

NLWJC - KAGAN

EMAILS CREATED

ARMS - BOX 013 - FOLDER 002

[10/3/1997 - 12/3/1997]

Withdrawal/Redaction Sheet

Clinton Library

DOCUMENT NO. AND TYPE	SUBJECT/TITLE	DATE	RESTRICTION
001. email	Elena Kagan to Laura Emmett; RE: Invitation (1 page)	10/29/1997	Personal Misfile

COLLECTION:

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

FOLDER TITLE:

[10/03/1997 - 12/03/1997]

2009-1006-F
db1594

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 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 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 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 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: 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: 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. Diringier/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:

```
FF57504338060000010A020100000002050000005319000000020000DBA6AD38A37D473EB1B2C3
B352AD6A1996D2694D86FBF67154B565698B2B68C4C1836A01C0E0D1A431C27D5C67ABC12737AF
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069143BADB5EC20D8EBC1B95EE44CD76F91F519D9A2516EC2880C9B605EB749A2337BA6756C370
4E05760176764A4852AD7D71A1D2FCCA1B2684B4616FCD69F467E600651183C146D4A8B587A133
```

**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: 7-OCT-1997 17:08:42.00

SUBJECT: Historical data on civil rights - PIR request

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

TEXT:
please print.

----- Forwarded by Elena Kagan/OPD/EOP on 10/07/97 05:08
PM -----

Thomas L. Freedman
10/07/97 04:40:29 PM
Record Type: Record

To: Elena Kagan/OPD/EOP, Jose Cerda III/OPD/EOP
cc: Mary L. Smith/OPD/EOP, Tanya E. Martin/OPD/EOP
Subject: Historical data on civil rights - PIR request

FYI.
----- Forwarded by Thomas L. Freedman/OPD/EOP on 10/07/97
04:30 PM -----

Susan M. Carr

10/07/97 02:46:05 PM
Record Type: Record

To: Thomas L. Freedman/OPD/EOP
cc: Alan B. Rhinesmith/OMB/EOP
Subject: Historical data on civil rights - PIR request

Below is the historical civil rights crosscut document I prepared for the PIR.

Let me know your fax number, if you want a hard copy.

See you tomorrow.

----- Forwarded by Susan M. Carr/OMB/EOP on 10/07/97
02:44 PM -----

Susan M. Carr

09/23/97 10:03:43 AM
Record Type: Record

To: Susan M. Carr/OMB/EOP@EOP
cc:

Subject: Historical data on civil rights - PIR request

----- Forwarded by Susan M. Carr/OMB/EOP on 09/23/97
10:03 AM -----

Susan M. Carr

09/23/97 10:03:30 AM
Record Type: Record

To: Lin Liu/PIR/EOP@EOP
cc: Alan B. Rhinesmith/OMB/EOP@EOP, Francis S. Redburn/OMB/EOP@EOP, Thomas L. Freedman/OPD/EOP@EOP
Subject: Historical data on civil rights - PIR request

Per your request of last week, the attached table shows budget authority, outlays, and fte's for the following civil rights agencies:

- EEOC
- U.S. Commission on Civil Rights
- HUD Fair Housing Activities
- DOJ Civil Rights Division
- Education Office of Civil Rights
- HHS Office of Civil Rights
- DOJ OFCCP
- DOT Office of Civil Rights

As I mentioned in my previous e-mail, the deflators used to determine real change between 1993 and 1998 are 3.1% for S&E accounts and 2.3% for grant programs.

Please let me know if you have any questions.

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

TEXT:
Unable to convert ARMS_EXT: [ATTACH.D54]MAIL46548697P.216 to ASCII,
The following is a HEX DUMP:

00001A00021004000000000005F00000B5C002000010A00000000000000001F0008000000013003
0026001F00080000010130060024001F00080000020130010024001F0008000003013003002400
1F00080000040130030024001F00080000050130030024001F00080000060130030024001F0008

EEOC	BA	211	222	230	233	233	240	246	24	-4.88%
	OL	209	218	228	232	243	242	245	27	
	FTE	2,791	2,831	2,832	2,813	2,676	2,680	2,680	(151)	
U.S. Commission on Civil Rights	BA	7	8	8	9	9	9	11	3	21.43%
	OL	7	8	7	9	8	8	11	3	
	FTE	82	88	91	95	95	96	125	37	
HUD Fair Housing Grant	BA	13	12	25	33	30	30	39	27	182.97%
	OL	12	13	13	18	26	31	33	20	
	FTE	----	----	----	----	----	----	----	0	----
DOJ Civil Rights Div.	BA	48	53	56	63	64	62	67	14	8.52%
	OL	47	52	55	62	64	77	67	15	
	FTE	483	496	529	577	579	579	590	94	
ED Civil Rights	BA	54	56	57	58	55	55	62	5	-6.39%
	OL	52	52	55	56	72	57	60	8	
	FTE	848	854	821	788	744	724	724	(130)	
HHS Civil Rights	BA	22	22	22	22	20	20	21	(1)	-18.06%
	OL	22	22	22	21	20	20	20	(2)	
	FTE	313	303	284	259	242	242	242	(61)	
DOL OFCCP	BA	55	56	56	59	56	59	69	13	5.77%
	OL	54	55	56	59	56	59	69	14	
	FTE	839	806	785	775	788	739	823	17	
DOT* Civil Rights	BA	0	0	0	0	6	6	6	6	-14.16%
	OL	0	0	0	0	5	5	6	6	
	FTE	0	0	0	0	79	77	70	70	

*Prior to FY 1996, DOT Civil Rights functions were spread among disparate operating entities.

Automated Records Management System
Hex-Dump Conversion

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME: 8-OCT-1997 16:12:25.00

SUBJECT: Re: Intact D & E

TO: Barbara D. Woolley (CN=Barbara D. Woolley/OU=WHO/O=EOP @ EOP [WHO])
READ:UNKNOWN

TEXT:

i don't have one. ask the staff secretary or legislative affairs.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME: 8-OCT-1997 15:58:19.00

SUBJECT: Re: Intact D & E

TO: Barbara D. Woolley (CN=Barbara D. Woolley/OU=WHO/O=EOP @ EOP [WHO])
READ:UNKNOWN

TEXT:

I believe we sent a letter yesterday. I don't know about a SAP.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME: 8-OCT-1997 11:21:20.00

SUBJECT: Re: tobacco farmers, next steps?

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

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

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

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

TEXT:

I don't think we should have a legislative meeting on farmers until we figure out the broader legislative process.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME: 8-OCT-1997 11:57:34.00

SUBJECT: Re: Weekly Welfare Meeting

TO: Audrey T. Haynes (CN=Audrey T. Haynes/OU=WHO/O=EOP @ EOP [WHO])
READ:UNKNOWN

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

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

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

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

TEXT:

Audrey is very welcome to attend our welfare meetings. Just so everyone is on the same page on this issue: We are extremely sympathetic to Sen Murray's goals, and we agree with her on some broad principles. But we have never expressed public support for Sen. Murray's actual amendment; neither have we ever told Sen Murray or her staff that we would support it in the future. To the contrary, we consistently have stated concerns with her legislation and indicated that we prefer to proceed by our own (i.e., HHS's) regulation (which is now under review by OMB). A few days ago, in order to be as helpful as possible, we and OMB gave Sen Murray's staff legislative language we could live with (based on the HHS reg, though different in some details). We have heard she did not like our proposal and told the conference that she wished to push forward with her own amendment. That leaves us about where we have always been.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME:15-OCT-1997 10:24:34.00

SUBJECT: Weekly report from PIR

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

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

TEXT:

I'm inclined to do this by way of our weekly report (as Erskine suggested) and notto do a sanitized version. Is that OK?

----- Forwarded by Elena Kagan/OPD/EOP on 10/15/97 10:23 AM -----

Jacinta Ma
10/14/97 07:41:58 PM
Record Type: Record

To: See the distribution list at the bottom of this message
cc: Robert Wexler/PIR/EOP
Subject: Weekly report from PIR

PIR team leaders--

I'll be compiling the weekly report to the President from PIR. Sylvia Mathews wants us to include updates from all the working groups. I'll need to get information from you by the end of the day on Wednesdays in order to make our Friday deadlines. (For this week, that means tomorrow). If you are not the contact person, please let me know who on your team will be. In the updates, please include activities that you expect to occur on Thursday and Friday of the week.

Also, because we are working out of the Department of Justice, please remember that the updates you send to me are subject to the Freedom of Information Act as are all of our weekly reports.

Thanks for your help.

--Jacinta

Message Sent

To: _____
Michele Cavataio/PIR/EOP
Maria Echaveste/WHO/EOP
Mickey Ibarra/WHO/EOP
Claire Gonzales/PIR/EOP
Elena Kagan/OPD/EOP
Ann F. Lewis/WHO/EOP
Susan M. Liss/OVP @ OVP
Lin Liu/PIR/EOP
Thurgood Marshall Jr/WHO/EOP
Sylvia M. Mathews/WHO/EOP

Andrew J. Mayock/WHO/EOP
Minyon Moore/WHO/EOP
Peter Rundlet/WHO/EOP
Michael J. Sorrell/PIR/EOP
Gene B. Sperling/OPD/EOP
Michael Wenger/PIR/EOP
Judith A. Winston/PIR/EOP

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME:18-OCT-1997 10:33:16.00

SUBJECT: Re: Weekly report

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

TEXT:

The problem is that it's all FOIAble there. We can write something that we don't mind the world seeing, but (almost by definition) that won't be of much use to the President. Still, we certainly will do this if you think it's important to have a policy section in the overall race report, regardless of what it says.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME:20-OCT-1997 12:46:18.00

SUBJECT: Re: Office of Consumer Affairs

TO: Barry J. Toiv (CN=Barry J. Toiv/OU=WHO/O=EOP @ EOP [WHO])

READ:UNKNOWN

TEXT:

There have been some discussions about this, but I'm not sure we have an answer yet. (The question is whether to make the office part of EOP.) Let me check where we are and get back to you.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME:20-OCT-1997 12:41:12.00

SUBJECT: Re: Good bye

TO: James A. Dorskind (CN=James A. Dorskind/OU=WHO/O=EOP @ EOP [WHO])
READ:UNKNOWN

TEXT:

That's very sad. Good luck.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME:20-OCT-1997 13:48:05.00

SUBJECT: Re: tobacco

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

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

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

TEXT:
i'm so glad i have friends around here.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME:20-OCT-1997 17:03:43.00

SUBJECT: Re: Weekly report

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

TEXT:

eeeks. i hadn't thought of that. if we're lucky, it won't be a problem at all. but we should think about this issue for the future.

and I'll be glad to write something every week that we don't care if the world sees.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME:21-OCT-1997 19:34:01.00

SUBJECT: Re: health paragraph

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

TEXT:

Ah, thanks for pointing that out. There's money attached to it, so I don't think we can say it's a December announcement until we go through a mini-budget process. I expect OMB will resist.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME:21-OCT-1997 18:30:43.00

SUBJECT: health paragraph

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

TEXT:

This proposal will address racial disparities in six carefully selected areas: infant mortality, breast and cervical cancer, heart disease and stroke, diabetes, AIDS, and immunization. The proposal will include nationwide measures on each of the six health conditions to go onto effect in the next two years, as well as intensive five-year pilot projects in thirty communities focused on one or another of the six conditions (say, a project on diabeteas on an Indian reservation or a project on AIDS in an inner city). The stated aim of the proposal will be to eliminate racial disparities in these six areas by 2010.

Sorry this is so late. Could you send me the paragraph on Chakka Fattah just so I could look it over? Thanks.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME:22-OCT-1997 12:24:50.00

SUBJECT: Re: Reminder:Race Initiative Mtg

TO: Demond T. Martin (CN=Demond T. Martin/OU=WHO/O=EOP @ EOP [WHO])

READ:UNKNOWN

TEXT:

bruce reed should be on the list as well.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME:22-OCT-1997 12:24:27.00

SUBJECT: Reminder:Race Initiative Mtg

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

READ:UNKNOWN

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

READ:UNKNOWN

TEXT:

----- Forwarded by Elena Kagan/OPD/EOP on 10/22/97 12:28
PM -----

10/22/97 08:41 AM

Demond T. Martin

Demond T. Martin

Demond T. Martin

10/22/97 08:41 AM

10/22/97 08:41:38 AM

Record Type: Record

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

cc: Carole A. Parmelee/WHO/EOP, Jason S. Goldberg/WHO/EOP

Subject: Reminder:Race Initiative Mtg

Erskine Bowles will hold a Race Initiative meeting Thursday Oct. 23 at
3:00pm in the Roosevelt Room. The following are invited:

Michele Cavataio

Maria Echaveste

Chris Edley

Mickey Ibarra

Claire Gonzales

Elena Kagan

Ann Lewis

Susan Liss

Lin Liu

Goody Marshall

Sylvia Mathews

Andrew Mayock

Minyon Moore

Peter Rundlet

Mike Sorrell

Gene Sperling

Mike Wenger

Judith Winston

Paul Begala

Sidney Blumenthal

Rahm Emanuel

John Hilley

Ron Klain

Mike McCurry / Joe Lockhart

Cheryl Mills

John Podesta

Doug Sosnik

Melanne Verveer

Michael Waldman

Message Sent

To:

Michele Cavataio/PIR/EOP
Maria Echaveste/WHO/EOP
Mickey Ibarra/WHO/EOP
Claire Gonzales/PIR/EOP
Elena Kagan/OPD/EOP
Ann F. Lewis/WHO/EOP
Susan M. Liss/OVP @ OVP
Lin Liu/PIR/EOP
Elisabeth Steele/WHO/EOP
June G. Turner/WHO/EOP
Andrew J. Mayock/WHO/EOP
Angelique Pirozzi/WHO/EOP
Peter Rundlet/WHO/EOP
Michael J. Sorrell/PIR/EOP
Melissa Green/OPD/EOP
Michael Wenger/PIR/EOP
Judith A. Winston/PIR/EOP
Eleanor S. Parker/WHO/EOP
Kevin S. Moran/WHO/EOP
Michelle Crisci/WHO/EOP
Virginia N. Rustique/WHO/EOP
Lori L. Anderson/WHO/EOP
Joseph P. Lockhart/WHO/EOP
Cheryl D. Mills/WHO/EOP
Sara M. Latham/WHO/EOP
Terri J. Tingen/WHO/EOP
Katharine Button/WHO/EOP
Laura K. Capps/WHO/EOP

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME:22-OCT-1997 13:49:21.00

SUBJECT: Re: Hate Crime Legislation

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

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

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

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

TEXT:

that's fine too. either way, this might work.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME:22-OCT-1997 15:00:20.00

SUBJECT: Re: Bilingual Education

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

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

TEXT:

well, we strongly favor (and give lots of funds to) the dept of ed's bilingual program, which provides funds to communities to use (at their option) in either intensive english classes or bilingual classes. So I would say we favor special education programs for children whose first language is not English, but leave to communities the choice of what those programs should look like. I will have Bill Kincaid get you our standard q&a on this question. We just recently set up a group to examine our policy and the way we talk about it in light of the California initiative.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME:22-OCT-1997 13:24:42.00

SUBJECT: Re: Hate Crime Legislation

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

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

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

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

TEXT:

that's ok; 4b does all that. and if NOW wouldn't scream too loudly, who would?

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME:22-OCT-1997 19:41:03.00

SUBJECT: revised memo

TO: Lin Liu (CN=Lin Liu/OU=PIR/O=EOP @ EOP [PIR])
READ:UNKNOWN

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

TEXT:

I'm sending you a revised version of the policy memo reflecting Sylvia's suggestions. Sorry this is so late. Peter: could you make sure to get a hard copy to Sylvia in the morning? I have an early morning meeting and then I'm at the child care conference. Thanks very much.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME:22-OCT-1997 12:38:06.00

SUBJECT: Re: Chaka Fattah

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

TEXT:

I don't think it makes sense to announce it on Nov 16; no one will notice. If we want to make a general announcement around that time, we should do it at the town hall two weeks later.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME:22-OCT-1997 12:47:32.00

SUBJECT: Re: Urgent Reporter Request

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

TEXT:

we said no to stars and stripes, so i think we also should say no to the
army times. thanks.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME: 24-OCT-1997 18:35:30.00

SUBJECT: TIME CHANGE-- California Bilingual Education Initiative

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

TEXT:

----- Forwarded by Elena Kagan/OPD/EOP on 10/24/97 06:35
PM -----

Allison Balderston

10/24/97 04:16:24 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: TIME CHANGE-- California Bilingual Education Initiative

This meeting will now be on Monday, October 27 at 5:30 in room 472.

There will be a meeting to discuss the California Bilingual Education Initiative on Monday, October 27 at 11:00 in room 211 of the OEOB.

If you cannot make it please respond to Allison Balderston at 456-5543.

Message Sent

To: _____
Elena Kagan/OPD/EOP
Tanya E. Martin/OPD/EOP
William R. Kincaid/OPD/EOP
Gene B. Sperling/OPD/EOP
Robert M. Shireman/OPD/EOP
Mickey Ibarra/WHO/EOP
Janet Murguia/WHO/EOP
Maria Echaveste/WHO/EOP
Karen E. Skelton/WHO/EOP
delia_pompa @ ed.gov @ inet
mike_smith @ ed.gov @ inet
terry_peterson @ ed.gov @ inet
leslie_thornton @ ed.gov @ inet
Lin Liu/PIR/EOP
Michele Cavataio/PIR/EOP
Scott R. Palmer/PIR/EOP

Message Copied

To: _____
Amanda_feliciano @ ed.gov @ inet
vicky_stroud @ ed.gov @ inet
sarah_lichtman @ ed.gov @ inet
lidice_rivas @ ed.gov @ inet
iva_smith @ ed.gov @ inet
Sonyia Matthews/OPD/EOP
Suzanne Dale/WHO/EOP

Marjorie Tarmey/WHO/EOP
Angelique Pirozzi/WHO/EOP

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME:29-OCT-1997 19:07:55.00

SUBJECT: Crack Powder

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

TEXT:

----- Forwarded by Elena Kagan/OPD/EOP on 10/29/97 07:07
PM -----

Charles A. Blanchard
10/29/97 04:29:47 PM
Record Type: Record

To: See the distribution list at the bottom of this message
cc:
Subject: Crack Powder

The next meeting of the Crack Cocaine Working Group will be next Monday, Nov. 3 at 1 pm in OEOB 211. This is an important meeting. We will finalize the draft Joint Strategy document, which all of you should receive by the end of the day from Liz Fine at DoJ.

Message Sent

To: _____
Francis X. Kinney/ONDCP/EOP
Carol A. Bergman/ONDCP/EOP
Leroy J. Jones/ONDCP/EOP
Robert F. Housman/ONDCP/EOP
Sammie C. Grizzle/ONDCP/EOP
Daniel Schecter/ONDCP/EOP
Dennis E. Greenhouse/ONDCP/EOP
Hoover Adger Jr./ONDCP/EOP
Alejandra Y. Castillo/ONDCP/EOP
Robert S. Weiner/ONDCP/EOP
Jose Cerda III/OPD/EOP
Peter G. Jacoby/WHO/EOP
Elena Kagan/OPD/EOP
Leanne A. Shimabukuro/OPD/EOP
Karen A. Popp/WHO/EOP

Withdrawal/Redaction Marker

Clinton Library

DOCUMENT NO. AND TYPE	SUBJECT/TITLE	DATE	RESTRICTION
001. email	Elena Kagan to Laura Emmett; RE: Invitation (1 page)	10/29/1997	Personal Misfile

COLLECTION:

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

FOLDER TITLE:

[10/03/1997 - 12/03/1997]

2009-1006-F
db1594

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]

****DRAFT****

**AMERICA READS: HELPING ENSURE THAT EVERY CHILD
CAN READ WELL AND INDEPENDENTLY**

"Every child in America -- every single child in America needs to be able to read well, and needs to be able to read independently by at least the end of the 3rd grade, so that all this other learning can occur."

President Clinton, September 8, 1997

Today, the President returned to the Lighthouse Elementary School in Jupiter, Florida to meet with students, parents, teachers and community education supporters to discuss the importance of a solid foundation in reading and to highlight his America Reads initiative. He called on all Americans -- schools, libraries, religious institutions, universities, students, the media, community and national groups, business leaders and senior citizens -- to help ensure that every American child can read well and independently by the end of 3rd grade. Lighthouse Elementary school's reading and parent involvement programs are examples of the actions that schools and communities can undertake to help all children learn to read well.

PRESIDENT UNDERSCORES HIS COMMITMENT TO THE AMERICA READS CHALLENGE. While American students today generally read as well as ever, 40% of our fourth graders scored below the basic level on the 1994 National Assessment of Educational Progress. According to studies, however, well-designed tutoring programs result in student gains in reading. The America Reads Challenge sets forth the first comprehensive, nationwide effort to create after-school, summer, and weekend tutoring in reading. The legislation proposed by President Clinton links parents, teachers, AmeriCorps members, trained reading professionals, and volunteer tutors to school, library and community literacy efforts.

The Challenge is pursuing several essential strategies to help our children learn to read: creating more learning opportunities to supplement classroom reading instruction; encouraging parent involvement to help children develop readiness skills for reading beginning at birth, as well as involvement throughout the school years; and bringing best teaching practices into classrooms. The proposal is a five-year, \$2.75 billion commitment to local communities and organizations, as well as national and regional efforts. It includes:

- **America's Reading Corps.** The proposal would fund 25,000 reading specialists and coordinators, including 11,000 AmeriCorps members, to mobilize 1 million volunteer reading tutors.
- **Federal Work Study Expansion.** President Clinton has asked college presidents to allocate work-study slots to college students to become America Reads tutors. So far, *almost 800 colleges have pledged students to tutor in elementary schools.*
- **Other Initiatives that are Helping Our Children Learn.** America Reads incorporates early childhood development through the expansion of Head Start and Even Start; bringing the best teaching practices to classrooms; supporting research and evaluation on reading; and building partnerships with the private sector.

PRESIDENT CLINTON APPLAUDS LIGHTHOUSE ELEMENTARY SCHOOL'S EFFORTS TO MOTIVATE YOUNG READERS.

The Lighthouse Elementary School participates in Florida's Sunshine State Young Readers program, which is a statewide reading motivation program that encourages students to read high quality literature and participate in a statewide vote for their favorite book. The President acknowledged the accomplishments of the students who read and completed book reports on all 15 books on the Sunshine State reading list. In 1996, over 1,000 Florida public schools participated and over 75,000 students read enough books to qualify for voting in the statewide balloting for their favorite book of the year. Motivational reading programs, like the Sunshine State readers, are important in helping to reach the President's goal that every child in America learn to read well and independently by the end of the third grade.

PRESIDENT CLINTON HIGHLIGHTS THE IMPORTANCE OF PARENTAL INVOLVEMENT.

The President commended the Lighthouse Elementary parent volunteers who contribute 1,000 volunteer hours per month to assist teachers in the classroom, help prepare documents, and provide assistance in the library. Research continues to show that parental involvement is a crucial factor in children's learning -- students score better in reading, achieve higher grades and have fewer discipline problems when their parents participate in school activities. Parents and other concerned individuals in local communities are valuable reading partners and tutors and for young students learning to read and can engage in exercises to ensure that each child has the proper foundation for good reading skills.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME:30-OCT-1997 18:05:33.00

SUBJECT: Three current versions of directive

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

TEXT:

please print

----- Forwarded by Elena Kagan/OPD/EOP on 10/30/97 06:09 PM -----

Jose Cerda III
10/30/97 03:26:01 PM
Record Type: Record

To: Elena Kagan/OPD/EOP, Karen A. Popp/WHO/EOP, Leanne A. Shimabukuro/OPD/EOP
cc:
Subject: Three current versions of directive

In case anybody wants a final look-see at these. jc3
----- Forwarded by Jose Cerda III/OPD/EOP on 10/30/97 04:25 PM -----

Jose Cerda III
10/30/97 03:24:52 PM
Record Type: Record

To: Phillip Caplan/WHO/EOP
cc:
Subject: Three current versions of directive

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

TEXT:

Unable to convert ARMS_EXT:[ATTACH.D1]MAIL44517620B.316 to ASCII,
The following is a HEX DUMP:

FF575043B0040000010A02010000000205000000D514000000020000F4837493A8E838F773192D
C88861FA5DBA0FF1D8F8E78F6B093F9C0E5F0B247994D1F52CD2CB5EE379A4BB84DDD7AAEAA3C6
56109CE6705512774A714D729C4437E7987904FC09FDA214BDF8274F5986D985D0AAE2B74342D2
159719F12E91910105D8900745FB231D1867168B6B7C04DDEFDF8BFE56540335056900AEE3B9B4
77913380E93A811B68CB32428912C36031AECE8248FFAE5A0C5E5A2AD89126E5DAEC2CF5BE1CD3
F157E83E1FF695693020111D2DE51D1853B99A5795DAE7E2A32174C6D9A33716E2EBEBE7441D21

--- DRAFT ---
(10/17/97...6pm)

MEMORANDUM FOR THE SECRETARY OF THE TREASURY

Subject: Importation of Uzi and Galil Firearms

The historic Violent Crime Control and Law Enforcement Act of 1994 banned 19 specific assault weapons, duplicates of those 19 firearms and certain other semiautomatic weapons possessing various military style features. The Administration and Congress worked to ban these deadly firearms because -- as the weapon of choice for gangs and drug dealers -- they were being recovered at numerous crime scenes and resulting in criminals being better armed than some of the nation's law enforcement officers. Last year, in part as a result of the ban on assault weapons, fewer police officers were slain in the line of duty than in any year since 1960, and fewer law enforcement officer was killed by assault weapons.

In addition to the prohibitions contained in the 1994 ban on assault weapons, the 1968 Gun Control Act further restricts the importation of firearms unless they are determined to be particularly suitable for or readily adaptable for sporting purposes. To enforce this law, the Treasury Department has developed a factoring system to determine whether handguns meet this sporting purposes test and are thus importable. The Department also determined that semiautomatic assault type rifles do not meet the sporting purposes test and are not importable.

I am now informed that 2 of the 19 assault weapons that were specifically banned from importation in 1989, the Galil and the Uzi, have been redesigned in order to circumvent the ban. The Galil and Uzi, which are manufactured by Israeli Military Industries, were banned because -- in their military configurations -- they were found to have no legitimate sporting purpose. It is now appropriate to determine whether the redesigned weapons would have legitimate sporting purposes in this country and are suitable for continued importation under the provisions of the Gun Control Act of 1968.

My Administration has aggressively enforced all applicable laws to keep non-sporting firearms and other munitions posing a threat to public safety from entering the country. Therefore, I direct you to:

- 1) Take the necessary steps to reexamine and determine whether the sporting purposes test should be modified with respect to the importation of the Galil, Uzi and any other firearms that have been similarly adapted or re-engineered since the 1989 ban on the importation of semiautomatic assault rifles or the 1994 ban on semiautomatic assault weapons;
- 2) Effective immediately, suspend action on pending and future applications to import these weapons until this review is complete.

Nothing herein shall be construed to require actions contrary to applicable provisions of law.

October 31, 1997

MEMORANDUM FOR THE SECRETARY OF THE TREASURY

Subject: Importation of Modified Assault Weapons

The historic Violent Crime Control and Law Enforcement Act of 1994 banned 19 specific assault weapons, duplicates of those 19 firearms and certain other semiautomatic weapons possessing various military style features. The Administration and Congress worked to ban these deadly firearms because -- as the weapon of choice for gangs and drug dealers -- they were being recovered at numerous crime scenes and resulting in criminals being better armed than some of the nation's law enforcement officers. Last year, in part as a result of the ban on assault weapons, fewer police officers were slain in the line of duty than in any year since 1960, and fewer law enforcement officers were killed by assault weapons.

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- 2) Effective immediately, suspend action on pending and future applications to import these weapons until this review is complete.

Nothing herein shall be construed to require actions contrary to applicable provisions of law.

October 31, 1997

MEMORANDUM FOR THE SECRETARY OF THE TREASURY

Subject: Importation of Modified Assault-Type Weapons

The historic Violent Crime Control and Law Enforcement Act of 1994 banned 19 specific assault weapons, duplicates of those 19 firearms and certain other semiautomatic weapons possessing various military style features. The Administration and Congress worked to ban these deadly firearms because -- as the weapon of choice for gangs and drug dealers -- they were being recovered at numerous crime scenes and resulting in criminals being better armed than some of the nation's law enforcement officers. Last year, in part as a result of the ban on assault weapons, fewer police officers were slain in the line of duty than in any year since 1960, and fewer law enforcement officers were killed by assault weapons.

In addition to the prohibitions contained in the 1994 ban on assault weapons, the 1968 Gun Control Act further restricts the importation of firearms unless they are determined to be particularly suitable for or readily adaptable for sporting purposes. To enforce this law, the Treasury Department has developed a factoring system to determine whether handguns meet this sporting purposes test and are thus importable. The Department also determined that semiautomatic assault type rifles do not meet the sporting purposes test and are not importable.

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My Administration has aggressively enforced all applicable laws to keep non-sporting firearms and other munitions posing a threat to public safety from entering the country. Therefore, I direct you to:

- 1) Take the necessary steps to reexamine and determine whether the sporting purposes test should be modified with respect to the importation of the Galil, Uzi and any other firearms that have been similarly adapted or re-engineered since the 1989 ban on the importation of semiautomatic assault rifles or the 1994 ban on semiautomatic assault weapons;

- 2) Effective immediately, suspend action on pending and future applications to import these weapons until this review is complete; and
- 3) During this review period, closely monitor the continued importation and criminal use of these modified assault-type weapons, and -- if you determine that circumstances warrant additional action -- take any other appropriate action including the suspension of existing permits.

Nothing herein shall be construed to require actions contrary to applicable provisions of law.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME: 1-NOV-1997 16:52:22.00

SUBJECT: Re: health and race

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

READ:UNKNOWN

TEXT:

No problem.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME: 2-NOV-1997 18:12:45.00

SUBJECT: Re: Domestic Partners

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

TEXT:

absolutely no idea. i can't think of who at the WH would even presume to have information on the cost issue. what do you think we should do?

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME: 3-NOV-1997 19:58:51.00

SUBJECT: Re: TANF reg fingerprinting issue

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

READ:UNKNOWN

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

READ:UNKNOWN

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

READ:UNKNOWN

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

READ:UNKNOWN

TEXT:

This seems right to me on fingerprints: a state that decides to go this route is not changing eligibility standards -- it is enforcing eligibility standards. But is this also true for drug testing and sanctions? For example, aren't states adopting a new rule that says that people on drugs can't get benefits (unless they enter treatment etc.)? Is this a way of separating fingerprints from the other two? Should we be looking for that kind of compromise?

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME: 4-NOV-1997 10:33:46.00

SUBJECT: Re: Rep. Levin may call Bruce today re: FICA/FUTA

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

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

TEXT:

why don't we just tell him he should introduce the fica/futa bill that haskins proposed (but rangel killed) a month or so ago (and promise him our strong support if he does so)? the fact is that we can't control what the irs will do or when it will do it -- so he can't rely on administrative action taking him off the hook.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME: 5-NOV-1997 20:24:21.00

SUBJECT: time

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

READ:UNKNOWN

TEXT:

Unable to convert ARMS_EXT:[MESSAGE.D56]MAIL403937805.316

The following is a HEX dump of the file:

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME: 5-NOV-1997 10:38:48.00

SUBJECT: OMB Director's Review discussions: Education; Mandatories in HHS:ACF/AOA; Ag/FCS

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

READ:UNKNOWN

TEXT:

----- Forwarded by Elena Kagan/OPD/EOP on 11/05/97 10:44
AM -----

Barry White

11/04/97 05:01:23 PM

Record Type: Record

To: Gene B. Sperling/OPD/EOP, Bruce N. Reed/OPD/EOP
cc: See the distribution list at the bottom of this message
Subject: OMB Director's Review discussions: Education; Mandatories in
HHS:ACF/AOA; Ag/FCS

These are the last of these, I promise. This is an invitation to you and your staffs to sit down with me and my staff to go over the big issues for the remaining OMB Director's Reviews in my area.

We will do Education, discretionary programs and student aid, on Friday, November 7th, at 4 pm.

We will do mandatory spending in HHS/ACF, Ag/FCS, and the multiple-agency child care proposals on Monday, November 10th, at 5 pm.

Both meetings will be in room 260 OEOB.

Our goal is to be able to reflect fairly your views on the agency proposals in these areas, and other options you may have, when we meet with the Director.

Please inform my secretary, Iratha Waters (ext. 5-6150) of your availability.

Thanks.

Message Copied

To:

FOLEY_M @ A1@CD@LNGTWY
Diana Fortuna/OPD/EOP
Cynthia A. Rice/OPD/EOP
Emil E. Parker/OPD/EOP
Barbara Chow/WHO/EOP
Elena Kagan/OPD/EOP
Sanders D. Korenman/CEA/EOP
Jonathan Weiss/OVP @ OVP
Keith J. Fontenot/OMB/EOP
Jennifer L. Klein/OPD/EOP
Iratha H. Waters/OMB/EOP
Rebecca M. Blank/CEA/EOP

Maria J. Hanratty/CEA/EOP
Michael Cohen/OPD/EOP
William R. Kincaid/OPD/EOP
Robert M. Shireman/OPD/EOP
Anne H. Lewis/OPD/EOP
Wayne Upshaw/OMB/EOP
Jonathan Orszag/OPD/EOP
Ananias Blocker III/WHO/EOP
Jill M. Pizzuto/OMB/EOP

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME: 5-NOV-1997 10:37:42.00

SUBJECT: Meeting with Mary Berry

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

READ:UNKNOWN

TEXT:

could you get together with marge and schedule this? thanks.

----- Forwarded by Elena Kagan/OPD/EOP on 11/05/97 10:43

AM -----

Robert B. Johnson

11/04/97 04:49:59 PM

Record Type: Record

To: Elena Kagan/OPD/EOP, Maria Echaveste/WHO/EOP

cc:

Subject: Meeting with Mary Berry

Mary Frances Berry called to say she is available to meet this Friday between 1:00 PM and 3:00 PM. Can you guys get together on a time preference, or should I schedule it for another time? Thanks.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME: 5-NOV-1997 11:13:57.00

SUBJECT: Re: Secretary Shalala at Hate Crimes Conference

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

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

TEXT:

I think it's basically up to secretary shalala where she wants to be, though we should make sure rosewater knows how many other cabinet members are coming. we have too many irons in the fire now with hhs to ask a favor on this one.

November 6, 1997

MEMORANDUM FOR THE PRESIDENT

FROM: BRUCE REED
ELENA KAGAN

SUBJECT: RACE POLICY INITIATIVES

A couple of weeks ago, we sent you a list of policy ideas that could be announced over the next six months as part of the race initiative. We are attaching that list to this memo. It is worth noting again that none of these ideas has gone through the budget process, and some are more fully developed than others. We are continuing work on these policy ideas, and Bruce will discuss some of them at the meeting tomorrow.

This memo proposes a framework for these policy initiatives -- an overall message that makes them (as well as other aspects of the initiative) coherent and meaningful. The communications experts in the White House doubtless can improve on how we convey this message, assuming you find its substance appealing.

Very briefly, these policies comprise an opportunity agenda, focused on education and economic empowerment. For the most part, the policies are race-neutral, addressing concerns felt by working people of all races; but by simple virtue of demographics, the policies provide disproportionate benefits to members of racial minority groups. Such policies cannot entirely replace programs using race-based criteria to remedy social inequalities; the need for such programs, in appropriately narrow circumstances, continues today. Still less can such policies diminish the need to battle "old-style" (but still too often "new-style") discrimination through enforcement of civil rights laws. But they represent the best long-term hope for improving race relations and reducing racial disparities -- by encouraging Americans to see their common interests and values, to forge new alliances, and to move forward together.

William Julius Wilson made much the same point -- and more eloquently -- in a recent article. He wrote: "The country's deep racial divisions certainly should not be underestimated, but the unremitting emphasis on these gaps has obscured the fact that African-Americans, whites, and other ethnic groups share many concerns, are beset by many similar problems, and have important values, aspirations, and hopes in common. . . . A new democratic vision . . . must find issues and programs that concern families of all racial and ethnic groups, so that individuals in these groups can honestly perceive mutual interests and join in a multiracial coalition to move America forward."

This is what we should be telling the American people about how best to achieve racial

progress. This is what should guide us in developing policy initiatives, as well as in promoting dialogue. Finally, this is what can stand as your signal contribution in this area: to show Americans that they should cut through racial politics, recognize their common interests, and pursue policies (*e.g.*, public school reform and an improved housing voucher system) promoting opportunity and empowerment for people of all racial backgrounds.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME: 6-NOV-1997 12:36:40.00

SUBJECT: Re: Question about TANF process

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

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

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

TEXT:

hmm... i'd rather she met separately with us and bruce for exactly the same reason. what do you think?

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME: 7-NOV-1997 11:20:49.00

SUBJECT: Re: hud

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

CC: Ann F. Lewis (CN=Ann F. Lewis/OU=WHO/O=EOP @ EOP [WHO])
READ:UNKNOWN

CC: Thurgood Marshall Jr (CN=Thurgood Marshall Jr/OU=WHO/O=EOP @ EOP [WHO])
READ:UNKNOWN

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

TEXT:

actually, i'm not sure doj is involved to any real extent. i think we should do our bowing and scraping to doj -- involve them to the greatest extent possible, etc. -- and then make sure that this goes forward.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME: 7-NOV-1997 14:52:01.00

SUBJECT: Re: Same Sex Schools

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

TEXT:
we're trying -- but i wouldn't schedule it. sorry.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME: 7-NOV-1997 14:45:35.00

SUBJECT: Re: Cuomo

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

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

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

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

TEXT:

Tell them that we can't do this. (I leave this to your diplomatic skills.)

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME:11-NOV-1997 17:39:09.00

SUBJECT: Re: Race mtgs

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

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

TEXT:

what meetings are we talking about??

I told Maria a week or two ago that I would give her names for a meeting on higher education. They are: Secretary Shalala, Harris Wofford, Stan Ikenberry, Joe Duffy, Tom Kean, Barry Munitz, and Secretary Riley (and/or Mike Smith). Sorry for taking so long to give you these.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME:12-NOV-1997 18:12:53.00

SUBJECT: Invitation

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

READ:UNKNOWN

TEXT:

----- Forwarded by Elena Kagan/OPD/EOP on 11/12/97 06:10 PM -----

Aimee M. Malnati @ OVP
11/12/97 08:02:03 AM
Record Type: Record

To: See the distribution list at the bottom of this message
cc:
Subject: Invitation

Mrs. Gore would like to invite you to a breakfast she is hosting in honor of the 25th Anniversary of the National Women's Law Center.

Date: Friday, November 14, 1997
Time: 8:15 am
Where: At The Vice President's Residence

Please RSVP to Aimee Malnati at 6-6643. Please do not hesitate to call if you have any questions. Thank you.

Message Sent

To: _____
Sylvia M. Mathews/WHO/EOP
Ann F. Lewis/WHO/EOP
Maria Echaveste/WHO/EOP
Lynn G. Cutler/WHO/EOP
Elena Kagan/OPD/EOP
Audrey T. Haynes/WHO/EOP
Roberta W. Greene/WHO/EOP
Lucia F. Gilliland/OVP @ OVP
Minyon Moore/WHO/EOP
Karen E. Skelton/WHO/EOP
Stacie Spector/WHO/EOP
Judith A. Winston/PIR/EOP
Kay Casstevens/OVP @ OVP
Lisa M. Brown/OVP @ OVP
NELSON_J @ A1 @ CD @ LNGTWY

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME:18-NOV-1997 11:24:20.00

SUBJECT: Re: Affirmative Action

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

CC: Judith A. Winston (CN=Judith A. Winston/OU=PIR/O=EOP @ EOP [PIR])
READ:UNKNOWN

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

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

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

Julie A. Fernandes (CN=Julie A. Fernandes/OU=OPD/O=EOP [OPD])
READ:UNKNOWN

TEXT:

We're not all that crazy about the draft guidance. It's pretty confusing -- e.g., it asks lots of questions, but leaves many of them wholly unanswered. Counsel's office -- and, I think, DOJ -- are concerned that its lack of clarity will encourage institutions to continue practices that are in fact unlawful (or conversely, steer clear of practices that are perfectly justifiable). I think counsel's office also had some concerns about the extent to which civil rights groups (as opposed to education groups) were briefed on/involved in this document (i.e., perhaps not enough). We're still talking with counsel's office, and it may be that we can make sufficient improvements in the document today to feel comfortable about releasing it. But right now, we're leaning against it -- especially given that release of the document (unlike, say, announcement of the HUD policy) won't generate much in the way of positive news.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME:18-NOV-1997 12:56:43.00

SUBJECT: Re: Affirmative Action

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

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

TEXT:

Two weeks sounds fine. Do you think it makes sense to use this document at all (even as a working draft) now? Do we get anything out of doing that?

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME:18-NOV-1997 11:26:53.00

SUBJECT: Re: Peter Baker and Jodi Enda

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

TEXT:

we've traded calls already. does this mean i shouldn't return her next one?

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME:21-NOV-1997 09:06:31.00

SUBJECT: weekly

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

TEXT:
have you e-mailed it to me yet?

November 25, 1997

MEMORANDUM FOR THE PRESIDENT

FROM: BRUCE REED
GENE SPERLING
ELENA KAGAN

SUBJECT: State of the Union Ideas

As you requested, this memorandum provides a brief description of new ideas we are seriously considering for the State of the Union. Most of these ideas involve increased spending, and you will have to make choices among them as you consider the FY 99 budget. Options relating to social security and tax reform are not included in this memo.

Education

1. Class size / 100,000 teachers: We are working with the Vice President's office and others on an ambitious initiative to reduce class sizes in the early grades by providing money to hire up to 100,000 new teachers, perhaps paid for by reducing the federal work force by another 100,000 positions. We estimate that 100,000 new teachers in grades 1-3 would reduce average class size from roughly 21 to roughly 18. The initiative would have three main elements: 1) grants to help states or communities hire new teachers (as in the COPS program, these grants would be time-limited (3-4 years) and the federal share would be 50-75%); 2) funds for teacher training, with a special emphasis on reading; and 3) provisions to ensure accountability, such as requiring testing of new teachers and/or ensuring the removal of bad teachers from the classroom. A serious proposal along these lines would cost \$5-10 billion over five years, depending on the size of the federal match and the target date for reaching 100,000. We also would need to accompany the proposal with a school construction initiative (see below).

2. Education Opportunity Zones: As we outlined in an earlier memo on policy proposals for the race initiative, we are working with the Education Department on a plan that would reward 10-15 poor inner city and rural school districts for agreeing to adopt a school reform agenda that includes: ending social promotions, removing bad teachers, reconstituting failing schools, and adopting district-wide choice and/or public school vouchers. Our goal is to give school districts incentives to hold students, teachers, and schools accountable, in essentially the way Chicago has done. In our working proposal, each urban grant would be worth \$10-25 million and each rural grant would be worth up to \$2 million, for a total request in FY99 of \$320 million.

3. National Public School Choice Law: We are exploring the possibility of proposing

legislation to require that states and communities allow public school choice as a condition of receiving federal education funding. Together with a strong endorsement of bipartisan charter school legislation (bound to pass next year), this measure will show that we firmly support choice and competition. We are also looking into the concept of a parents' right-to-know law that would require states and communities to make key information on school performance available, so that parents can make informed choices.

4. University-School Partnerships: As we also outlined in our earlier memo on the race initiative, we are working on a grant program to promote strong partnerships between colleges and high-poverty middle and high schools, with the goal of enabling more youth to go on to college. This initiative would encourage colleges to adopt the Eugene Lang model for helping disadvantaged youngsters. Colleges would encourage students to take demanding courses, while providing academic enrichment and intensive mentoring, tutoring, and other support services. The students would receive special certificates for participating in the program, somewhat along the lines of Chaka Fatah's proposal. The Department of Education has requested \$200 million for FY 99 for this initiative.

5. Campaign on Access to Higher Education: We are preparing to conduct an intensive publicity campaign on the affordability of higher education. The goal of the campaign would be to make every family aware that higher education is now universally accessible, as well as to reiterate that higher education is the key to higher earnings.

6. School Construction: We will need to re-propose a school construction initiative this year. We are currently considering the appropriate size and duration of this initiative, as well as the possibility of structuring this initiative as a tax credit.

7. Teacher Training for Technology: We are currently weighing several options on training teachers to use educational technology. These include (1) expanding various innovation grants to ensure that within four years, all new teachers will be ready to use educational technology, or (2) using the Technology Literacy Challenge Fund to train and certify at least one "master teacher" in every school, who can then train other teachers in the use of educational technology.

8. Hispanic Education Dropout Plan: We have developed a plan to improve educational opportunities for Hispanic Americans (or limited English proficient students generally), with the goal of decreasing the current disparity in dropout rates. The draft plan includes a number of administrative actions, as well as targeted investments of roughly \$100 million to programs for migrant, adult, and bilingual education.

9. "Learning on Demand": We are developing an initiative, related to some of Governor Romer's ideas, to encourage the use of technology (e.g., the internet, CD-ROM, interactive TV) for lifelong learning. The initiative will begin the process of giving all Americans "anytime, anywhere" access to affordable and high-quality learning opportunities. The initiative is still in the developmental stage, and at this time we recommend only a small investment.

Child Care

1. Affordability: We are developing a proposal that will help working families afford child care by (1) increasing funding for federal child care subsidies through the Child Care and Development Block Grant, and (2) changing the Child and Dependent Care Tax Credit by raising the percentage of child care expenses for which taxpayers of certain income levels may take a credit. On the subsidy side, every additional \$100 million in the block grant will pay child care costs for at least 35,000 more children with incomes below 200 percent of poverty. On the tax side, we are considering raising the maximum credit rate to 50 percent for taxpayers with adjusted gross income (AGI) of less than \$30,000 (from a current high of 30 percent for taxpayers with AGI of less than \$10,000), and adjusting the income slide accordingly.

2. Safety and Quality: We are also considering targeted investments to improve the safety and quality of care. Our current proposal adds funding to the scholarship program for child care providers that you announced at the child care conference (which was very well received); provides resources for states to improve their enforcement of health and safety standards; and funds efforts to educate parents on quality child care.

3. Early Childhood Learning and Afterschool Programs: Our current proposal also expands early learning opportunities by increasing investment in Early Head Start and creating a new 0-5 Early Education Fund. The new fund will provide grants for innovative early learning programs for both working and stay-at-home parents. We are also considering ways of expanding and streamlining afterschool programs.

4. Helping Parents Stay Home: To support parents who wish to stay at home with their children, we are working on ways to expand the FMLA -- to six months instead of 12 weeks and to smaller-sized employers. We are also looking at a variety of ways to provide financial assistance, whether through a modified version of the Child and Dependent Care Tax Credit or through paid family leave administered under the unemployment insurance system. The cost of these financial proposals, however, may be prohibitive.

Health

1. Consumer Protection Legislation: We should reiterate our support for three pieces of health care consumer protection legislation: (1) the Quality Commission's Consumer Bill of Rights, which has strong public and elite support and arguably is more moderate than a bill in the House that already has attracted over 85 Republicans; (2) our genetic anti-discrimination legislation, which has attracted bipartisan support on both sides of the Hill as a way to protect Americans

from the misuse of new advances in genetics; and (3) privacy protection legislation, which would establish strong federal standards to ensure the confidentiality of medical records. Although these consumer protections would benefit the entire population, women's health advocates are especially supportive of them, because the Consumer Bill of Rights would ensure direct access to OB/GYNs and our genetic anti-discrimination legislation would protect women who undergo new tests for the breast cancer gene.

2. Medicare Reform and Program Improvements: To build on the Medicare reforms in the balanced budget agreement, we are considering two reform initiatives: additional anti-fraud initiatives (perhaps providing \$2-3 billion in savings over five years) and an income related premium (providing another \$7-8 billion in savings assuming it kicks in at an income around \$50,000). We are also considering a number of Medicare improvements to which we could apply the above savings: (1) a Medicare (or COBRA) buy-in for pre-65 year olds (or some targeted subset of this age group), the cost of which would depend on whether we decide to subsidize this benefit; (2) Medicare coverage of cancer clinical trials, which could substantially increase investment in the treatment and cure of cancer, including prostate cancer; and (3) a new mechanism to provide Medicare beneficiaries with information about private long-term care insurance that meets appropriate standards.

3. Doubling the NIH Research Budget with Proceeds from Tobacco Legislation: We (along with the Republicans) are considering a proposal to double the NIH budget, which would cost about \$20 billion over five years. Such an investment could lead to breakthroughs in research that would greatly improve our ability to prevent and treat diseases like diabetes and cancer -- and substantially lessen the costs associated with these diseases. Because the discretionary caps are so tight, the only realistic way to pay for such an initiative is through dedicated savings from the tobacco agreement. This link between tobacco legislation and health research should resonate strongly with the public.

4. Other Coverage Options -- Children's Health, Workers In-Between Jobs, Voluntary Purchasing Cooperatives: We are working on a public/private outreach effort to ensure that every child eligible for health insurance under Medicaid or our new program actually gets covered. The public side of this effort could include proposals to: give bonuses for enrolling more children in Medicaid; expand the kinds of places where children can enroll; and simplify eligibility processes. In addition, we are considering whether to propose a demonstration of our old policy to provide coverage to workers who are in-between jobs. Finally, we are continuing to pursue proposals relating to voluntary purchasing cooperatives, as a way to help small business gain access to and afford health insurance coverage.

5. Racial Disparities in Health Care: We are working on a proposal to address racial disparities in six carefully selected areas of health care: infant mortality, breast and cervical cancer, heart disease and stroke, diabetes, AIDS, and immunization. This proposal will include nationwide actions to reduce these disparities, as well as focused pilot projects in thirty communities (say, a project on diabetes on an Indian reservation or a project on AIDS in an inner

city). The stated aim of the proposal will be to eliminate racial disparities in these six areas by 2010.

Crime

1. Community Prosecutors: We are working on a proposal, costing up to \$100 million, to provide grants to prosecutors for innovative, community-based prosecution efforts. A number of jurisdictions already have embraced such efforts; for example, community prosecution is an essential component of Boston's juvenile crime strategy. These jurisdictions have found that a "problem-oriented" (rather than incident-based) approach to prosecuting, using a wide variety of enforcement methods and attending to the concerns of victims and witnesses, can pay real dividends. A grant program could spread these innovative programs across the country.

2. Juvenile Crime Initiative: Although we got funds for much of our youth violence strategy in last year's appropriations bills, we should continue to press for the passage of juvenile crime legislation -- especially for a juvenile Brady provision, which will stop violent juveniles from owning guns as adults. We also should challenge the four cities leading the nation in juvenile crime (New York, Los Angeles, Chicago, and Detroit) to replicate Boston's successful strategy and target resources to these cities to help them meet this challenge.

Welfare/Housing

1. Welfare-to-Work Housing Vouchers: We are working with OMB and HUD on a proposal for 50,000 new housing vouchers to help welfare recipients in public housing who need to move in order to find employment. We would distribute these vouchers on a competitive basis to public housing authorities working with local TANF agencies and/or grantees of the new \$3 billion welfare-to-work program. We are working on a number of proposals to increase housing mobility (see below), and linking this issue to welfare reform may increase the chance of attracting congressional support. At the same time, we should reiterate our support for welfare-to-work transportation funds as part of NEXTEA.

Housing

1. Housing Portability/Choice: In addition to the new welfare-to-work housing vouchers discussed above, a package on housing portability and choice could include: increasing the number of Regional Opportunity Counseling (ROC) sites; encouraging the use of exception rents (rents up to 120 percent of the "fair market rent") as a tool for opening up more expensive suburban housing markets; and eliminating obstacles to portability of Section 8 vouchers.

2. Fair Lending/Fair Housing: This proposal could include: an examination of the impact of credit scoring and risk-based pricing on the availability of credit/capital to lower-income and minority individuals; issuance of guidance by banking regulators on certain key credit scoring issues and, possibly, on risk-based pricing; a Presidential call to the FDIC and the Federal

Reserve to obtain more data on reasons for home mortgage loan denials (OCC and OTS already collect such information); and collection of race and income data as part of the Equal Credit Opportunity Act/CRA small business and small farm lending reporting requirement.

3. Downpayment Reduction: We are working on a proposal to increase homeownership by reducing the barriers to buying a new home. Many low- and moderate-income families find a downpayment the largest hurdle to buying a new home; this initiative would lower this cost and help more families become homeowners. In 1992, Congress authorized the National Homeownership Trust, but never appropriated any money. We are investigating whether we should request money for this program or whether it is better policy to expand the existing HOME program (which serves a similar purpose).

Labor/Workforce

1. Child Labor: We are working on a comprehensive Child Labor Action Plan, anchored by a \$100 million commitment to the International Program on the Elimination of Child Labor (IPEC) -- a voluntary program of the International Labour Organization which is dedicated to the elimination of child labor. The funds, which would be managed by the Department of Labor in accordance with criteria we would develop, would go to programs attacking the most intolerable forms of child labor. The initiative also might include a stepped up Customs program to enforce U.S. law banning the import of goods made with forced or bonded child labor; increased support for the Migrant Education Program to support elementary and secondary education to the hardest-to-serve migrant children; and a call for prominent organizations, such as the Boy Scouts and Girls Scouts, to adopt a "No Sweat" code for uniforms and an accompanying label.

2. Pensions: We have developed an expanded pension coverage initiative that focuses on a simplified defined benefit plan for small businesses, based on the SAFE plan proposed by the American Society of Pension Actuaries (ASPA). We are also looking at a payroll deduction IRA proposal, a three-year vesting requirement for employer matching contributions in 401(k) plans, a women's pension initiative, and a pension right-to-know proposal.

3. Community Adjustment: As part of the Fast Track debate, we proposed the creation of the Office of Community and Economic Adjustment (OCEA). As you know, **this office will be modeled after the Defense Department's Office of Economic Adjustment (OEA) -- the Administration's first point of contact with communities experiencing a military base closure or defense plant closing. The OCEA would coordinate the Administration's response to regions impacted by a major plant closing or trade, by working with Labor, Commerce, SBA, HUD, Treasury, and other government entities. This group would provide planning grants and expertise to help communities develop comprehensive economic adjustment strategies. Since this program will be part of the Economic Development Administration (EDA), we are investigating whether we could initiate this proposal by executive memorandum, while awaiting Congressional appropriations.**

Climate Change

1. Tax Incentive and R&D Package: You already have committed to a \$5 billion package over five years for tax incentives and R&D to promote low-carbon technologies. The Treasury Department is working on a possible package of tax incentives to be included in the FY 1999 budget, and DOE has a proposal on the expenditure side. We are working to develop final options.

Race

A number of the above proposals -- e.g., education opportunity zones, university-school partnerships, housing vouchers -- can be presented as part of the race initiative, because they target predominantly minority areas or provide disproportionate benefits to members of minority groups. Other proposals described above -- the Hispanic dropout plan and the race and health initiative -- have obvious and explicit race connections. In addition:

1. Civil Rights Enforcement Initiative: We are working on a coordinated package of reforms for the EEOC and the civil rights offices at DOJ, HUD, HHS, Education, and DOL. Among other things, this proposal would expand dramatically the EEOC's mediation program, substantially increasing the average speed of resolving complaints and reducing the EEOC's current backlog. Similarly, the proposal would promote the increased use of non-adversarial techniques by the agencies' civil rights offices. The proposal also would provide a mechanism for better coordination among the various civil rights offices.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME: 2-DEC-1997 11:24:07.00

SUBJECT: Re: High performance bonus

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

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

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

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

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

TEXT:

We should make sure we're fully comfortable with the substance because (1) not much is likely to change between the guidance and the reg and (2) we're never going to have better leverage. I'm still where I was -- wanting to know the answer to the workfare question (though not sure how I feel about it) and skeptical about the earnings gain measure. But I don't at all have strong views. What's your recommendation?

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME: 3-DEC-1997 15:27:49.00

SUBJECT: fast track/sonny bono

TO: John Podesta (CN=John Podesta/OU=WHO/O=EOP @ EOP [WHO])

READ:UNKNOWN

TEXT:

I read in the Washington Post last week that we promised Sonny Bono to support his country-of-origin legislation in exchange for his vote on fast track. Did we? Please tell me yes -- we've been looking for a way to do this in the face of agency opposition.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME: 3-DEC-1997 19:06:03.00

SUBJECT: Re: updates

TO: Peter G. Jacoby (CN=Peter G. Jacoby/OU=WHO/O=EOP @ EOP [WHO])
READ:UNKNOWN

TEXT:

----- Forwarded by Elena Kagan/OPD/EOP on 12/03/97 07:05
PM -----

Julie A. Fernandes
12/03/97 05:20:01 PM
Record Type: Record

To: Elena Kagan/OPD/EOP
cc:
Subject: Re: updates

I just got a call from Maria, asking about the status of the Haitian issue. She wanted me to pass on that if there is a necessity for a meeting between Holder and the WH, she would like to be there.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME: 3-DEC-1997 15:11:46.00

SUBJECT: Mtg.

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

READ:UNKNOWN

TEXT:

is this ok?

----- Forwarded by Elena Kagan/OPD/EOP on 12/03/97 03:11
PM -----

Carole A. Parmelee

12/03/97 10:13:22 AM

Record Type: Record

To: Elena Kagan/OPD/EOP

cc:

Subject: Mtg.

Elena, EBB is holding a mtg. next Wed., 12/10, at 2:00 PM to discuss Sec. Ser. unionization.

Pls. let me know if you can attend. Thanks. Carole