

Withdrawal/Redaction Sheet

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DOCUMENT NO.
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SUBJECT/TITLE

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RESTRICTION

001. email

Cynthia A. Rice to Diana Fortuna at 18:12:52.00. Subject: Re: FYI
here's omb comments on Justice letter. (partial) (1 page)

04/08/1997

P5

6144

COLLECTION:

Clinton Presidential Records
Automated Records Management System [Email]
OPD ([Verification of Citizenship or Qualified Alien Status])
OA/Box Number: 250000

FOLDER TITLE:

[04/08/1997 - 08/23/1998]

Adam Bergfeld

2012-1038-F

ab1002

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]

To: Kenneth S. Apfel/OMB/EOP, Barry White/OMB/EOP, Keith J. Fontenot/OMB/EOP
cc: Jack A. Smalligan/OMB/EOP, Melinda D. Haskins/OMB/EOP, Cynthia M. Smith/OMB/EOP, Jill M. Pizzuto/OMB/EOP
Subject: Justice Comments on Welfare Tech Amendments

COPY

LRD will be passing back comments to Justice on their draft letter on HR1048, the Welfare Reform Technical Amendments of 1997. Justice has indicated to LRD that they will appeal all changes to their draft letter. We have comments in two areas, which Justice may appeal to you.

Verification of eligibility for federal public benefits (p. 2). Section 432 of the PRWORA requires the AG to promulgate regulations, with 18 months of enactment, requiring verification of qualified alien status in order to be eligible to receive Federal public benefits. HR1048 provides additional flexibility by amending section 432 to substitute the phrase "set forth procedures for verifying" for "requiring verification" and requires promulgation with 90 days of enactment of the amendments.

DOJ opposes this change because they believe that it introduces ambiguity into compliance with the AG's regulations in this area. We recommended that this objection be dropped from the letter. The proposed amendment provides additional flexibility to determine those instances in which verification is not required. The AG would retain the discretion to specify when verification is required. We agree with DOJ's comment that 90 days is insufficient time to promulgate regs.

Definition of "qualified alien" (p. 3). P.L. 104-208 amended the PRWORA to define battered aliens as qualified aliens for certain purposes. This would make battered aliens eligible for Federal and State benefits in the same manner as legal immigrants. Like qualified aliens, battered aliens would be subject to food stamp and SSI bans. DOJ proposes to expand provisions for battered aliens to exempt them from SSI, food stamps and State benefit bans that qualified aliens are subject to.

The proposed amendments to sections 402, 403 and 412 are not technical and were not included in the Administration's proposed amendments. They clearly extend eligibility beyond the intent of the P.L. 104-208 amendments (Illegal Immigration bill) and would increase costs in food stamps and SSI. We recommended that these proposed amendments be dropped from the letter.