAGAN_E) (WHO)

CREATION DATE/TIME:24-JUL-1996 10:03:53.33

SUBJECT: RE: POTUS Campaign Finance letter to Gingrich -- for clearance

TO: Alice E. Shuffield

(SHUFFIELD_A) (OMB)

READ:24-JUL-1996 10:49:25.90

TEXT:

looks fine to me.

RECORD TYPE: PRESIDENTIAL (ALL-IN-1 READ RECEIPT)

CREATOR: KAGAN_E (WHO)

CREATION DATE/TIME:24-JUL-1996 17:33:00.00

SUBJECT: Receipt Notification

TO: HASKINS_M (OMB)

READ:24-JUL-1996 17:55:51.04

TEXT:

This is a Read Receipt Notification for:

Message Title: **** URGENT UPDATE ON SSA TESTIMONY (see LRM 5149)
Addressee: KAGAN_E
Date Sent: 24-Jul-1996 04:36pm
Date Read: 24-Jul-1996 05:33pm

RECORD TYPE: PRESIDENTIAL (ALL-IN-1 MAIL)

CREATOR: Elena Kagan (KAGAN_E) (WHO)

CREATION DATE/TIME: 25-JUL-1996 15:39:54.40

SUBJECT: indian gaming letter

TO: John O. Sutton (SUTTON_J) (WHO)

READ: 25-JUL-1996 15:41:33.74

TEXT:

sorry for the holdup. i haven't forgotten you. thanks.

RECORD TYPE: PRESIDENTIAL (ALL-IN-1 MAIL)

CREATOR: Elena Kagan (KAGAN_E) (WHO)

CREATION DATE/TIME:25-JUL-1996 11:59:11.44

SUBJECT: RE: securities litigation

TO: Tracy F. Sisser (SISSER_T) (WHO)

READ:25-JUL-1996 12:06:48.96

TEXT:
looks good.

RECORD TYPE: PRESIDENTIAL (ALL-IN-1 MAIL)

CREATOR: Elena Kagan (KAGAN_E) (WHO)

CREATION DATE/TIME:25-JUL-1996 15:40:26.78

SUBJECT: indian gaming

TO: Kathleen M. Wallman (WALLMAN_KM) (WHO)

READ:26-JUL-1996 11:01:50.45

TEXT:

Could you call me on this? I need advice.

RECORD TYPE: PRESIDENTIAL (ALL-IN-1 MAIL)

CREATOR: Elena Kagan (KAGAN_E) (WHO)

CREATION DATE/TIME:26-JUL-1996 14:23:31.26

SUBJECT: RE: Arthur Reddy incoming

TO: Leanne Johnson

(JOHNSON_L) (WHO)

READ:26-JUL-1996 14:24:02.62

TEXT:

mope; still in progress.

RECORD TYPE: PRESIDENTIAL (ALL-IN-1 MAIL)

CREATOR: Elena Kagan (KAGAN_E) (WHO)

CREATION DATE/TIME:26-JUL-1996 15:49:55.72

SUBJECT: hhs meeting

TO: Cheryl L Sweitzer (SWEITZER_C) (WHO)

READ:26-JUL-1996 16:01:24.28

TEXT:

were you able to schedule it?

RECORD TYPE: PRESIDENTIAL (ALL-IN-1 MAIL)

CREATOR: Elena Kagan (KAGAN_E) (WHO)

CREATION DATE/TIME:29-JUL-1996 11:32:30.06

SUBJECT: warner creek

TO: Jack M. Quinn (QUINN_J) Autoforward to: Cheryl L Sweitzer
READ:29-JUL-1996 16:28:55.55

TO: Kathleen M. Wallman (WALLMAN_KM) (WHO)
READ:29-JUL-1996 11:32:59.81

TO: David Fein (FEIN_D) (WHO)
READ:29-JUL-1996 11:36:10.86

TEXT:

Lois's understanding is that as of this morning, the negotiations are ongoing -- that the parties are very very very close, but not quite there yet.

RECORD TYPE: PRESIDENTIAL (ALL-IN-1 READ RECEIPT)

CREATOR: KAGAN_E (WHO)

CREATION DATE/TIME:29-JUL-1996 08:56:00.00

SUBJECT: Receipt Notification

TO: HASKINS_M (OMB)

READ:29-JUL-1996 08:58:54.49

TEXT:

This is a Read Receipt Notification for:

Message Title: LRM 7172 HHS Letter on S. 599 Welfare and Law Enforcement
Addressee: KAGAN_E
Date Sent: 28-Jul-1996 11:38am
Date Read: 29-Jul-1996 08:56am

RECORD TYPE: PRESIDENTIAL (ALL-IN-1 MAIL)

CREATOR: Elena Kagan (KAGAN_E) (WHO)

CREATION DATE/TIME:31-JUL-1996 10:55:04.33

SUBJECT: religion eo

TO: Kathleen M. Wallman (WALLMAN_KM) (WHO)

READ:31-JUL-1996 17:49:56.18

TEXT:

Did you send me the Waxman missive on the religion EO? I still haven't gotten it. Thanks.

RECORD TYPE: PRESIDENTIAL (ALL-IN-1 MAIL)

CREATOR: Elena Kagan (KAGAN_E) (WHO)

CREATION DATE/TIME:31-JUL-1996 09:34:03.17

SUBJECT: attached

TO: David Fein (FEIN_D) (WHO)
READ:31-JUL-1996 09:48:00.94

TEXT:

=====
ATT CREATION TIME/DATE:30-JUL-1996 14:06:00.00

ATT BODYPART TYPE:B

ATT CREATOR: Ingrid M. Schroeder

ATT SUBJECT: Drug Smuggling Testimony

ATT TO: Antonio E. Chavez (CHAVEZ_A)

ATT TO: Michael F. Crowley (CROWLEY_M)

ATT TO: Stephen C. Warnath (WARNATH_S)

ATT TO: Dennis Burke (BURKE_D)

ATT TO: Elena Kagan (KAGAN_E)

ATT TO: James Boden (BODEN_J)

ATT TO: Edward H. Chase (CHASE_E)

ATT TO: John C. Angell (ANGELL_J)

ATT TO: Michelle Crisci (CRISCI_M)

TEXT:

I am trying to wrap up the DEA and Border Patrol testimony for the July 31, 1996, Senate Judiciary Committee hearing on Drug Smuggling on the Southwest Border (circulated yesterday under LRM's #5222 and 5223, with comments due by noon today). If I do not hear from you by 2:30pm I will assume that you have no objections to the testimony.

Also - soon you will be receiving the ONDCP testimony for this same hearing with comments due by 5pm today.

Thanks

=====
END ATTACHMENT 1

RECORD TYPE: PRESIDENTIAL (ALL-IN-1 MAIL)

CREATOR: Elena Kagan (KAGAN_E) (WHO)

CREATION DATE/TIME:31-JUL-1996 13:25:51.96

SUBJECT: attached

TO: David Fein (FEIN_D) (WHO)

READ:31-JUL-1996 14:14:02.51

TEXT:

===== ATTACHMENT 1 =====

ATT CREATION TIME/DATE:31-JUL-1996 12:24:00.00

ATT BODYPART TYPE:B

ATT CREATOR: Ingrid M. Schroeder

ATT SUBJECT: Justice testimony on HR 3386

ATT TO: John E. Thompson (THOMPSON_J)

ATT TO: James Boden (BODEN_J)

ATT TO: Edward H. Chase (CHASE_E)

ATT TO: Steven D. Aitken (AITKEN_S)

ATT TO: Dennis Burke (BURKE_D)

ATT TO: Elena Kagan (KAGAN_E)

ATT TO: Jefferson B. Hill (HILL_J)

ATT TO: Victoria B. Wassmer (WASSMER_V)

TEXT:

I am getting ready to clear the Justice testimony on H.R. 3386 - Ethical Standards for Prosecutors Act, circulated under LRM #5229 with comments due by 5pm last night.

If I do not receive your comments by 2pm today, I will assume that you have no objections to the Justice testimony opposing the bill.

===== END ATTACHMENT 1 =====

RECORD TYPE: PRESIDENTIAL (ALL-IN-1 MAIL)

CREATOR: Elena Kagan (KAGAN_E) (WHO)

CREATION DATE/TIME:31-JUL-1996 11:39:55.27

SUBJECT: directive

TO: Stephen C. Warnath

(WARNATH_S) (OPD)

READ:31-JUL-1996 11:40:27.58

TEXT:

Looks good to me.

RECORD TYPE: PRESIDENTIAL (ALL-IN-1 MAIL)

CREATOR: Elena Kagan (KAGAN_E) (WHO)

CREATION DATE/TIME:31-JUL-1996 09:56:56.95

SUBJECT: doj welfare letter

TO: Melinda D. Haskins (HASKINS_M) (OMB)

READ:31-JUL-1996 10:03:41.47

TEXT:

Could you tell me to whom (within the EOP) you sent the most recent DOJ letter on the welfare bill? Many thanks.

RECORD TYPE: PRESIDENTIAL (ALL-IN-1 MAIL)

CREATOR: Elena Kagan (KAGAN_E) (WHO)

CREATION DATE/TIME: 31-JUL-1996 10:38:05.26

SUBJECT: warner creek

TO: Jack M. Quinn

(QUINN_J) Autoforward to: Cheryl L Sweitzer

READ: 31-JUL-1996 10:51:29.24

TO: Kathleen M. Wallman

(WALLMAN_KM) (WHO)

READ: 1-AUG-1996 10:46:38.35

TO: David Fein

(FEIN_D) (WHO)

READ: 31-JUL-1996 10:44:07.56

TEXT:

Lois Schiffer just called to say that USDA has reached an agreement in principle with the purchaser of Warner Creek. The settlement involves not only Warner Creek but a number of other outstanding claims. The lawyers for USDA and the purchaser are currently writing up the agreement. It will then be submitted to DOJ (civil and environmental divisions) for approval.

RECORD TYPE: PRESIDENTIAL (ALL-IN-1 MAIL)

CREATOR: Elena Kagan (KAGAN_E) (WHO)

CREATION DATE/TIME:31-JUL-1996 16:16:51.52

SUBJECT: welfare

TO: Jack M. Quinn

(QUINN_J) Autoforward to: Cheryl L Sweitzer

READ:31-JUL-1996 17:03:26.12

TEXT:

1. Sorry for not knowing that the citizen child provision was out. I hope that wasn't embarrassing at the meeting this morning.
2. Lest you ever doubted my constitutional analysis on that provision, I'll have you know that according to Chris, (1) the great majority of DOJ folks who weighed in on the question agreed with me and (2) OLC, though not changing its ultimate position, radically revised its theory.
3. Sometime when you have time, I'd love to hear about this morning's meeting.

RECORD TYPE: PRESIDENTIAL (ALL-IN-1 MAIL)

CREATOR: Elena Kagan (KAGAN_E) (WHO)

CREATION DATE/TIME: 1-AUG-1996 12:19:10.63

SUBJECT: fire fighters video

TO: Lisa Jordan Tamagni (TAMAGNI_L) (WHO)

READ: 1-AUG-1996 12:31:55.70

TEXT:

It's fine. Thanks.

Withdrawal/Redaction Marker Clinton Library

DOCUMENT NO. AND TYPE	SUBJECT/TITLE	DATE	RESTRICTION
005. email	Phone No. (Partial) (1 page)	08/02/1996	P6/b(6)

COLLECTION:

Clinton Presidential Records
Automated Records Management System [Email]
WHO ([From Elena Kagan])
OA/Box Number: 500000

FOLDER TITLE:

[07/16/1996 - 08/25/1996]

2009-1006-F

wr63

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 (ALL-IN-1 MAIL)

CREATOR: Elena Kagan (KAGAN_E) (WHO)

CREATION DATE/TIME: 2-AUG-1996 10:36:22.00

SUBJECT: request

TO: Floydetta McAfee

(MCAFEE_F) (WHO)

READ: 2-AUG-1996 12:20:28.53

[005]

TEXT:

Sorry to do this to you, but Shabbir Wakhariya called me again and I told him I would ask you to give him a call. His number is P6/(b)(6) At least I didn't give him your name and number! Many thanks.

RECORD TYPE: PRESIDENTIAL (ALL-IN-1 READ RECEIPT)

CREATOR: KAGAN_E (WHO)

CREATION DATE/TIME: 2-AUG-1996 11:03:00.00

SUBJECT: Receipt Notification

TO: COOK_MY (OMB)

READ: 2-AUG-1996 11:06:26.15

TEXT:

This is a Read Receipt Notification for:

Message Title: LRM #5274, Request for Views on S. 1711 -- Vet. Benefits
Addressee: KAGAN_E
Date Sent: 02-Aug-1996 10:54am
Date Read: 02-Aug-1996 11:03am

RECORD TYPE: PRESIDENTIAL (ALL-IN-1 MAIL)

CREATOR: Elena Kagan (KAGAN_E) (WHO)

CREATION DATE/TIME: 2-AUG-1996 10:25:50.33

SUBJECT: RE: Draft Signing Statement for Gambling Commission Bill

TO: James J. Jukes

(JUKES_J) (OMB)

READ: 2-AUG-1996 12:31:01.69

TEXT:

looks good to me.

RECORD TYPE: PRESIDENTIAL (ALL-IN-1 MAIL)

CREATOR: Elena Kagan (KAGAN_E) (WHO)

CREATION DATE/TIME: 3-AUG-1996 14:02:18.81

SUBJECT: alternative timber

TO: Jennifer M. O'Connor (OCONNOR_J) (WHO)

READ: 3-AUG-1996 14:30:35.76

TEXT:

On July 26, DOJ sent the National Forest Resouce Council (NFRC), which represents the purchasers with murrelet sales, a draft agreement regarding replacement timber. The agreement sets up a process for identifying and providing relacement timber; in doing so, it makes clear that all such timber must comply with environmental laws and with the Forest Plan's standards and guidelines.

On August 1, the NFRC responded that the purchasers "are favorably inclined to toward the settlement framework outlined in your draft agreement." The NFRC then went on, however, to provide five pages of detailed comments on the draft agreement. Among the most important of the complaints is the absence of a "drop-dead date" in the draft agreement for the provision of replacement timber.

There is obviously some way to go before this controversy gets wrapped up. But DOJ attorneys have a fair degree of confidence that a seetlement will in fact be reached.

I'll let you know of any significant developments. In the meantime, please tell me if you would like to see the draft agreement and NFRC response.

RECORD TYPE: PRESIDENTIAL (ALL-IN-1 MAIL)

CREATOR: Elena Kagan (KAGAN_E) (WHO)

CREATION DATE/TIME: 3-AUG-1996 17:31:31.66

SUBJECT: hickam

TO: Richard Socarides (SOCARIDES_R) (WHO)

READ: 5-AUG-1996 11:05:45.73

TEXT:

Sorry I backburnered the Hickam issue; I've been going a bit crazy on welfare. I have a memo going in to Jack on Monday, and I'll be talking with Judy Miller that day too. I'll give you a call after my conversations with both. It all sounds absolutely outrageous.

RECORD TYPE: PRESIDENTIAL (ALL-IN-1 MAIL)

CREATOR: Elena Kagan (KAGAN_E) (WHO)

CREATION DATE/TIME: 4-AUG-1996 16:13:42.37

SUBJECT: request

TO: Cheryl L Sweitzer (SWEITZER_C) (WHO)

READ: 5-AUG-1996 09:49:54.59

TEXT:

Do you have David Kendall's address? Thanks.

RECORD TYPE: PRESIDENTIAL (ALL-IN-1 MAIL)

CREATOR: Elena Kagan (KAGAN_E) (WHO)

CREATION DATE/TIME: 5-AUG-1996 18:39:39.68

SUBJECT: RE: China Left sale - fyi

TO: Dinah Bear (BEAR_D) (CEQ)

READ: 5-AUG-1996 18:40:36.34

TEXT:

yes, please fax me the lyons memo. thanks.

RECORD TYPE: PRESIDENTIAL (ALL-IN-1 MAIL)

CREATOR: Elena Kagan (KAGAN_E) (WHO)

CREATION DATE/TIME: 5-AUG-1996 15:41:02.49

SUBJECT: welfare signing statement

TO: Melinda D. Haskins

(HASKINS_M) (OMB)

READ: 5-AUG-1996 15:44:40.31

TEXT:

Per our conversation, what I'd like to see is some language referring in policy terms to Congress's grant of authority to states to deny benefits to legal immigrants. That would allow me to tag on something like the following:
"Moreover, particular state actions respecting legal immigrants, even if taken pursuant to this congressional grant of authority, may run afoul of constitutional standards. If states wish to avoid protracted litigation over whether they have sufficient justifications for such actions, then states will decline to exercise this authority."

RECORD TYPE: PRESIDENTIAL (ALL-IN-1 MAIL)

CREATOR: Elena Kagan (KAGAN_E) (WHO)

CREATION DATE/TIME: 5-AUG-1996 13:30:46.42

SUBJECT: vacation

TO: Kathleen M. Wallman (WALLMAN_KM) (WHO)

READ: 5-AUG-1996 16:09:59.76

TEXT:

As we discussed, I'll be taking some vacation soon -- specifically, I'll be gone from Friday, Aug 9 through Tuesday, August 20. I will be overseas, but I will leave a schedule with Sheri and Odetta before I go.

RECORD TYPE: PRESIDENTIAL (ALL-IN-1 MAIL)

CREATOR: Elena Kagan (KAGAN_E) (WHO)

CREATION DATE/TIME: 5-AUG-1996 08:45:34.92

SUBJECT: law reform

TO: Gene B. Sperling

(SPERLING_G) Autoforward to: Daniel Taberski

READ: 5-AUG-1996 10:35:03.97

TEXT:

There sure isn't much in the newspapers. Could you let me know if and when you get something in writing -- or, better yet, fax me the relevant pages (61647)? Thanks.

RECORD TYPE: PRESIDENTIAL (ALL-IN-1 MAIL)

CREATOR: Elena Kagan (KAGAN_E) (WHO)

CREATION DATE/TIME: 5-AUG-1996 17:57:57.55

SUBJECT: sturm

TO: Todd Stern (STERN_T) (WHO)

READ: 5-AUG-1996 18:43:32.62

TEXT:

Al Kamen is right. Sturm's name was sent up last week. Of course, there won't be any action until after the election. But still...

RECORD TYPE: PRESIDENTIAL (ALL-IN-1 READ RECEIPT)

CREATOR: KAGAN_E (WHO)

CREATION DATE/TIME: 5-AUG-1996 13:32:00.00

SUBJECT: Receipt Notification

TO: HASKINS_M (OMB)

READ: 5-AUG-1996 13:40:28.42

TEXT:

This is a Read Receipt Notification for:

Message Title: Draft Signing Statement on Welfare Reform Bill
Addressee: KAGAN_E
Date Sent: 05-Aug-1996 01:29pm
Date Read: 05-Aug-1996 01:32pm

RECORD TYPE: PRESIDENTIAL (ALL-IN-1 MAIL)

CREATOR: Elena Kagan (KAGAN_E) (WHO)

CREATION DATE/TIME: 6-AUG-1996 20:01:12.06

SUBJECT: attached

TO: Kathleen M. Wallman (WALLMAN_KM) (WHO)

READ: 7-AUG-1996 11:12:16.23

TEXT:

who does this stuff?

===== ATTACHMENT 1 =====

ATT CREATION TIME/DATE: 6-AUG-1996 16:37:00.00 .

ATT BODYPART TYPE:B

ATT CREATOR: Stephen C. Warnath

ATT SUBJECT: FACA

ATT TO: Elena Kagan (KAGAN_E)

TEXT:

I believe that Steve Neuwirth used to do alot of the FACA issues.

Who should I refer these issues to now?

Also, NPR may be interested in doing an EO to formally create a commission. (I say formally because there may be a group that has been working the issue already.) I used to do alot of EO work in the earlier days of the Administration, but I would prefer to have Counsel's office run with this. Who would that be?

Thanks much.

===== END ATTACHMENT 1 =====

RECORD TYPE: PRESIDENTIAL (ALL-IN-1 MAIL)

CREATOR: Elena Kagan (KAGAN_E) (WHO)

CREATION DATE/TIME: 6-AUG-1996 16:29:01.30

SUBJECT: see attached

TO: Wendy S. White (WHITE_WS) (WHO)

READ: 6-AUG-1996 16:29:36.21

TEXT:

===== ATTACHMENT 1 =====

ATT CREATION TIME/DATE: 6-AUG-1996 16:18:00.00

ATT BODYPART TYPE:H

ATT CREATOR: Lyndell Hogan

ATT SUBJECT: Title IX/Women In Sports

ATT TO: Carol H. Rasco (RASCO_C)

ATT TO: Martha Foley (FOLEY_M)

ATT TO: Elena Kagan (KAGAN_E)

ATT TO: George Stephanopoulos (STEPHANOPO_G)

ATT TO: Deborah L. Fine (FINE_D)

ATT TO: Todd Stern (STERN_T)

ATT TO: Jennifer L. Klein (KLEIN_J)

ATT TO: Betsy Myers (MYERS_B)

ATT TO: Peter Jacoby (JACOBY_P)

ATT TO: Nancy-Ann E. Min (MIN_N)

ATT TO: Marilyn Yager (YAGER_M)

ATT TO: Elizabeth E. Drye (DRYE_E)

ATT TO: Douglas B. Sosnik (SOSNIK_D)

ATT TO: Karen L. Hancox (HANCOX_K)

ATT TO: Katharine M. Button (BUTTON_K)

ATT TO: Barbara D. Woolley (WOOLLEY_B)

ATT TO: Barbara C. Chow (CHOW_B)

ATT TO: Nicole R. Rabner (RABNER_N)

ATT TO: Kathleen D. Hendrix (HENDRIX_K)

ATT TO: Evelyn S. Lieberman (LIEBERMAN_E)

ATT TO: Kerry Moran (MORAN_K)

ATT TO: Victoria L. Radd (RADD_V)
ATT TO: Michael McCurry (MCCURRY_M)
ATT TO: Barry Toiv (TOIV_B)
ATT TO: Mary Ellen Glynn (GLYNN_M)

TEXT:

PRINTER FONT 12_POINT_COURIER
To: Distribution

From: Jeremy Ben

□

-Ami

Lyn Hogan

Date: August 6, 1996

Re: Title IX/Equal Opportunities for Girls
and Women In Sports

Because the President will be making remarks tomorrow regarding title IX, I have prepared the following memo. The memo includes brief background information on title IX and four points of controversy surrounding title IX that could be raised during Q&A.

Background

Title IX prohibits sexual discrimination at educational institutions that receive federal funds. It is part of the Education Amendments of 1972 that President Nixon signed into law.

Title IX is used to provide equal opportunities for girls and women in school athletic programs. Most private colleges are subject to Title IX guidelines just as public colleges and universities are because both receive federal funds through financial aid programs such as Pell Grants.

Title IX has paved the way for female athletes and sparked a new level of excellence in women's sports. In this year's Olympics, a record

□

-setting total of about 3,700 women competed from here and abroad.

Data show that girls who play sports in school have a reduced risk of becoming pregnant or dropping out of school, have higher levels of self

□

-esteem, and reduced risks for osteoporosis and breast cancer.

Controversy Surrounding Title IX

1) Since the Spring of 1992, several substantial law suits charging noncompliance with title IX have been brought against universities, the most notable of which is against Brown University. Brown decided to reduce its financial support for the women's volleyball and gymnastics teams-

□

-instead asking them to raise some of their own funds. The Department of Justice filed an amicus brief in Cohen v. Brown University. The Court ruled against Brown. However Brown appealed and the suit continues.

2) More recently, members of the U.S. Congress argued that title

IX does not mean better opportunities for women athletes, but rather destruction of men's athletic programs. In 1995, Rep. Dennis Hastert (R

□

-IL) organized House members to sign and send a letter to the Department of Education calling for "common sense" revisions to title IX such as to omitting men's football from title IX regulations. The Department of Education agreed to review title IX regulations. Currently, the Office of Civil Rights of the Department of Education is working on guidelines outlining what actions are appropriate to prevent sexual harassment and discrimination in schools. The guidelines will be issued sometime over the next two months.

3) A recent Texas court case determined that educational institutions with knowledge of sexual harassment between students that do not take corrective action are not violating title IX. This decision has been very controversial and may advance to the Supreme Court. The Supreme Court is deciding this week whether or not it will hear the case.

4) For an institution to be Title IX compliant, it must show its female student

□

-athlete ratio to be proportionate to its female student population. The NCAA conducted its own gender equity probe in 1991 and found that over 80 percent of the dollars were going to men's programs and that 75 percent of the athletes were men.

PRINTER FONT 12_POINT_COURIER_OBLIQUE

For more information on the Department of Education title IX guidelines or the Texas court case, please call Howard Kallem, Supervisory Attorney, Office of Civil Rights, Department of Education, 202

□

-205

□

-8535.

===== END ATTACHMENT 1 =====

RECORD TYPE: PRESIDENTIAL (ALL-IN-1 MAIL)

CREATOR: Elena Kagan (KAGAN_E) (WHO)

CREATION DATE/TIME: 7-AUG-1996 08:32:08.94

SUBJECT: RE: Proposed Final Signing Statement for Min.Wage/Tax Bill

TO: James J. Jukes (JUKES_J) (OMB)

READ: 7-AUG-1996 08:42:43.88

TEXT:
ok with me.

RECORD TYPE: PRESIDENTIAL (ALL-IN-1 MAIL)

CREATOR: Elena Kagan (KAGAN_E) (WHO)

CREATION DATE/TIME: 8-AUG-1996 11:54:40.82

SUBJECT: schedule

TO: Odetta S. Walker (WALKER_O) (WHO)

READ: 8-AUG-1996 13:31:43.58

TEXT:

I will be in London and Edinburgh for the next 11 days or so.

From August 9 through August 15, I will be at the Waldorf in London:

0171-836-2400.

On August 16, I will be at the Stakis Grosvenor in Edinburgh at 0131-226-6001

On August 17 and 18, I will be at the Kingston House Hotel in Edinburgh

0131-664-9696

On August 19, I will be at the Caledonian in Edinburgh at 0131-225-2433

RECORD TYPE: PRESIDENTIAL (ALL-IN-1 MAIL)

CREATOR: Elena Kagan (KAGAN_E) (WHO)

CREATION DATE/TIME: 8-AUG-1996 11:40:18.49

SUBJECT: lrm's

TO: Robert W. Schroeder III (SCHROEDER_R) (WHO)

READ: 8-AUG-1996 11:43:04.63

TEXT:

I'll be on vacation until August 20. Could you take all the LRMs that usually

c

□

come in to me and either review them yourself or distribute them for review?

Many many thanks.

RECORD TYPE: PRESIDENTIAL (ALL-IN-1 MAIL)

CREATOR: Elena Kagan (KAGAN_E) (WHO)

CREATION DATE/TIME: 8-AUG-1996 09:51:24.95

SUBJECT: RE:

TO: Kenneth S. Apfel

(APFEL_K@A1@CD) (OMB)

READ:NOT READ

TEXT:

My hunch is the same as USDA's though I haven't looked at it sufficiently to say anything definitive.

Withdrawal/Redaction Marker

Clinton Library

DOCUMENT NO. AND TYPE	SUBJECT/TITLE	DATE	RESTRICTION
006. email	Elena Kagan to Victoria Radd. Subject: Lunch. (1 page)	08/08/1996	Personal Misfile

COLLECTION:

Clinton Presidential Records
Automated Records Management System [Email]
WHO ([From Elena Kagan])
OA/Box Number: 500000

FOLDER TITLE:

[07/16/1996 - 08/25/1996]

2009-1006-F
wr63

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 (EXTERNAL MAIL)

CREATOR: KAGAN_E@A1@CD

CREATION DATE/TIME: 8-AUG-1996 09:51:00.00

SUBJECT: RE:

TO: Kenneth S. Apfel

(APFEL_K@A1@CD) (OMB)

READ: 8-AUG-1996 10:00:35.03

TEXT:

My hunch is the same as USDA's though I haven't looked at it sufficiently to say anything definitive.

RECORD TYPE: PRESIDENTIAL (ALL-IN-1 MAIL)

CREATOR: Elena Kagan (KAGAN_E) (WHO)

CREATION DATE/TIME:21-AUG-1996 17:18:35.65

SUBJECT: language for signing statment

TO: Bruce N. Reed

(REED_B) (WHO)

READ:21-AUG-1996 20:34:41.36

TEXT:

In light of the meeting this morning, I took it on myself to fiddle with the signing statement so as to include something about the food stamp/legal immigrant problem. I would suggest the following:

In the second pargagraph on p. 3, after the phrase "no fault of their own," add:

"Neither should they be deprived of food stamp assistance when they have applied for citizenship and are only awaiting governmental approval of their applications."

Then, at the end of that paragraph, add: "In addition, I will take all possible executive action to ensure that applicants for citizenship do not lose benefits pending action on their naturalization applications."

What do you think?

RECORD TYPE: PRESIDENTIAL (ALL-IN-1 MAIL)

CREATOR: Elena Kagan (KAGAN_E) (WHO)

CREATION DATE/TIME:21-AUG-1996 15:35:15.05

SUBJECT: attached

TO: Todd Stern (STERN_T) (WHO)

READ:21-AUG-1996 16:04:27.91

TEXT:

Here is a new version of the talking points. I leave it to you to figure out, in the process of changing whatever you want to change, how to get it to fit onto one page.

===== ATTACHMENT 1 =====

ATT CREATION TIME/DATE:21-AUG-1996 15:33:00.00

ATT BODYPART TYPE:p

ATT CREATOR: Elena Kagan

TEXT:

PRINTER FONT 12_POINT_ROMAN

TALKING POINTS ON H.R. 1833

? The President vetoed H.R. 1833, which would have prohibited a certain kind of abortion procedure, for one reason: because it failed to include an exemption that would have permitted the use of this procedure in the rare cases where it is necessary to protect women from serious threats to their health. The President could not sign a bill that would have abandoned women facing such serious health risks.

? The procedure described in the bill troubles the President deeply. He does not support use of that procedure on an elective basis. He would allow it only where necessary to save the life of the mother or prevent serious injury to her health.

? This bill went too far because it would have banned use of the procedure even when it was the only or best hope of averting a serious threat to a woman's health, including her ability to have children in the future. The bill provided an exception only when a doctor could be certain that a woman's life was in jeopardy -- not when the doctor was sure that she faced real, grave risks to her health.

? Before vetoing this bill, the President heard from women who desperately wanted babies, who were devastated to learn that their babies had fatal conditions, who wanted anything other than an abortion, but who were advised by their doctors that this procedure was their best hope of preventing death or grave harm, including the loss of reproductive ability. For these women and others, this was not about choice. These babies were certain to perish before, during, or shortly after birth, and the only question was how much grave harm was going to be done to the woman.

? It was because of tragic situations such as these that the President implored Congress to add an exemption to the bill for the small number of cases where selection of the procedure, in the medical judgment of the physician, is necessary either to preserve the life of the woman or to avert serious adverse consequences to her health. The President would have signed such a bill the moment it reached his desk.

? The charge that the President's proposed exemption would

create a huge loophole, allowing the widespread use of this procedure, is not true. Under the President's proposal, the procedure could be used only where necessary to avert serious harm to health, and in no other case. Surely it is not beyond the ingenuity of Congress, working with the Administration, to write legislation making clear that serious harm to health

means just that -- that it doesn't include fraudulent or minor health complaints, nor does it include, as some have suggested, youth, low income, or inconvenience. Moreover, such a limited exception would not make the bill more vulnerable to constitutional challenge, as some have claimed; indeed, the exact opposite is the case.

? As to the charge that this procedure is never most appropriate as a matter of medical practice, the best answer comes from the medical community itself, which broadly supports the use of the procedure where a woman's serious health interests are at stake. In those rare cases, the President believes that the woman's doctor should have the ability to determine, in the best exercise of medical judgment, that the procedure is indeed necessary.

===== END ATTACHMENT 1 =====

RECORD TYPE: PRESIDENTIAL (ALL-IN-1 MAIL)

CREATOR: Elena Kagan (KAGAN_E) (WHO)

CREATION DATE/TIME:21-AUG-1996 17:22:38.83

SUBJECT: welfare -- attached

TO: Kathleen M. Wallman (WALLMAN_KM) (WHO)

READ:22-AUG-1996 10:01:32.22

TEXT:

I've sent the attached to Bruce. Let me know if you have any suggestions. USDA is fully on board. According to Greg Frazier, it is entirely up to us whether we wish to do a directive; USDA also can go ahead without one. I think a directive would make sense, but we probably should run this by the appropriate people.

DOJ is thinking. As always. Though in this case, I think they will think their way to approval. I told Chris we needed an answer by the end of the day.

===== ATTACHMENT 1 =====

ATT CREATION TIME/DATE:21-AUG-1996 17:09:00.00

ATT BODYPART TYPE:B

ATT CREATOR: Elena Kagan

ATT SUBJECT: language for signing statment

ATT TO: Bruce N. Reed (REED_B)

TEXT:

In light of the meeting this morning, I took it on myself to fiddle with the signing statement so as to include something about the food stamp/legal immigrant problem. I would suggest the following:

In the second pargagraph on p. 3, after the phrase "no fault of their own," add: "Neither should they be deprived of food stamp assistance when they have applied for citizenship and are only awaiting governmental approval of their applications."

Then, at the end of that paragraph, add: "In addition, I will take all possible executive action to ensure that applicants for citizenship do not lose benefits pending action on their naturalization applications."

What do you think?

===== END ATTACHMENT 1 =====

RECORD TYPE: PRESIDENTIAL (ALL-IN-1 READ RECEIPT)

CREATOR: KAGAN_E (WHO)

CREATION DATE/TIME: 21-AUG-1996 12:02:00.00

SUBJECT: Receipt Notification

TO: SISSER_T (WHO)

READ: 22-AUG-1996 16:33:41.65

TEXT:

This is a Read Receipt Notification for:

Message Title: Securites lit.
Addressee: KAGAN_E
Date Sent: 19-Aug-1996 11:49am
Date Read: 21-Aug-1996 12:02pm

RECORD TYPE: PRESIDENTIAL (ALL-IN-1 MAIL)

CREATOR: Elena Kagan (KAGAN_E) (WHO)

CREATION DATE/TIME:22-AUG-1996 13:08:18.00

SUBJECT: RE: welfare directives

TO: Barry Toiv (TOIV_B) (WHO)

READ:22-AUG-1996 15:09:35.63

TEXT:

And another thought: We could stress that this directive is needed in order to allow states the time to devise fair and accurate ways of making the determinations required by the bill. The bill does allow certain legal aliens to receive food stamps -- for example, if they're veterans or if they're permanent resident aliens who have worked for 40 quarters. Right now, the states don't have ways of checking such information and making eligibility determinations on that basis. So when Mr. X comes up for certification tomorrow, the state may well make a mistake in determining his eligibility. This directive will go some way toward giving states the time they need to set up verification procedures that will ensure accurate eligibility determinations.

RECORD TYPE: PRESIDENTIAL (ALL-IN-1 READ RECEIPT)

CREATOR: KAGAN_E (WHO)

CREATION DATE/TIME:22-AUG-1996 13:35:00.00

SUBJECT: Receipt Notification

TO: MILLS_C (WHO)

READ:22-AUG-1996 13:35:43.65

TEXT:

This is a Read Receipt Notification for:

Message Title: I don't know who handles this issue - do any of you?
Addressee: KAGAN_E
Date Sent: 22-Aug-1996 01:28pm
Date Read: 22-Aug-1996 01:35pm

RECORD TYPE: PRESIDENTIAL (ALL-IN-1 MAIL)

CREATOR: Elena Kagan (KAGAN_E) (WHO)

CREATION DATE/TIME:22-AUG-1996 15:51:49.25

SUBJECT: RE: I don't know who handles this issue - do any of you?

TO: Dawn Chirwa (CHIRWA_D) (WHO)
READ:22-AUG-1996 15:53:36.00

CC: Cheryl D. Mills (MILLS_C) (WHO)
READ:22-AUG-1996 19:41:27.46

CC: Kumiki S. Gibson (GIBSON_K) Autoforward to: Remote Addressee
READ:NOT READ

TEXT:
I said you did!!!

RECORD TYPE: PRESIDENTIAL (ALL-IN-1 MAIL)

CREATOR: Elena Kagan (KAGAN_E) (WHO)

CREATION DATE/TIME:22-AUG-1996 18:56:16.95

SUBJECT: new version

TO: Barry Toiv (TOIV_B) (WHO)

READ:22-AUG-1996 18:57:37.89

TEXT:

Attached is a new version of the press statement, which attempts to describe a bit better exactly what a certification period is.

===== ATTACHMENT 1 =====

ATT CREATION TIME/DATE:22-AUG-1996 18:54:00.00

ATT BODYPART TYPE:p

ATT CREATOR: Elena Kagan

TEXT:

PRINTER FONT 12_POINT_COURIER

The President is today issuing two directives to mitigate the unwarranted effects of the welfare bill on legal aliens and their children.

The first directs the Secretary of Agriculture to grant a blanket waiver allowing any state, subject to certain legal restrictions, to extend the certification periods -- that is, the time elapsing between certifications of eligibility for food stamps -- that currently apply to legal aliens receiving food stamp assistance. The effect of this directive will be to allow states to continue providing food stamp benefits to legal aliens and their children; this is because, under the terms of the statute, benefits to such individuals are cut off only at the time of recertification of their eligibility for food stamps. When a state extends the certification period, it effectively pushes back the date on which a legal alien will be deprived of food stamp benefits.

Extension of the certification period will allow those who have applied for citizenship to continue to receive food stamp assistance while the INS reviews their applications. More generally, extension of the certification periods of legal aliens will give states the time to develop the procedures necessary to make accurate determinations as to the many factual matters -- such as immigration classification, veteran status, or work history -- that the new law makes relevant to eligibility. In this way, the directive will decrease inaccurate or inequitable decisions to cut off food stamp benefits.

This waiver, however, will have certain limits. Under current law, the Department of Agriculture cannot allow states to extend certification periods beyond one year for most aliens or two years for certain elderly or disabled aliens. Neither can the Department allow states to extend certification periods beyond August 22, 1997, even when a two

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-year period would extend beyond that date.

The second directive instructs the Attorney General and other heads of agencies to make continued efforts to remove bureaucratic obstacles to naturalization. The Immigration and Naturalization Service already has made giant steps in this area, devoting more resources to processing naturalization applications

and reducing long waiting lists. This directive instructs the Attorney General to continue to increase staff and facilities used to review citizenship applications and to develop novel and effective means, including joint efforts with community groups, of assisting potential and current applicants for naturalization.

In addition, the directive instructs the heads of all

relevant agencies, working with White House staff, to develop public/private partnerships devoted to providing English

□

-language

training to applicants for citizenship; make outreach efforts to those wishing to become citizens; and provide special assistance to refugees and asylees.

These directives mitigate the harshest effects of the welfare bill on legal aliens and their children. The President will continue to look, and has instructed relevant agencies to look, for any possible additional ways of accomplishing this object.

===== END ATTACHMENT 1 =====

RECORD TYPE: PRESIDENTIAL (ALL-IN-1 MAIL)

CREATOR: Elena Kagan (KAGAN_E) (WHO)

CREATION DATE/TIME:22-AUG-1996 12:05:11.83

SUBJECT: RE: other immigration steps

TO: Carol H. Rasco (RASCO_C) (WHO)
READ:22-AUG-1996 12:09:13.99

CC: Jeremy D. Benami (BENAMI_J) (WHO)
READ:22-AUG-1996 12:07:42.08

CC: Bruce N. Reed (REED_B) (WHO)
READ:22-AUG-1996 12:14:51.17

CC: Diana M. Fortuna (FORTUNA_D) (OPD)
READ:22-AUG-1996 12:13:17.31

TEXT:

I included them in them memo. I will send you a copy ASAP.

RECORD TYPE: PRESIDENTIAL (ALL-IN-1 MAIL)

CREATOR: Elena Kagan (KAGAN_E) (WHO)

CREATION DATE/TIME:22-AUG-1996 18:02:24.18

SUBJECT: RE: Membership on NGA/NCSL/APWA-agency group that met today

TO: Jeremy D. Benami (BENAMI_J) (WHO)
READ:22-AUG-1996 18:02:31.81

CC: Diana M. Fortuna (FORTUNA_D) (OPD)
READ:22-AUG-1996 18:02:34.78

CC: Jill Pizzuto (PIZZUTO_J) (OPD)
READ:22-AUG-1996 18:12:12.14

TEXT:
you bet

RECORD TYPE: PRESIDENTIAL (ALL-IN-1 MAIL)

CREATOR: Elena Kagan (KAGAN_E) (WHO)

CREATION DATE/TIME:22-AUG-1996 13:35:16.28

SUBJECT: RE: I don't know who handles this issue - do any of you?

TO: Cheryl D. Mills (MILLS_C) (WHO)

READ:22-AUG-1996 13:35:40.45

TEXT:

Dawn, I think.

RECORD TYPE: PRESIDENTIAL (ALL-IN-1 MAIL)

CREATOR: Elena Kagan (KAGAN_E) (WHO)

CREATION DATE/TIME:22-AUG-1996 18:01:22.75

SUBJECT: attached draft statement

TO: APRIL K. MELLODY (MELLODY_A) (WHO)

READ:22-AUG-1996 18:03:54.89

CC: Todd Stern (STERN_T) (WHO)

READ:22-AUG-1996 21:16:32.80

TEXT:

===== ATTACHMENT 1 =====

ATT CREATION TIME/DATE:22-AUG-1996 18:00:00.00

ATT BODYPART TYPE:p

ATT CREATOR: Elena Kagan

TEXT:

===== END ATTACHMENT 1 =====

RECORD TYPE: PRESIDENTIAL (ALL-IN-1 MAIL)

CREATOR: Elena Kagan (KAGAN_E) (WHO)

CREATION DATE/TIME:22-AUG-1996 18:53:30.55

SUBJECT: RE: Membership on NGA/NCSL/APWA-agency group that met today

TO: Jill Pizzuto (PIZZUTO_J) (OPD)

READ:22-AUG-1996 19:02:11.18

TEXT:

456-7594 (phone)

456-1647 (fax)

RECORD TYPE: PRESIDENTIAL (ALL-IN-1 MAIL)

CREATOR: Elena Kagan (KAGAN_E) (WHO)

CREATION DATE/TIME:22-AUG-1996 13:34:42.14

SUBJECT: signing statment

TO: Todd Stern (STERN_T) (WHO)

READ:22-AUG-1996 13:35:26.59

TEXT:
OK by me.

RECORD TYPE: PRESIDENTIAL (ALL-IN-1 MAIL)

CREATOR: Elena Kagan (KAGAN_E) (WHO)

CREATION DATE/TIME:22-AUG-1996 13:00:26.59

SUBJECT: RE: welfare directives

TO: Barry Toiv (TOIV_B) (WHO)

READ:22-AUG-1996 15:08:32.82

TEXT:

I think part of the way to talk about the certification date directive is to use the situation of a person who already has applied for citizenship. Assume his certification date is coming up; he will be cut off from benefits even though he's just waiting for INS to process his application. The effect of this directive could be (as we discussed, we cannot say "would be") to provide him with benefits for the few months he needs to become naturalized. Of course, the directive also applies to aliens who have not applied for or are currently ineligible for naturalization. But those cases are of course less sympathetic. Moreover, in those cases the directive only postpones the inevitable cut-off, whereas in the "immigration pipeline" case discussed above, it serves a real transitional function.

RECORD TYPE: PRESIDENTIAL (ALL-IN-1 MAIL)

CREATOR: Elena Kagan (KAGAN_E) (WHO)

CREATION DATE/TIME:23-AUG-1996 09:49:21.88

SUBJECT: new verion of statment

TO: Bruce N. Reed (REED_B) (WHO)
READ:23-AUG-1996 10:42:53.17

TO: Rahm Emanuel (EMANUEL_R) (WHO)
READ:NOT READ

TEXT:

Attached is a new and shorter version of the draft statement to accompany the directives. I have sent a copy to Barry Toiv as well.

===== ATTACHMENT 1 =====

ATT CREATION TIME/DATE:23-AUG-1996 09:48:00.00

ATT BODYPART TYPE:p

ATT CREATOR: Elena Kagan

TEXT:

PRINTER FONT 12_POINT_COURIER

The President is today issuing two directives that will mitigate the harshest effects of the welfare bill on legal aliens and their children.

The first directs the Secretary of Agriculture to grant a waiver allowing any state, subject to certain legal restrictions, to extend the certification periods -- the time elapsing between certifications of eligibility for food stamps -- applicable to legal aliens receiving assistance. This directive will allow states to continue providing food stamp benefits to legal aliens and their children; this is because, under the terms of the law, benefits to such individuals are cut off only at the time of recertification of their eligibility for food stamps. When a state extends the certification period, it pushes back the date on which a legal alien will be deprived of food stamp benefits.

Extension of the certification period will allow those who have applied for citizenship to continue to receive food stamps while the INS reviews their applications. More generally, the extension will give states time to develop the procedures needed to make accurate determinations of the many facts -- such as immigration classification, veteran status, or work history -- that the new law makes relevant to eligibility. In this way, the directive will decrease inaccurate or inequitable decisions to cut off food stamp benefits.

This waiver, however, has limits. Under current law, the Secretary cannot allow states to extend certification periods beyond one year for most aliens or two years for certain elderly or disabled aliens. Neither can the Department allow states to extend any recertification beyond August 22, 1997.

The second directive instructs the Attorney General and other heads of agencies to make continued efforts to remove bureaucratic obstacles to naturalization. The INS already has made great progress in this area, devoting more resources to processing naturalization applications and reducing long waiting lists. This directive instructs the Attorney General to continue to increase staff used to review citizenship applications and to develop novel and effective means, including joint efforts with community groups, of assisting applicants for naturalization. In

addition, the directive instructs the heads of all relevant agencies to develop public/private partnerships devoted to providing English

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-language training to applicants; make outreach efforts to potential applicants; and provide special assistance to refugees and asylees.

===== END ATTACHMENT . 1 =====

RECORD TYPE: PRESIDENTIAL (ALL-IN-1 MAIL)

CREATOR: Elena Kagan (KAGAN_E) (WHO)

CREATION DATE/TIME:23-AUG-1996 09:46:15.84

SUBJECT: shorter version attached

TO: Kathleen M. Wallman (WALLMAN_KM) (WHO)

READ:23-AUG-1996 14:30:30.76

TEXT:

===== ATTACHMENT 1 =====

ATT CREATION TIME/DATE:23-AUG-1996 09:45:00.00

ATT BODYPART TYPE:p

ATT CREATOR: Elena Kagan

TEXT:

PRINTER FONT 12_POINT_COURIER

The President is today issuing two directives that will mitigate the harshest effects of the welfare bill on legal aliens and their children.

The first directs the Secretary of Agriculture to grant a waiver allowing any state, subject to certain legal restrictions, to extend the certification periods -- the time elapsing between certifications of eligibility for food stamps -- applicable to legal aliens receiving assistance. This directive will allow states to continue providing food stamp benefits to legal aliens and their children; this is because, under the terms of the law, benefits to such individuals are cut off only at the time of recertification of their eligibility for food stamps. When a state extends the certification period, it pushes back the date on which a legal alien will be deprived of food stamp benefits.

Extension of the certification period will allow those who have applied for citizenship to continue to receive food stamps while the INS reviews their applications. More generally, the extension will give states time to develop the procedures needed to make accurate determinations of the many facts -- such as immigration classification, veteran status, or work history -- that the new law makes relevant to eligibility. In this way, the directive will decrease inaccurate or inequitable decisions to cut off food stamp benefits.

This waiver, however, has limits. Under current law, the Secretary cannot allow states to extend certification periods beyond one year for most aliens or two years for certain elderly or disabled aliens. Neither can the Department allow states to extend any recertification beyond August 22, 1997.

The second directive instructs the Attorney General and other heads of agencies to make continued efforts to remove bureaucratic obstacles to naturalization. The INS already has made great progress in this area, devoting more resources to processing naturalization applications and reducing long waiting lists. This directive instructs the Attorney General to continue to increase staff used to review citizenship applications and to develop novel and effective means, including joint efforts with community groups, of assisting applicants for naturalization. In addition, the directive instructs the heads of all relevant agencies to develop public/private partnerships devoted to providing English

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-language training to applicants; make outreach efforts to potential applicants; and provide special assistance to refugees and asylees.

===== END ATTACHMENT 1 =====

RECORD TYPE: PRESIDENTIAL (ALL-IN-1 MAIL)

CREATOR: Elena Kagan (KAGAN_E) (WHO)

CREATION DATE/TIME:23-AUG-1996 09:47:05.35

SUBJECT: fyi-shorter version attached

TO: Todd Stern (STERN_T) (WHO)

READ:23-AUG-1996 10:10:09.40

TEXT:

===== ATTACHMENT 1 =====

ATT CREATION TIME/DATE:23-AUG-1996 09:46:00.00

ATT BODYPART TYPE:p

ATT CREATOR: Elena Kagan

TEXT:

PRINTER FONT 12_POINT_COURIER

The President is today issuing two directives that will mitigate the harshest effects of the welfare bill on legal aliens and their children.

The first directs the Secretary of Agriculture to grant a waiver allowing any state, subject to certain legal restrictions, to extend the certification periods -- the time elapsing between certifications of eligibility for food stamps -- applicable to legal aliens receiving assistance. This directive will allow states to continue providing food stamp benefits to legal aliens and their children; this is because, under the terms of the law, benefits to such individuals are cut off only at the time of recertification of their eligibility for food stamps. When a state extends the certification period, it pushes back the date on which a legal alien will be deprived of food stamp benefits.

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-language training to applicants; make outreach efforts to potential applicants; and provide special assistance to refugees and asylees.

===== END ATTACHMENT 1 =====

RECORD TYPE: PRESIDENTIAL (ALL-IN-1 MAIL)

CREATOR: Elena Kagan (KAGAN_E) (WHO)

CREATION DATE/TIME:23-AUG-1996 09:44:54.34

SUBJECT: another new draft

TO: Barry Toiv (TOIV_B) (WHO)

READ:23-AUG-1996 10:20:29.70

TEXT:

Attached is a shorter version. (Sorry to keep doing this to you.)

===== ATTACHMENT 1 =====

ATT CREATION TIME/DATE:23-AUG-1996 09:44:00.00

ATT BODYPART TYPE:p

ATT CREATOR: Elena Kagan

TEXT:

PRINTER FONT 12_POINT_COURIER

The President is today issuing two directives that will mitigate the harshest effects of the welfare bill on legal aliens and their children.

The first directs the Secretary of Agriculture to grant a waiver allowing any state, subject to certain legal restrictions, to extend the certification periods -- the time elapsing between certifications of eligibility for food stamps -- applicable to legal aliens receiving assistance. This directive will allow states to continue providing food stamp benefits to legal aliens and their children; this is because, under the terms of the law, benefits to such individuals are cut off only at the time of recertification of their eligibility for food stamps. When a state extends the certification period, it pushes back the date on which a legal alien will be deprived of food stamp benefits.

Extension of the certification period will allow those who have applied for citizenship to continue to receive food stamps while the INS reviews their applications. More generally, the extension will give states time to develop the procedures needed to make accurate determinations of the many facts -- such as immigration classification, veteran status, or work history -- that the new law makes relevant to eligibility. In this way, the directive will decrease inaccurate or inequitable decisions to cut off food stamp benefits.

This waiver, however, has limits. Under current law, the Secretary cannot allow states to extend certification periods beyond one year for most aliens or two years for certain elderly or disabled aliens. Neither can the Department allow states to extend any recertification beyond August 22, 1997.

The second directive instructs the Attorney General and other heads of agencies to make continued efforts to remove bureaucratic obstacles to naturalization. The INS already has made great progress in this area, devoting more resources to processing naturalization applications and reducing long waiting lists. This directive instructs the Attorney General to continue to increase staff used to review citizenship applications and to develop novel and effective means, including joint efforts with community groups, of assisting applicants for naturalization. In addition, the directive instructs the heads of all relevant agencies to develop public/private partnerships devoted to providing English

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-language training to applicants; make outreach efforts to potential applicants; and provide special assistance to refugees and asylees.

===== END ATTACHMENT 1 =====

RECORD TYPE: PRESIDENTIAL (ALL-IN-1 MAIL)

CREATOR: Elena Kagan (KAGAN_E) (WHO)

CREATION DATE/TIME:23-AUG-1996 10:02:35.15

SUBJECT: RE: additional immigration actions

TO: Jeremy D. Benami (BENAMI_J) (WHO)
READ:23-AUG-1996 10:02:49.69

CC: Michelle Crisci for Rahm E (CRISCI_M) (WHO)
READ:23-AUG-1996 10:03:29.23

CC: Barry Toiv (TOIV_B) (WHO)
READ:23-AUG-1996 10:18:33.20

CC: Carol H. Rasco (RASCO_C) (WHO)
READ:23-AUG-1996 10:10:18.49

CC: Diana M. Fortuna (FORTUNA_D) (OPD)
READ:23-AUG-1996 10:04:58.27

TEXT:

One slight amendment: As I understand it, the bill authorizes (not requires) the AG to designate certain programs as ones for which aliens will continue to be eligible. So in designating such programs -- thereby keeping them open to legal aliens -- the AG is doing something she is specifically authorized, but not required, to do.

RECORD TYPE: PRESIDENTIAL (ALL-IN-1 MAIL)

CREATOR: Elena Kagan (KAGAN_E) (WHO)

CREATION DATE/TIME:24-AUG-1996 14:56:43.34

SUBJECT: arson

TO: Kathleen M. Wallman (WALLMAN_KM) (WHO)
READ:26-AUG-1996 11:44:58.85

TO: Dawn Chirwa (CHIRWA_D) (WHO)
READ:25-AUG-1996 12:38:03.62

TEXT:

I'm working on a Religious Freedom issue brief for Vicky Radd. Could one of you give me a few sentences detailing what actions the President took with respect to church-burnings? Many thanks.

RECORD TYPE: PRESIDENTIAL (ALL-IN-1 MAIL)

CREATOR: Elena Kagan (KAGAN_E) (WHO)

CREATION DATE/TIME:24-AUG-1996 14:19:50.64

SUBJECT: RE: striker replacement

TO: Jennifer M. O'Connor (OCONNOR_J) (WHO)

READ:24-AUG-1996 14:24:00.28

TEXT:

Sorry, I don't; Wendy should.

I know I owe you some stuff. I was away on vacation for almost 2 weeks, and I'm just this weekend trying to wade through the paper that came in during that time.

When are you going to Chicago?

RECORD TYPE: PRESIDENTIAL (ALL-IN-1 MAIL)

CREATOR: Elena Kagan (KAGAN_E) (WHO)

CREATION DATE/TIME:24-AUG-1996 14:26:08.65

SUBJECT: RE: striker replacement

TO: Jennifer M. O'Connor (OCONNOR_J) (WHO)

READ:24-AUG-1996 14:47:21.10

TEXT:

Sure, I can find out Monday. We'll you be getting e-mails or is there someplace I should call?
London and Edinburgh. It was great.

RECORD TYPE: PRESIDENTIAL (ALL-IN-1 MAIL)

CREATOR: Elena Kagan (KAGAN_E) (WHO)

CREATION DATE/TIME:24-AUG-1996 11:10:21.76

SUBJECT: RE: CLINTON PROTECTS WELFARE BENEFITS FOR LEGAL ALIENS

TO: Bruce N. Reed (REED_B) (WHO)

READ:24-AUG-1996 15:34:53.53

TEXT:

This seemed to me as good as it comes -- "keeping his promise" and then a transcription of our press release. Agree?

RECORD TYPE: PRESIDENTIAL (ALL-IN-1 MAIL)

CREATOR: Elena Kagan (KAGAN_E) (WHO)

CREATION DATE/TIME:24-AUG-1996 16:38:40.72

SUBJECT: RE: Decisions on implementation of childrens' SSI cuts

TO: Diana M. Fortuna (FORTUNA_D) (OPD)
READ: 2-SEP-1996 14:04:32.93

CC: Carol H. Rasco (RASCO_C) (WHO)
READ:25-AUG-1996 11:06:51.26

CC: Barry White (WHITE_B) (OMB)
READ:26-AUG-1996 07:40:23.13

CC: Richard E. Green (GREEN_R) (OMB)
READ: 9-SEP-1996 08:52:39.13

CC: Jeremy D. Benami (BENAMI_J) (WHO)
READ: 2-SEP-1996 15:45:28.71

TEXT:

I'd very much like to be part of the analysis and presentation of the legal options on this question. Let me know how you are intending to proceed.

RECORD TYPE: PRESIDENTIAL (ALL-IN-1 MAIL)

CREATOR: Elena Kagan (KAGAN_E) (WHO)

CREATION DATE/TIME:24-AUG-1996 11:42:33.14

SUBJECT: abortion talking points

TO: Todd Stern (STERN_T) (WHO)

READ:24-AUG-1996 13:03:58.61

TEXT:

Can I get a clean copy of our new and improved talking points on partial birth abortion? thanks..

RECORD TYPE: PRESIDENTIAL (ALL-IN-1 MAIL)

CREATOR: Elena Kagan (KAGAN_E) (WHO)

CREATION DATE/TIME:24-AUG-1996 16:44:47.74

SUBJECT: RE: may be women's domestic violence amendment?

TO: Diana M. Fortuna (FORTUNA_D) (OPD)

READ: 2-SEP-1996 14:05:03.12

CC: Lyndell Hogan (HOGAN_L) (OPD)

READ:26-AUG-1996 10:16:20.17

CC: Emily Bromberg (BROMBERG_E) (WHO)

READ: 3-SEP-1996 09:59:00.65

CC: Jeremy D. Benami (BENAMI_J) (WHO)

READ: 2-SEP-1996 15:45:34.48

TEXT:

I don't think they need to be told. The women's groups have already contacted Betsy Myers with a proposed executive directive relating to the amendment. Leon asked the counsel's office on friday to look into the proposal. I'll send it around.

RECORD TYPE: PRESIDENTIAL (ALL-IN-1 MAIL)

CREATOR: Elena Kagan (KAGAN_E) (WHO)

CREATION DATE/TIME: 24-AUG-1996 18:18:09.00

SUBJECT: hhs guidance

TO: Jeremy D. Benami (BENAMI_J) (WHO)

READ: 2-SEP-1996 15:45:50.02

TEXT:

Is the hhs guidance we were supposed to look at the one with the quote on the cover page? when are we supposed to provide comments? I've looked at it (assuming I'm looking at the right thing), and I'd love to get together with you to talk a few things over.

RECORD TYPE: PRESIDENTIAL (ALL-IN-1 MAIL)

CREATOR: Elena Kagan (KAGAN_E) (WHO)

CREATION DATE/TIME:24-AUG-1996 12:51:10.97

SUBJECT: california timber

TO: Dinah Bear (BEAR_D) (CEQ)

READ: 1-SEP-1996 06:58:51.08

TEXT:

I just got back from vacation and read your memo. What's happened since?

RECORD TYPE: PRESIDENTIAL (ALL-IN-1 MAIL)

CREATOR: Elena Kagan (KAGAN_E) (WHO)

CREATION DATE/TIME:25-AUG-1996 14:09:06.93

SUBJECT: olc memos

TO: Kathleen M. Wallman (WALLMAN_KM) (WHO)

READ:26-AUG-1996 11:45:41.40

TEXT:

I have looked at the olc memos you sent me on the antideficiency act. what would you like to talk about and when?

RECORD TYPE: PRESIDENTIAL (ALL-IN-1 MAIL)

CREATOR: Elena Kagan (KAGAN_E) (WHO)

CREATION DATE/TIME:25-AUG-1996 13:50:12.54

SUBJECT: ugsoa letter

TO: Leanne Johnson (JOHNSON_L) (WHO)

READ:26-AUG-1996 09:11:26.31

TEXT:

Sorry for the delay on this. Right now, I'm waiting for some info from the Justice Dept.

RECORD TYPE: PRESIDENTIAL (ALL-IN-1 MAIL)

CREATOR: Elena Kagan (KAGAN_E) (WHO)

CREATION DATE/TIME:25-AUG-1996 15:45:42.92

SUBJECT: lrm 5303

TO: Ingrid M. Schroeder (SCHROEDER_I) (OMB)

READ: 3-SEP-1996 09:06:22.25

TEXT:

What's the status of hr 3005, discussed in lrm 5303? when do we really need to get a views letter up, assuming we want to do so?

RECORD TYPE: PRESIDENTIAL (ALL-IN-1 MAIL)

CREATOR: Elena Kagan (KAGAN_E) (WHO)

CREATION DATE/TIME:25-AUG-1996 14:09:54.79

SUBJECT: RE: arson

TO: Dawn Chirwa (CHIRWA_D) (WHO)

READ:25-AUG-1996 14:10:08.48

TEXT:

many many thanks. more than enough.

RECORD TYPE: PRESIDENTIAL (ALL-IN-1 MAIL)

CREATOR: Elena Kagan (KAGAN_E) (WHO)

CREATION DATE/TIME:25-AUG-1996 14:56:52.92

SUBJECT: patents commissioner provision

TO: Jeffrey A. Weinberg (WEINBERG_J) (OMB)

READ:26-AUG-1996 09:58:25.32

TEXT:

Sorry I didn't get back to you. What happened at Friday's meeting? Where are we now?