

WITHDRAWAL SHEET

Ronald Reagan Library

Collection: Cicconi, James W.: Files

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File Folder: JW Cicconi Memos, Jan - Jun 1983 [8 of 11]
Cicconi ~~OA 10793~~ *Box 2*

Date: 2/18/98

DOCUMENT NO. AND TYPE	SUBJECT/TITLE	DATE	RESTRICTION
1. memo	JW Cicconi to James A. Baker, III re Former Congressman Eugene Atkinson, 1p.	4/27/83	P5/P6 B6
2. memo	JW Cicconi to James A. Baker, III re Yesterday's Cabinet Meeting, 2p.	5/13/83	P5
3. memo	JW Cicconi to James A. Baker, III re Intercircuit Tribunal Proposal, 2p.	5/13/83	P5 CG 10/18/00

RESTRICTION CODES

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

- P-1 National security classified information [(a)(1) of the PRA].
- P-2 Relating to appointment to Federal office [(a)(2) of the PRA].
- P-3 Release would violate a Federal statute [(a)(3) of the PRA].
- P-4 Release would disclose trade secrets or confidential commercial or financial information [(a)(4) of the PRA].
- P-5 Release would disclose confidential advice between the President and his advisors, or between such advisors [(a)(5) of the PRA].
- P-6 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.

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

- F-1 National security classified information [(b)(1) of the FOIA].
- F-2 Release could disclose internal personnel rules and practices of an agency [(b)(2) of the FOIA].
- F-3 Release would violate a Federal statute [(b)(3) of the FOIA].
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- F-7 Release would disclose information compiled for law enforcement purposes [(b)(7) of the FOIA].
- F-8 Release would disclose information concerning the regulation of financial institutions [(b)(8) of the FOIA].
- F-9 Release would disclose geological or geophysical information concerning wells [(b)(9) of the FOIA].

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THE WHITE HOUSE
WASHINGTON

April 27, 1983

TO: BILL SITTMANN

Have talked with JAB, and he agrees that:

1. We should not do this with the Chamber because there is not enough time, and the Chamber is not entirely friendly on women's issues.
2. We would be ill-advised to tie ourselves to a definite speech date on these things until we have first reached decisions on the various elements of both a women's package and speech. Once those things are done, we can come up with a forum on short notice.
3. If the intent of setting a date is to force decisions, we can achieve the same objective by top-level re-iteration of the need for speedy resolution by the policy apparatus.

Any questions, please let me know.

Thanks.

JC

THE WHITE HOUSE
WASHINGTON
April 26, 1983

Pauls
check with
Chicago
rising 5/15
Pauls
ann
June 22

MEMORANDUM FOR MICHAEL DEEVER

FROM: FAITH RYAN WHITTLESEY

SUBJECT: Forum for Presidential Address
on His Record on Women

Would you consider the President's addressing the National Chamber of Commerce Annual Meeting May 1 - 3, delivering a major address on the subject of his record on women? The best time for an appearance would be some time between 9:00 and 11:00 a.m. on May 2 at Constitution Hall, but it could be done at any time more convenient for us during the course of the conference. I realize that you turned down a Presidential appearance for this group but, in view of the need to improve our communication on the subject of our record with women, I thought you might want to consider this large mixed group as a forum.

If you do not agree that the Chamber is a suitable forum, may I suggest that the President use the occasion of his speech at the National Federation of Independent Business on June 22. The NFIB is, of course, primarily a small business group.

APPROVE _____ DISAPPROVE _____

Copy to James A. Baker, III

THE WHITE HOUSE

WASHINGTON

April 27, 1983

MEMORANDUM FOR MICHAEL DEEVER

FROM: Jim Cicconi *JWC*
SUBJECT: Cenikor Foundation

As you requested, I attempted to check into allegations of problems at the Cenikor Foundation in Houston.

The concerns expressed by Harris County Judge Jon Lindsay mainly stem from some financial irregularities that took place over four years ago. Lindsay knows of no such allegations since that time. According to Harris County District Attorney John Holmes, the problems four years ago involved misapplication of Foundation funds for personal purposes by the director of Cenikor and his wife. Holmes, who was the assistant D.A. handling the case, decided not to seek an indictment when the director agreed to resign. Holmes says that, to the best of his knowledge, the Cenikor operation has been cleanly run since that time. (Both Lindsay and Holmes are Republicans.)

I confirmed the above with former Houston Mayor Louie Welch, who served on Cenikor's board during the controversy. It was Welch who referred the matter to then D.A. Carol Vance for investigation.

cc: James A. Baker, III
Lee Atwater
William Henkel

THE WHITE HOUSE
WASHINGTON

April 27, 1983

MEMORANDUM FOR FAITH WHITTLESEY

FROM: Jim Cicconi 
SUBJECT: Health Care for the Unemployed

Administration decisions will soon be announced regarding the problem of health care for the unemployed. Since several of the points in our package involve cooperation from insurance companies, suggest we consider inviting a group of prominent insurance CEO's to meet with the President. He could then encourage (or, if you will, "jawbone") them to do more toward providing low-cost health insurance options for unemployed workers. Such a meeting would be concurrent with our legislative efforts on the subject, and would probably complement them.

The press would, of course, be made aware of the meeting, and I would think the public would view such efforts by the President in a very positive light.

cc: James A. Baker, III
Michael Deaver
Dave Gergen
Ed Harper
Nancy Risque

THE WHITE HOUSE
WASHINGTON

April 27, 1983

MEMORANDUM FOR CRAIG FULLER

FROM: Jim Cicconi

SUBJECT: Senator Tower's Suggestion for a South Texas
Task Force

I would suggest that we definitely include the SBA administrator in the interagency task force which we are considering per Senator Tower's suggestion. USDA should probably also be included due to the type of economy that exists in South Texas.

Thanks.

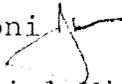
RONALD W. REAGAN LIBRARY

THIS FORM MARKS THE FILE LOCATION OF ITEM NUMBER 1 LISTED ON THE
WITHDRAWAL SHEET AT THE FRONT OF THIS FOLDER.

THE WHITE HOUSE
WASHINGTON

April 29, 1983

MEMORANDUM FOR BECKY NORTON DUNLOP

FROM: Jim Cicconi 

SUBJECT: Presidential Visit to San Antonio

As you know, the President is visiting San Antonio, Texas on May 5 for the Cinco de Mayo celebration. The trip constitutes our first major effort to reach out to Mexican-Americans.

In addition to the normal material provided for such a trip by the various departments, I would suggest we specifically request brief reports on the following:

1. A report from Treasury on the status of efforts to assist Mexico with its current financial difficulties.
2. A report from the Department of Justice summarizing the key features of the immigration bill recently passed by the Senate, with special emphasis on our rationale for legalization.
3. A status report on enterprize zone legislation, which has been endorsed by Mayor Henry Cisneros.
4. A brief report explaining the significance of San Antonio's designation as an "All American City."
5. A status report from DOC on the establishment of a foreign trade zone in San Antonio, which was approved by Secretary Baldrige last September. (e.g., how many jobs were created as a result of this?)
6. A report from SBA on efforts to expand participation in the 8(a) program.

I would appreciate it if you could send me copies of this information once it is received.

Thanks for your help.

THE WHITE HOUSE
WASHINGTON

May 2, 1983

TO: CRAIG HELSING

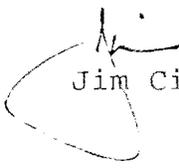
RE: Clay Claiborne

The attached material was given to me by Clay Claiborne during the Houston trip. He spoke during the Tower dinner, and has apparently served in previous GOP administrations.

When the President promised him someone would come to speak with him, I drew the task. He asked that the attached material be given to the political shop as an "example of what Reagan's WH ought to be doing."

When he asked who he could call to follow-up, I told him to contact Political Affairs and gave him your name. (Tower apparently thinks well of Claiborne, though I can't say I was terribly impressed.)

Thanks for your help.



Jim Cicconi

THE WHITE HOUSE
WASHINGTON

May 3, 1983

MEMORANDUM FOR BUD MCFARLANE

FROM: Jim Cicconi 

SUBJECT: Draft Article for the Brookings Review

Jim Baker received the attached letter and article from Bruce MacLaury, the president of the Brookings Institute, with a request for his comments. As you can see from our response, we avoided anything beyond a general statement that the Administration would have some "obvious differences" with the draft article.

If you feel it would be productive, someone from NSC might wish to review the draft and forward their suggestions to Mr. MacLaury.

Thanks.

- Draft article is filed under
MacLaury, B.K.

THE WHITE HOUSE

WASHINGTON

May 3, 1983

MEMORANDUM FOR ARAM BAKSHIAN

FROM: Jim Cicconi
SUBJECT: San Antonio Remarks

I feel the draft remarks re Cinco de Mayo are well done, but think the following changes would be helpful and, in some instances, quite important:

1. References to Roy Benavidez are too lengthy. Coming on the heels of Central America section gives the impression that the main theme is need for Mexican American support for Central American and defense policies.
2. Need to stress what we're doing re quality of education, and how tuition tax credits will help.
3. Should find out unemployment rate in San Antonio; if high, speech should be more sympathetic on subject. In general, speech should detail more of what we've done to fight unemployment: Jobs Training Partnership Act, emergency jobs bill, proposals we're working on re health insurance for unemployed.
4. Should definitely mention Social Security reforms.
5. Should add that San Antonio's designation as a foreign trade zone was approved by this Administration ("...last year we were pleased to approve...").
6. Should definitely mention role small business plays in San Antonio, and how this Administration is working to assist small business. Cite a favorable fact re SBA loans. Also, mention minority business set-aside program.
7. Refer to immigration reform, stressing legalization and the fact that "no group of people in the U.S. should be denied the protection of our laws."

cc: Richard Darman
Lee Atwater
Dana Rohrabacher

THE WHITE HOUSE

WASHINGTON

May 3, 1983

MEMORANDUM FOR SENIOR STAFF

FROM:

Jim Cicconi *JWC*

SUBJECT:

Senior Staff Meetings

There will be no senior staff meeting on Friday, May 6.

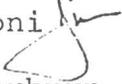
Thank you.

THE WHITE HOUSE

WASHINGTON

May 10, 1983

MEMORANDUM FOR TAD THARP

FROM: Jim Cicconi 
SUBJECT: Wayne Thorburn

In follow-up to our phone conversation yesterday, I have attached a copy of Wayne Thorburn's resume.

As I mentioned, he is interested in the position of Secretary's Representative, Region VI, Department of Education, which will soon be vacated by its present occupant. Wayne is currently executive director of the Texas Republican Party, with solid credentials both as a party worker and as a supporter of Ronald Reagan. In addition, he holds a PhD in government.

Wayne Thorburn is a fine individual, and would be a real asset to the Administration. If Personnel agrees, I hope Secretary Bell will be apprised of our views as soon as possible.

Thanks.

WAYNE J. THORBURN
8816 Mountain Path Circle
Austin, Texas 78759
512-345-3985 (home)
512-477-9821 (office)

Present Employment:

Executive Director, Republican Party, of Texas, Austin, Texas

Education:

University of Maryland, Ph.D. in Government and Politics, 1974
The Pennsylvania State University, M.A. in Political Science, 1967
Tufts University, A.B. in Government, 1965

Academic Experience:

Assistant Professor of Political Science, Arkansas State University,
1975-1977
Lecturer in Government and Politics, University College, University
of Maryland, 1971-1972, 1967-1969
American Political Science Association Fellow in State and Local
Government, 1969-1970
Graduate Assistant, University of Maryland, 1966-1967
Commonwealth of Massachusetts Graduate Intern, 1965

Professional Activities:

Panels and Papers:

"Trends in Party Factionalism: The National Nominating Conventions-
1952-1976," Western Political Science Association, Annual
Meeting, Los Angeles, California, March 18, 1978.
"County Government and Civic Participation: The Impact of Institu-
tional Change," Conference on County Government Reorganization,
University of Arkansas, Fayetteville, April 13, 1976.
Chairman and Presenter, "Teaching State Government," Arkansas
Political Science Association, Annual Meeting, Eureka Springs,
February 17, 1977.
Discussant, "The Decline of Political Parties," Southwestern Social
Science Association, Annual Meeting, Houston, Texas, April 13,
1978.

Other:

Director, "Short Course on S.E.T.U.P.S.," Arkansas Political Science
Association, Annual Meeting, Arkadelphia, February 24, 1978.
Participant, A.P.S.A. Seminar on Data Analysis in the Classroom, New
Orleans, November 4-5, 1977.

Participant, A.P.S.A. Professional Development Program Conference,
Georgetown University, June 21-25, 1976.
Participant, N.S.F. Seminar on Public Budgeting, Christian
Brothers College, Memphis, October 17-18, 1977.
Associate Director, The Robert A. Taft Institute on Government
Seminar, Arkansas State University; June 19-July 8, 1977.
Editor, Director of Arkansas Political Scientists, 1976, 1977.

University Affairs:

Chairman, Division Promotion & Tenure Committee, 1976-77, 1977-78.
Member, College Promotion & Tenure Committee, 1976-77, 1977-78.
Member, Division Committee on Graduate Program, 1976-77, 1977-78.

Teaching and Research Interests:

Political Parties, Electoral Systems, and Voting Behavior
State Government and Politics
Legislative and Executive Processes

Research Currently in Progress:

"Convention Behavior and General Election Performance"
"Procedural Votes and Future Convention Behavior"
"Third Party Ideologues: The Libertarian Party"

Political Science Courses Taught:

Introduction to Political Science (8)
United States Government (5)
American State Government (7)
Political Parties and Public Opinion (2)
Research and Methods in Political Science (2)*
Legislative Behavior *
Executive Process
Political Ideologies
State and Local Administration *

Seminar on Political Parties (2)**
Seminar on the American Two-Party System **
Legislative Behavior **
Seminar on American Public Policy **

*included both graduate and undergraduate students
**graduate students only

Personal:

Born: June 26, 1944, West Scoville, Massachusetts
Height: 5' 8" Weight: 160
Married to Judith Abramov Thorburn

THE WHITE HOUSE

WASHINGTON

May 10, 1983

MEMORANDUM FOR JAMES A. BAKER, III

FROM:

Jim Cicconi 

SUBJECT:

John Schrote's Candidacy for the FCC

For your information:

John Schrote called to tell me that his name is being put forward by friends for a vacancy on the FCC. John wanted to make it known that he is personally doing nothing, though he has sent his resume to Mark Fowler (and is obviously interested in the job).

He added that, if there is no chance of him getting the appointment, he will "turn off" those promoting his name.

John is just sounding out his chances with you right now, but I gave him no signal other than to say I was sure he would be considered.

fsc memo

MEMORANDUM FOR THE PRESIDENT

FROM: JIM CICCONI

SUBJECT: BRIEF MEETING WITH BISHOP FINIS CRUTCHFIELD

FACTS

At 7:45 PM tonight, before the start of the dinner, Senator John Tower will introduce you to Bishop Finis A. Crutchfield. Rev. Crutchfield is President of the Council of Bishops of the United Methodist Church. The meeting will last 10 minutes.

PURPOSE OF THE MEETING

Senator Tower has suggested that this conversation is desirable to demonstrate (a) that we are willing to reach out to traditional Protestant groups, not just fundamentalists; and (b) to discuss your personal desire for peace and arms reduction. A special written message has been prepared for the Council of Bishops, which will be presented to Bishop Crutchfield during your conversation.

The Council of Bishops will convene in Little Rock next week, May 2 - 6, to celebrate the 200th Anniversary of the United Methodist Church in America. You had been invited to the gathering, but we were unable to schedule a visit due to other commitments. Senator Tower expects that the Council will discuss the nuclear arms race, and felt that a message and conversation with you would be helpful.

OTHER POINTS

Senator Tower states that Bishop Crutchfield is a conservative, and has supported your Presidency.

Also, it should be noted that Senator Tower is a member of the Methodist Church, and is the son of a Methodist minister.

cc: James A. Baker, III
Michael K. Deaver

f

THE WHITE HOUSE
WASHINGTON



May 10, 1983

MEMORANDUM FOR JAMES A. BAKER, III

FROM: Jim Cicconi 
SUBJECT: Wilson Center Endowment Fund

As you know, Bob Mosbacher chairs the Wilson Center's Finance Committee. Their major project right now is the endowment campaign, toward which they have secured pledges for \$2 million.

Mosbacher has called on his fellow members of the Board of Trustees to support the campaign by doing one or more of the following:

1. identify one or more prospective donors who can be approached by the Center;
2. organize an event to attract prospective donors;
3. introduce potential corporate or foundation donors to the Center; and
4. make a personal contribution to the Center's endowment.

By the way, the Program Committee (on which I serve in your stead) is moving forward with plans to add a European Studies program to balance out the Center's array of scholarly activity.

THE WHITE HOUSE
WASHINGTON

May 11, 1983

MEMORANDUM FOR FRED FIELDING

FROM: Jim Cicconi

SUBJECT: PATCO

A suggestion has been made that the President commute the sentence of the first PATCO member to have his conviction become final.

JAB asked if you would give him your thoughts on the implications of such an action. Also, how many other PATCO members are, or will be, in similar situations, and what would be the affect on them of such an action?

Thanks.

cc: James A. Baker, III

THE WHITE HOUSE

WASHINGTON

May 12, 1983



MEMORANDUM FOR JAMES A. BAKER, III

FROM: Jim Cicconi *JC*

SUBJECT: Presidential Libraries Bill

The legislation to which President Ford referred in his call is S. 563 by Chiles (copy attached). It is presently lodged in the Government Affairs Committee, and Senator Roth shows no sign of moving it in the near future.

We have not yet taken a position on S. 563. However, it is nearly identical to last year's version, S. 1325, to which we objected strongly.

Our objections to S. 1325 (and, presumably, to S. 563) are related to several types of legislative veto provisions in the bill. I have made marginal notes beside such "problem sections" in the attached copy of S. 563.

The bill also contains the space limitation on presidential libraries (40,000 square feet) which President Ford felt to be totally inadequate, though the Administration has not taken a position on this point.

Since we will have objections to S. 563, the question is simply when we communicate them to Roth: we can do so immediately, asking his intentions regarding the bill, or we can wait until the bill begins to move. In any event, I feel we should confine our objections to the previously stated legislative veto problems, since our motives would be suspect if we got into the problems raised by President Ford.

5/15
je
OK -
but lets
get the
word to
Roth when
KD thinks
appropriate. Shouldn't
we move a paper thru
Dorman so we can get
all comments + views?
JAB

1 II of the Constitution of the United States of America;
2 and

3 (3) who does not currently hold such office.

4 TITLE I—PRESIDENTIAL LIBRARIES

5 PRESIDENTIAL ARCHIVAL DEPOSITORIES

6 SEC. 101. (a) The first paragraph of section 2101 of
7 title 44, United States Code, is amended by inserting before
8 the semicolon a comma and “and may include research facili-
9 ties and museum facilities in accordance with this chapter”.

10 (b) Section 2108(a) of such title is amended to read as
11 follows:

12 “(a)(1) When the Administrator of General Services
13 considers it to be in the public interest he may, in accordance
14 with the provisions of this subsection, accept for and in the
15 name of the United States, land, buildings, and equipment
16 offered as a gift to the United States for the purpose of creat-
17 ing a Presidential archival depository, take title to the land,
18 buildings, and equipment on behalf of the United States, and
19 maintain, operate, and protect them as a Presidential archi-
20 val depository and as a part of the national archives system.

21 “(2) The Administrator, in consultation with the Archi-
22 vist of the United States and Commissioner of the Public
23 Buildings Service, shall promulgate architectural and design
24 standards applicable to Presidential archival depositories in
25 order to ensure that such depositories (A) preserve Presiden-

1 tial records subject to chapter 22 of this title and papers and
 2 other historical materials accepted for deposit under section
 3 2107 of this title and (B) contain adequate research facilities.

4 “(3) The Administrator shall accept and take title to
 5 only such land, buildings, and equipment under paragraph (1)
 6 as are necessary to establish, for each President or former
 7 President, a single Presidential archival depository in one
 8 building not in excess of forty thousand square feet in one
 9 geographic location, including museum space.

10 “(4) The Administrator may make agreements, in ac-
 11 cordance with the provisions of this paragraph and paragraph
 12 (5) and upon such other terms and conditions he considers
 13 proper, with a State, political subdivision, university, institu-
 14 tion of higher learning, institute, or foundation to use as a
 15 Presidential archival depository land, buildings, and equip-
 16 ment of the State, subdivision, university, or other organiza-
 17 tion, to be made available by it without transfer of title to the
 18 United States. Any such agreement shall provide that any
 19 such Presidential archival depository shall, for each President
 20 or former President, be one building not in excess of forty
 21 thousand square feet in one geographic location, including
 22 museum space.

23 “(5)(A) Prior to accepting and taking title of any land,
 24 buildings, and equipment under paragraph (1), and prior to
 25 entering into any agreement under paragraph (4) or any

1 other agreement to accept or establish a Presidential archival
 2 depository, the Administrator shall submit a prospectus for
 3 the proposed Presidential archival depository to the Commit-
 4 tee on Governmental Affairs of the Senate and the Commit-
 5 tee on Government Operations of the House of Representa-
 6 tives. The prospectus shall include—

7 “(i) a description of the land, buildings, and equip-
 8 ment offered as a gift or to be made available without
 9 transfer of title;

10 “(ii) a statement of the terms of the proposed
 11 agreement, if any;

12 “(iii) a general description of the types of records,
 13 papers, documents, or other historical materials pro-
 14 posed to be deposited in the Presidential archival de-
 15 pository so to be created, and of the terms of the pro-
 16 posed deposit;

17 “(iv) a statement of the additional improvements
 18 and equipment, if any, necessary to the satisfactory op-
 19 eration of the depository, together with an estimate of
 20 the cost; and

21 “(v) an estimate of the annual cost to the United
 22 States of maintaining, operating, and protecting the
 23 depository.

24 “(B) Except as provided in subparagraph (C), the Ad-
 25 ministrator may take title to land, buildings, and equipment

*problems
in
this*

1 under paragraph (1) or enter into an agreement under para-
2 graph (4) or any other agreement to accept or establish a
3 Presidential archival depository unless, within sixty days of
4 continuous session of Congress after the date on which a pro-
5 spectus is submitted under subparagraph (A), both commit-
6 tees referred to in such subparagraph adopt a resolution stat-
7 ing that the committee disapproves the prospectus submitted
8 under such subparagraph for the Presidential archival deposi-
9 tory to be established with such land, buildings, and equip-
10 ment or pursuant to such agreement.

*Legis
Veto
of sorts*

11 “(C) If a Presidential archival depository to be accepted
12 or established with land, buildings, and equipment under
13 paragraph (1) or pursuant to an agreement under paragraph
14 (4) or any other agreement to accept or establish a Presiden-
15 tial archival depository has not been disapproved under sub-
16 paragraph (B) and does not comply with the architectural and
17 design standards promulgated pursuant to paragraph (2), the
18 Administrator may not accept or take title to such land,
19 buildings, and equipment and may not enter into any such
20 agreement unless a concurrent resolution of the Congress is
21 adopted which approves the acceptance or establishment of
22 such depository.

23 “(6) No physical or material changes in or additions to a
24 Presidential archival depository may be made unless—

1 “(A) the Presidential archival depository, after
2 any such change or addition, complies with the archi-
3 tectural and design standards established pursuant to
4 paragraph (2), except that any change or addition
5 which will cause a Presidential archival depository not
6 to comply with such standards may be made if—

7 “(i) such change or addition has not been dis-
8 approved under subparagraph (C); and

9 “(ii) a concurrent resolution of the Congress
10 approving such change or addition is adopted;

11 “(B) the Presidential archival depository, after
12 any such change or addition, is one building not in
13 excess of forty thousand square feet in one geographic
14 location, including museum space; and

15 “(C) the Administrator submits a prospectus for
16 any such change or addition and, within sixty days of
17 continuous session of Congress after the date on which
18 the prospectus is submitted, both committees of Con-
19 gress referred to in subparagraph (A) of paragraph (5)
20 have not adopted resolutions disapproving such change
21 or addition.

Leg Veto }

22 “(7) For the purpose of this subsection—

23 “(A) continuity of session is broken only by an ad-
24 journment of Congress sine die; and

1 “(B) the days on which either House is not in ses-
2 sion because of an adjournment of more than three
3 days to a day certain are excluded in the computation
4 of any period of time in which Congress is in continu-
5 ous session.

6 “(8)(A) The Administrator may provide technical assist-
7 ance to any private organization or institution establishing a
8 museum or memorial for a President or former President and
9 may provide such institution with microfilm copies of histori-
10 cally significant Presidential and personal records contained
11 in a Presidential archival depository.

12 “(B) For purposes of this paragraph—

13 “(i) the term ‘Presidential records’ has the same
14 meaning as in section 2201(2) of this title; and

15 “(ii) the term ‘personal records’ has the same
16 meaning as in section 2201(3) of this title.”.

17 DISPOSAL OF PRESIDENTIAL RECORDS

18 SEC. 102. Section 2203(c) of title 44, United States
19 Code, is amended to read as follows:

20 “(c) During his term of office, the President shall sub-
21 stantially complete the disposal of his Presidential records
22 which no longer have administrative, historical, information-
23 al, or evidentiary value. Prior to disposing of any such
24 records, the President shall obtain the written views of the
25 Archivist concerning the proposed disposal of such Presiden-

*Archivist
writes for Pres;
Pres should
decide*

1 tial records and may not dispose of any records with respect
2 to which the Archivist notifies the President that he intends
3 to take action under subsection (e).”.

4 EFFECTIVE DATE

5 SEC. 103. The amendments made by this title shall take
6 effect on January 20, 1985.

7 TITLE II—FORMER PRESIDENTS

8 SPOUSAL PENSIONS

9 SEC. 201. Subsection (e) of the first section of the Act
10 entitled “An Act to provide retirement, clerical assistants,
11 and free mailing privileges to former Presidents of the United
12 States, and for other purposes”, approved August 25, 1958
13 (72 Stat. 838; 3 U.S.C. 102 note) is amended to read as
14 follows:

15 “(e) The spouse of a deceased former President shall be
16 entitled to receive from the United States a monetary allow-
17 ance at a rate per annum, payable monthly by the Secretary
18 of the Treasury, which is equal to two-thirds of the rate
19 which is payable under subsection (a) to a former President.
20 The monetary allowance of such spouse—

21 “(1) commences on the day after the former
22 President dies;

23 “(2) terminates on the last day of the month
24 before such spouse—

25 “(A) dies; or

1 “(B) remarries; and

2 “(3) is not payable for any period during which
3 such spouse holds an appointive or elective office or
4 position in or under the Federal Government or the
5 government of the District of Columbia to which is at-
6 tached a rate of pay other than a nominal rate.”.

7 OFFICE AND STAFF FOR FORMER PRESIDENTS

8 SEC. 202. (a) Subsections (b) and (c) of the first section
9 of the Act entitled “An Act to provide retirement, clerical
10 assistants, and free mailing privileges to former Presidents of
11 the United States, and for other purposes”, approved August
12 25, 1958 (72 Stat. 838; 3 U.S.C. 102 note) are amended to
13 read as follows:

14 “(b)(1) The Administrator of General Services (herein-
15 after referred to as the ‘Administrator’) is authorized to pro-
16 vide to each former President, upon request, necessary serv-
17 ices and facilities, including—

18 “(A) one suitable office, not to exceed four thou-
19 sand square feet in area, appropriately equipped with
20 furniture, furnishings, office machines and equipment,
21 and office supplies, as determined by the Administra-
22 tor, after consultation with the former President or his
23 designee provided for in subsection (c), at such place
24 within the United States as the former President shall
25 designate;

1 “(B) payment of the compensation of members of
2 an office staff designated by the former President at
3 rates determined by the former President which are
4 not in excess of the rate provided for level II of the
5 Executive Schedule under section 5313 of title 5,
6 United States Code, except that notwithstanding any
7 other provision of law, persons receiving compensation
8 as members of an office staff of a former President
9 under this subsection shall not be considered to be em-
10 ployees of the Federal Government except for purposes
11 of chapters 81, 83, 87, and 89 of title 5, United States
12 Code;

13 “(C) payment of travel expenses and subsistence
14 allowances, including rental of Government or hired
15 motor vehicles, found necessary by the former Presi-
16 dent, as authorized for persons employed intermittently
17 or for persons serving without compensation under sec-
18 tion 5703 of such title;

19 “(D) communications services found necessary by
20 the former President; and

21 “(E) except as provided in subsection (f) and not-
22 withstanding the provisions of section 501 of title 44,
23 United States Code, payment of expenses for necessary
24 printing and binding.

1 “(2) Any Federal employee may be detailed to the office
2 staff of a former President on a reimbursable basis with the
3 consent of the head of the agency involved. An employee
4 detailed to the office of a former President shall be responsi-
5 ble only to the former President for the performance of his
6 duties during the period of such detail. An employee detailed
7 under this subsection is deemed, for the purpose of preserving
8 his allowances, privileges, rights, seniority, and other bene-
9 fits, an employee of the agency from which detailed, and he is
10 entitled to pay, allowances, and benefits from funds available
11 to that agency. The authorization and payment of such allow-
12 ances and other benefits from appropriations available there-
13 for is deemed to comply with section 5536 of title 5, United
14 States Code.

15 “(c) Each former President may designate to the Ad-
16 ministrator an assistant authorized to make on his behalf such
17 designations or findings of necessity as may be required in
18 connection with the services and facilities to be provided
19 under subsection (b).”.

20 (b)(1) Subsection (f) of such section is redesignated as
21 subsection (k).

22 (2) Such section is amended by inserting immediately
23 before subsection (k) the following new subsections:

24 “(f) Funds provided for necessary services and facilities
25 for a former President under this Act shall be used for activi-

1 ties which are the direct result of such former President
2 having held the office of President. Such funds may not be
3 used for partisan political activities or income generating ac-
4 tivities, except that a former President may use such funds
5 for the preparation of his memoirs if the former President
6 signs an agreement with the Administrator of General Serv-
7 ices which provides that such memoirs will only be printed
8 and distributed by the Public Printer in accordance with sec-
9 tion 1345 of title 44, United States Code.

10 “(g)(1) The Administrator is authorized to provide nec-
11 essary services and facilities to a former Vice President for
12 use in connection with winding up the affairs of his office.
13 Such services and facilities shall be of the same general char-
14 acter as the services and facilities provided to a former Presi-
15 dent under subsection (b). Each former Vice President shall
16 be entitled to conveyance within the United States and its
17 territories and possessions of all mail matter, including air-
18 mail, sent by him under his written autograph signature in
19 connection with his preparations for winding up of his official
20 duties as Vice President.

21 “(2) No funds for necessary services and facilities
22 provided to a former Vice President under this Act shall be
23 used for partisan political activities or income generating
24 activities.

1 “(h) The Administrator shall expend no funds for the
2 provision of services and facilities under this Act with respect
3 to a former President at any time beyond ninety days after
4 the date on which such former President dies.

5 “(i) By March 1 of each year, each former President
6 shall prepare and transmit to the Committee on Governmen-
7 tal Affairs of the Senate, the Committee on Government Op-
8 erations of the House of Representatives, and the Commit-
9 tees on Appropriations of the Senate and the House of Rep-
10 resentatives a report concerning activities carried out with
11 the assistance of the funds for necessary services and facili-
12 ties provided under this Act.

13 “(j)(1) To carry out the provisions of subsections (b) and
14 (g), there are authorized to be appropriated with respect to a
15 former President and former Vice President a total of
16 \$750,000 for the fiscal year in which the term of a former
17 President expires, except that no funds appropriated pursuant
18 to this clause shall be available for expenditure until the day
19 on which such term expires.

20 “(2) Except as provided in paragraphs (3) and (4), to
21 carry out the provisions of subsection (b) (except the provi-
22 sions of paragraph (1)(A) of such subsection) with respect to
23 each former President, there are authorized to be appropri-
24 ated to the Administrator of General Services—

1 “(A) \$300,000 for each of the first four fiscal
2 years beginning after the fiscal year in which the term
3 of a former President expired;

4 “(B) \$250,000 for the fifth and each of the three
5 succeeding fiscal years beginning after the fiscal year
6 in which the term of a former President expired; and

7 “(C) \$200,000 for the ninth and each of the suc-
8 ceeding fiscal years beginning after the fiscal year in
9 which the term of a former President expired.

10 “(3) Except as provided in paragraph (4), to carry out
11 the provisions of subsection (b) (except the provisions of para-
12 graph (1)(A) of such subsection) with respect to any individu-
13 al who is a former President on the date of enactment of this
14 subsection, there are authorized to be appropriated to the
15 Administrator of General Services—

16 “(A) \$300,000 for each of the four fiscal years
17 beginning after the fiscal year in which this subsection
18 is enacted;

19 “(B) \$250,000 for the fifth and each of the three
20 succeeding fiscal years beginning after the fiscal year
21 in which this subsection is enacted; and

22 “(C) \$200,000 for the ninth and each succeeding
23 fiscal year beginning after the fiscal year in which this
24 subsection is enacted.

1 “(4) To carry out the provisions of subsection (b)(1)(A)
2 for each former President with respect to the payment of
3 charges for furnished services, space, quarters, maintenance,
4 repairs, or other facilities made by the Administrator of Gen-
5 eral Services in accordance with section 210(j) of the Federal
6 Property and Administrative Services Act of 1949 (40
7 U.S.C. 490(j)), there are authorized to be appropriated to the
8 Administrator of General Services such sums as may be nec-
9 essary for fiscal year 1982 and each succeeding fiscal year.

10 “(5) The provisions of paragraphs (2) and (3) shall lapse
11 ten years after the date of enactment of this paragraph.”.

12 (c) Section 4 of the Presidential Transition Act of 1963
13 (3 U.S.C. 102 note) is repealed.

14 (d) Section 5 of such Act is amended to read as follows:

15 “AUTHORIZATION OF APPROPRIATIONS

16 “SEC. 5. There are hereby authorized to be appropri-
17 ated to the Administrator such funds as may be necessary for
18 carrying out the purposes of this Act, except that with re-
19 spect to any one Presidential transition not more than
20 \$2,000,000 may be appropriated for the purposes of provid-
21 ing services and facilities to the President-elect and Vice-
22 President-elect under section 3. The President shall include
23 in the budget transmitted to Congress, for each fiscal year in
24 which his regular term of office will expire, a proposed appro-
25 priation for carrying out the purposes of this Act.”.

1 PUBLICATION OF PRESIDENTIAL MEMOIRS

2 SEC. 203. (a) Chapter 13 of title 44, United States
3 Code, is amended by adding at the end thereof the following
4 new section:

5 "§ 1345. Presidential memoirs

6 "The Public Printer shall cause to be printed as many
7 copies of the memoirs of a former President who has entered
8 into an agreement with the Administrator of General Serv-
9 ices under subsection (f) of the first section of the Act of
10 August 25, 1958 (72 Stat. 838), as may be necessary for the
11 distribution and sale of such memoirs. Such memoirs shall be
12 distributed and sold by the Superintendent of Documents in
13 accordance with chapter 17 of this title."

14 (b) The table of sections for such chapter is amended by
15 adding at the end thereof the following:

"1345. Presidential memoirs."

16 TITLE III—PROTECTION OF FORMER PRESI-
17 DENTS, FORMER VICE PRESIDENTS, AND
18 THEIR FAMILIES

19 SECRET SERVICE PROTECTION AUTHORIZED

20 SEC. 301. Section 3056 of title 18, United States Code,
21 is amended by striking out beginning with "protect the
22 person of a former President" through "declined" and insert-
23 ing in lieu thereof "protect the person of a former President
24 and the person of the spouse, widow, widower, or minor chil-
25 dren of a former President in accordance with sections 302

1 and 303 of the Former Presidents Facilities and Services
2 Reform Act of 1980; protect the person of a former Vice
3 President in accordance with section 304 of such Act;”.

4 PROTECTION PERIOD

5 SEC. 302. (a) On or after the effective date of this title,
6 no Secret Service protection shall be provided to a former
7 President or to the spouse, widow, widower, or minor child of
8 any such former President, unless such protection is author-
9 ized by subsection (b) or is extended or reinstated by the
10 Secretary of the Treasury in accordance with section 303.

11 (b) The Secret Service is authorized to protect the
12 person of a former President after the effective date of this
13 title for a period of eight years beginning on the effective date
14 of this title or the date on which such individual becomes a
15 former President, whichever is later, and for such additional
16 periods as the Secretary of the Treasury may authorize under
17 section 303. The Secret Service is authorized to protect the
18 person of the spouse or minor child of any former President
19 after the effective date of this title to the extent that such
20 protection is incidental to the protection of such former Presi-
21 dent or if such protection is authorized by the Secretary of
22 the Treasury under section 303. The Secret Service is au-
23 thorized to protect the person of any individual who becomes
24 a widow or widower of a former President after the effective
25 date of this title for a period of six months after the date on

1 which such former President dies and for such additional pe-
2 riods as the Secretary of the Treasury may authorize under
3 section 303.

4 AUTHORIZATION OF ADDITIONAL PROTECTION

5 SEC. 303. (a)(1) After the expiration or termination of
6 Secret Service protection to a former President or the spouse
7 or minor child of a former President, and after a period of
8 time has passed since the expiration or termination of such
9 protection, the Secretary of the Treasury may authorize the
10 reinstatement of such protection—

11 (A) in the case of a former President, for one one-
12 year period; and

13 (B) in the case of the spouse or minor child of a
14 former President, for one six-month period,
15 upon a finding that a serious threat warranting such protec-
16 tion exists to the individual.

17 (2) The Secretary may extend Secret Service protection
18 reinstated under paragraph (1) or provided under section
19 3056 of title 18, United States Code, prior to the effective
20 date of this title or under section 302 after the effective date
21 of this title—

22 (A) in the case of a former President, for addition-
23 al consecutive one-year periods; and

1 (B) in the case of a spouse or minor child of a
2 former President, for additional consecutive six-month
3 periods,

4 upon the written request of the individual desiring such pro-
5 tection and upon the approval of the advisory committee es-
6 tablished by the first section of the joint resolution entitled
7 "A joint resolution to authorize the United States Secret
8 Service to furnish protection to major Presidential or Vice
9 Presidential candidates", approved June 6, 1968 (82 Stat.
10 170; 18 U.S.C. 3056 note).

*Congr'l
OK for
USSS
protection?
Legis Veto
problem
(the advis comm
consists of
legislators)*

11 (b) The Secretary of the Treasury shall submit any re-
12 quest for the extension of Secret Service protection under
13 subsection (a)(2) to the advisory committee referred to in
14 such subsection. The advisory committee shall review all
15 such requests with the assistance of the Advisory Panel on
16 Secret Service Protection established under subsection (c)
17 and shall transmit to the Secretary of the Treasury its deci-
18 sions regarding the extension of Secret Service protection.

*not advisory;
cannot make
exec decisions
(sep. of powers)*

19 (c)(1) There is established the Advisory Panel on Secret
20 Service Protection, which shall consist of nine members, ap-
21 pointed by the Comptroller General of the United States.
22 The Comptroller General shall appoint to the Advisory
23 Panel—

*→ this is
different from
above "advisory
committee"*

24 (A) three officers or employees of the Federal
25 Government having expertise in law enforcement activ-

1 ities, except officers or employees of the United States
2 Secret Service;

3 (B) three individuals who are prominent leaders in
4 State and local law enforcement; and

5 (C) three prominent citizens.

6 (2) Each member of the Advisory Panel shall serve for a
7 six-year term, except that the terms of the members first
8 appointed shall expire, as determined by the Comptroller
9 General at the time of appointment, three at the end of one
10 year, three at the end of two years, and three at the end of
11 three years.

12 (3) Five members of the Advisory Panel shall constitute
13 a quorum. A vacancy in the Advisory Panel shall not affect
14 its authority.

15 (4) The Advisory Panel shall review requests for Secret
16 Service protection received under this section and shall make
17 recommendations to the advisory committee referred to in
18 subsection (a) as to whether such requests should be granted.

*no problem
w/ this since
it's strictly
advisory;
but problem
w/ other comm.
remains*

19 (5) Each member of the Advisory Panel who is not oth-
20 erwise employed by the United States Government shall re-
21 ceive compensation at a rate equal to the daily rate pre-
22 scribed for GS-18 under the General Schedule under section
23 5332 of title 5, United States Code, for each day, including
24 traveltime, such member is engaged in the actual perform-
25 ance of duties as a member of the Advisory Panel. A member

1 of the Advisory Panel who is an officer or employee of the
2 United States Government shall serve without additional
3 compensation. All members of the Advisory Panel shall be
4 reimbursed for travel, subsistence, and other necessary ex-
5 penses incurred by them in the performance of their duties.

6 PROTECTION FOR FORMER VICE PRESIDENTS

7 SEC. 304. (a) The Secret Service is authorized to pro-
8 tect the person of a former Vice President if such protection
9 is authorized by the Secretary of the Treasury in accordance
10 with subsection (b).

11 (b) The Secretary of the Treasury may authorize the
12 provision of Secret Service protection to a former Vice Presi-
13 dent upon the written request of such former Vice President
14 and upon a finding that a serious threat warranting such pro-
15 tection exists to such former Vice President. The Secretary
16 of the Treasury may authorize the provision of such protec-
17 tion for a period beginning on the date on which the Vice
18 Presidential term of such former Vice President expired and
19 ending on the last day of the fiscal year in which such term
20 expired.

21 EFFECTIVE DATE

22 SEC. 305. This title shall take effect on October 1,
23 1985, except that after the date of enactment the Comptrol-
24 ler General of the United States may appoint the Advisory

- 1 Panel on Secret Service Protection established under section
- 2 303(c).

○

THE WHITE HOUSE

WASHINGTON

May 13, 1983

MEMORANDUM FOR BILL SITTMANN

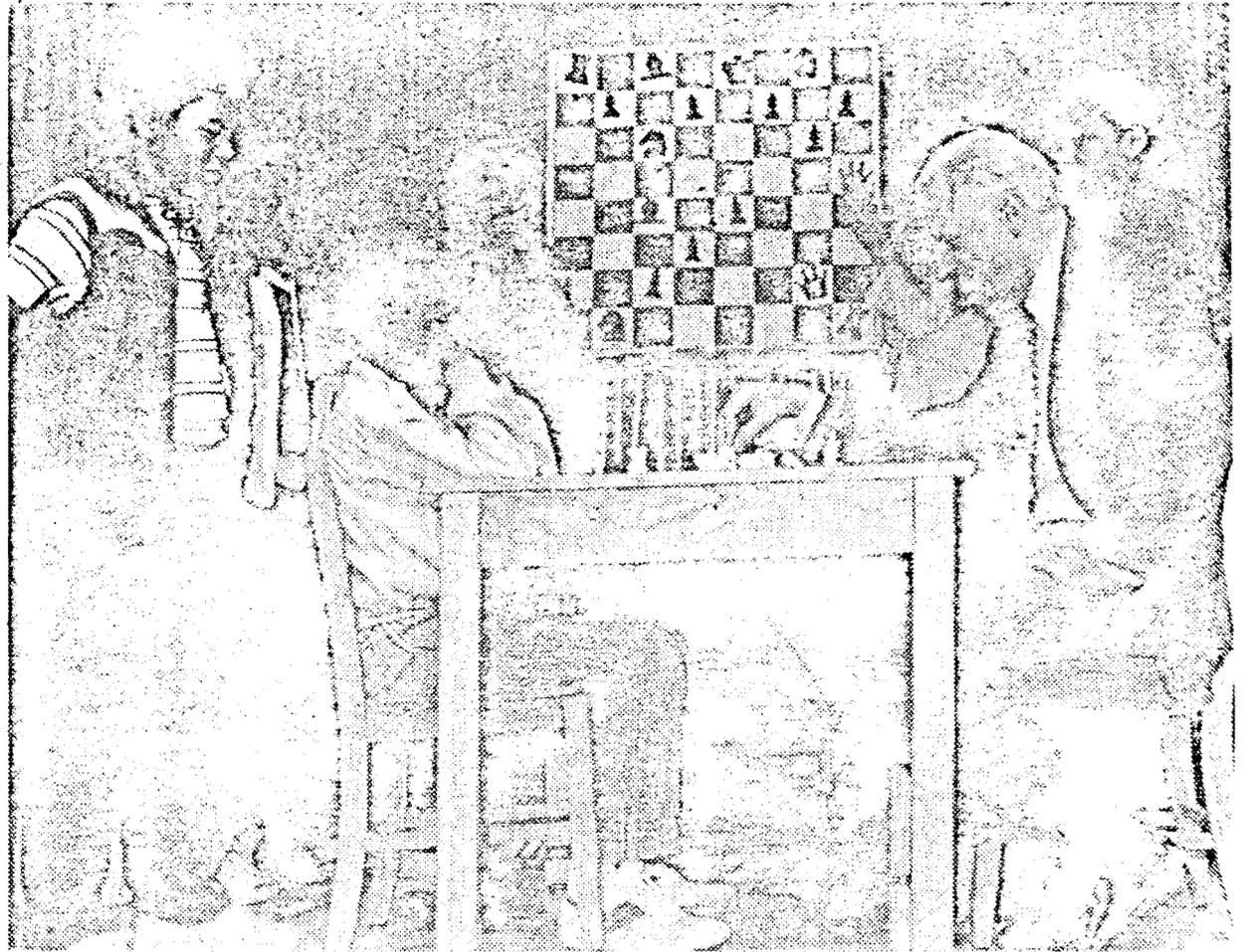
FROM: Jim Cicconi *JC*
SUBJECT: Elementary School Chess Champions

Suggest you take a look at the attached New York Times article on an inner city school that recently won the National Elementary School Chess Championship.

It might make a good mini-event on the President's schedule.

Thanks.

cc: Fred Ryan



Michael A. Heitz

At an exhibition match played before the chess club at School 27 in Indianapolis left for the national tournament, members watched their teammate, Thomas Petty, maneuver Mayor William H. Hudnut into checkmate.

Unlikely Team Captures Chess Title

Special to The New York Times

INDIANAPOLIS, May 9 — When Robert Cotter, a fifth-grade science teacher, tried to organize a chess club at his inner-city school three years ago, none of the students knew a pawn from a king.

Last week, Mr. Cotter's chess team returned from Memphis with the National Elementary School Chess championship.

"Chess has that image of being an elitist game," Mr. Cotter said, recalling with amusement the surprise his team generated at the United States Southern Elementary School Chess Tournament in Pulaski, Va., this spring. "Everyone wondered why this group of ghetto kids would make an 11-hour trip to play in a chess stronghold."

The students from School 27 left that stronghold with one loss, one draw, 22 victories and the championship.

Hunter College's School Beaten

The national championship came harder. After leading for all eight rounds, School 27's team won a squeaker May 1, beating New York City's Hunter College Elementary School by half a point.

Another New York team, from James Madison High School in Brooklyn, was luckier, winning the United States High School Chess Team Championship in San Jose, Calif.

School 27 is in a downtown area of

run-down homes and housing projects. "It was the only sport here," Derrick Brownie, 12 years old, said in recalling why he had begun to play chess.

Steven Garrett, 12, another member of the chess team, initially encountered some resistance from his friends and family, "especially my grandmother."

"She said I had to get my mind off chess and start playing some active sports," he said.

'Masters of Disaster'

But Mr. Cotter, with his regimen of after-school practice and Soviet chess magazines, prevailed.

No sooner had the team members learned some basics than he entered them in tournaments. Typically, they would win one game and lose 20. Their dismal performance in those days prompted the nickname "Masters of Disaster." The team improved, but the name stuck.

"They wouldn't quit," said Mr. Cotter, who battled a meager school budget to get money for chess sets, timers and tournament fees. "A certain street savvy and some innate competitive instincts made them keep coming back."

As Corey Scruggs, 12, put it, "They used to treat me dirt, but soon enough it paid off."

Today, four members of the team are ranked in the top 50 players under

the age of 13.

The school trophy case, which had held a few certificates of this and that, began to fill with gleaming chess trophies. Before the team left for the national tournament, Indianapolis Mayor William H. Hudnut, a Phi Beta Kappa graduate of Princeton, came to play an exhibition match before the school and found himself checkmated in 40 minutes.

"He's not a bad player," Mr. Cotter said, "but he was losing on the fourth move."

A chess master visiting the state made a detour to play the 11-member team simultaneously and offer pointers.

Team Is Staying Calm

The team has remained unruffled through it all.

"They don't comprehend the magnitude of the national championship," Mr. Cotter said in a tone of amazement. "They think it's a chess match like all the others."

Four team members said most would be entering seventh grade and junior high chess competition next year anyway. Chess, they agreed, might help pay a few small bills in years to come, but most plan on careers in law or maybe business.

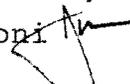
Derrick Brownie, stocky beneath his Afro, said he wanted to play pro football. "That," he said, "is the way to make real money."

THE WHITE HOUSE

WASHINGTON

May 13, 1983

MEMORANDUM FOR JAMES A. BAKER, III

FROM: Jim Cicconi 

SUBJECT: Yesterday's Cabinet Meeting

The following subjects were discussed in yesterday's Cabinet meeting:

1. Strategic Petroleum Reserve: The issue here is whether to increase the fill rate as Congress has been pressuring the Administration to do. The fill rate in our FY '84 budget is 145,000 barrels per day. This compares with an FY '83 fill rate of 220,000 b/d. (The law requires a fill rate of 300,000 b/d unless the President finds that rate not to be in the national interest; the President issued such a finding six months ago.)

Hodel argued that we continue to fill at the 220,000 b/d rate, stating that Congress may otherwise mandate an even higher rate. Stockman and Treasury opposed this, stating that budget constraints allowed only the lower 145,000 b/d rate. Shultz, Feldstein, DOD, and DOC all supported a third option which would fill the SPR at the present permanent storage capacity of 193,000 b/d (a higher rate would require use of more expensive temporary storage facilities).

It was decided to stall for now, while at the same time attempting to persuade Congress that a fill rate higher than 145,000 b/d is both unnecessary and too expensive. OMB and WH Legislative Affairs will assist Hodel in this effort. However, prospects are dim for obtaining Congress' agreement to the lower rate.

2. Food Stamp Regulatory Reforms: Block laid out a package of proposed reforms designed to tighten up enforcement of food stamp eligibility. These include increased verification, job search/work requirements, photo ID cards, and other steps. Secretary Heckler objected to some of the proposals on the basis that they would increase pressure to make similar changes in AFDC. However, there is a clear distinction between food stamps, which are funded 100% by the federal government, and AFDC. Since the

Memorandum for James A. Baker, III
May 13, 1983
Page 2 of 2

states share in AFDC costs, there is a direct incentive for them to enforce eligibility standards.

Since USDA had apparently not consulted with HHS about these proposals, they were asked to meet and resolve their differences before any final decision is made.

3. Unemployment Benefits for Education and Training: This subject arose largely because of a conversation the President had with the president of Mercyhurst College. At that time, the President was told that a federal waiver was required to allow someone to receive UI while enrolled in an education or training course. Secretary Donovan mentioned that each state sets its own policy and standards in this area. Rather than impose a mandatory federal standard (especially given the fact that many states are now stretched to the limit on UI outlays), the Cabinet agreed on the issuance of a policy statement encouraging states to pay UI benefits in such circumstances.

cc: Richard Darman

THE WHITE HOUSE
WASHINGTON

May 13, 1983

MEMORANDUM FOR JAMES A. BAKER, III

FROM: Jim Cicconi
SUBJECT: Sherman Unger

For your information:

Bill Coleman told me today that he, on behalf of the ABA, is preparing "strong and detailed testimony" opposing the nomination of Sherm Unger.

In particular, he will lay out details of improper ex parte conversations Unger supposedly had with a bankruptcy judge.

Coleman termed Unger "the closest thing I've seen to a Dorian Grey."

cc: Fred Fielding

THE WHITE HOUSE

WASHINGTON

May 13, 1983

MEMORANDUM FOR JAMES A. BAKER, III

FROM: Jim Cicconi
SUBJECT: Intercircuit Tribunal Proposal

For your information:

As you know, the Chief Justice has proposed a type of inter-circuit tribunal which would, among other duties, resolve conflicts between circuit courts. The objective is to partially relieve the Supreme Court's case overload.

After an internal committee review, DOJ had planned to testify in support of this proposal several weeks ago. However, when the matter was brought to Ed Meese's attention, he ordered that the testimony not be cleared. At the time, it was felt that the proposal should be given more thorough consideration within the Administration than was afforded by the DOJ committee's review.

Various forms of Burger's proposal have been introduced in the Congress. One by Kastenmeier, which is typical, would set up nine judges to serve for five-year terms; these would be appointed by the Supreme Court from among present circuit court judges.

Papers are now being circulated arguing the pros and cons. Having reviewed the various points involved, I feel we should be reluctant to endorse this proposal. I could detail various reasons, but mainly, I do not feel a convincing case has been made that such a tribunal is needed. Even if one accepts the premise that the Supreme Court is severely overloaded (and many dispute this), a major structural change such as this is not justified by workload alone when there are simpler alternatives (abolition of diversity jurisdiction, for example). Brad Reynolds, who disagrees with the DOJ committee's recommendation, also makes a convincing argument that workload pressures, which are due in no small part to the Court's expansion of federal causes of action, will serve as a curb on further judicial activism.

Plans are for CCLP to discuss this subject with the President on May 19. However, Fred Fielding and I talked with Fuller this morning and pointed out that DOJ will be testifying on Kastenmeier's bill May 18; thus, some adjustments will have to be made.

James

Memorandum for James A. Baker, III
May 13, 1983
Page 2 of 2

I can provide further details on the arguments for and against this proposal if you wish.

cc: Richard Darman

16 MAY 1983 Mr. Cribb



ADMINISTRATIVE CONFERENCE OF THE UNITED STATES
2120 L STREET, N.W., SUITE 500
WASHINGTON, D.C. 20037
(202) 254-7020

May 13, 1983

OFFICE OF
THE CHAIRMAN

MEMORANDUM

TO: The Attorney General
Chairman Pro Tempore, Cabinet Council on Legal Policy

FROM: Loren A. Smith *LS*

RE: Intercircuit Tribunal Proposal

I have read the CCLP analysis, but not the DOJ full analysis. However, since I feel the problem of judicial over-activism is the most serious procedural problem faced by the federal administrative process, I wanted to put the short version of my views in immediately.

I wholly agree with the concerns voiced by Brad. I also feel that any administrative reform in the judicial process must be a part of a more general solution to the problem of judicial over-activism. When the federal courts are engaged in countless pursuits that run counter to their historic constitutional mission, it strikes me as backward to provide more tools to help them undertake more unwarranted interventions into the areas of Legislative and Executive Branch responsibility. Absent an imminent legislative or new constitutional restraint upon the courts, caseload pressure is the only restraining device. It should also be remembered that, under our common law system, even new judges committed to judicial restraint are under strong institutional and precedential pressures to continue and further judicial intervention in areas not constitutionally designed for judicial scrutiny.

cc: Hon. Michael Uhlmann
Secretary, Cabinet Council on Legal Policy

THE WHITE HOUSE

WASHINGTON

May 16, 1983

MEMORANDUM FOR TAD THARP

FROM: Jim Cicconi 
SUBJECT: Belinda Gonzales

Attached is the resume of Belinda (Billie) Gonzales, along with details of her political involvement.

She is interested in some sort of research or staff assistant/special assistant position in the Administration. I know Billie from her work for Governor Clements, and she is very capable.

I might add that Billie worked as a volunteer for the Reagan-Bush campaign in Texas during 1980, a point not mentioned on her resume.

I would appreciate any help your office might be able to give her.

BELINDA NIETO GONZALES
1401 St. Edwards Drive, 156
Austin, Texas 78704
(512) 447-8541

INTERGOVERNMENTAL

Advocate for the Governor's Office in coordinating needs assessment and identifying appropriate state and/or federal programs to assist selected counties.

RESEARCH

Calculated statistical data for federally funded Southwest Border Regional Commission. Compiled, assimilated and reported on projects and ongoing policy formulation for public and private agencies. Prepared concise briefings on issues relating to border development.

INTERNATIONAL RELATIONS

Drafted detailed position papers which addressed the priority issues identified by the ten United States-Mexico border governors. Coordinated with all aspects of hosting the United States Border Governors' Conferences.

ECONOMIC DEVELOPMENT

Contact for public and private agency inquiries on economic development, studies, and profiles of 48 county area.

EMPLOYMENT HISTORY

Statistician II, Texas Department of Community Affairs (TDCA) Austin, Texas (March 1983 to present). Staff assistant to Director of Economic Development. Agency division charged with coordinating state's regional economic development; directly responsible to Governor's Office. Assisted with transition from Governor's Office to state agency. Responsible for preparing proposal summaries, issues research and identifying state and federal funding sources to assist target areas. Prepare regional and international demographic and issue briefings for Governor's Office.

Statistician II, Governor's Office of Regional Development, Austin, Texas (November 1979 to February 1983). Staff assistant for industrial and economic development agency highly involved in 48 south Texas counties; special emphasis on border development and United States-Mexico relations. Responsible to director for all projects, inquiries, and issues in a 17-county area. Liaison to federal and state agencies in facilitating local applications for state and federal programs for said counties. Responsible to director for briefings on key issues such as international bridges, immigration, census, customs, environmental quality, energy, criminal justice, and education.

Prepared briefing papers for utilization by director and governor for speeches and press releases on selected topics. Prepared research and technical papers; assisted with quarterly and annual reports of Governor's Office of Regional Development. Prepared correspondence on behalf of director and governor. Represented director at selected meetings and legislative hearings. Calculated statistics and demographics for the Southwest Border Regional Commission (inclusive of 48 county area).

Detailed statistical support for Texas position on binational issues of mutual respect to the United States and Mexico border states in preparation for the United States-Mexico Border Governors' Conferences I, II, and III. Assisted with all aspects of conference coordination. Responsible for logistical planning and pre-conference coordination with ten binational border states. Assisted with governor's briefings.

Planned and implemented industrial development seminars held in six south Texas communities. Arranged for appropriate speakers to address agenda items. Coordinated logistics for meetings and speakers.

Administrative Technician II, Governor's Office of Regional Development, Austin, Texas (July 1978 to October 1979). Assistant to Director of industrial and economic development agency. Responsible for scheduling director's appointments, travel arrangements, and maintaining contact with border regional officials in director's absence. Routed and tracked incoming and outgoing correspondence as well as staff assignments. Assisted deputy director in organizing administrative files and reference library.

Assisted planning staff with statistical documentation of Texas border region state investment plan. Economic, demographic, financial and industrial criteria submitted to U.S. Department of Commerce.

Bilingual Instructor, New Braunfels Independent School District, New Braunfels, Texas (March 1978 to May 1978). Developed lesson plans for basic educational curriculum (math, reading, science, spelling and social studies) and for English/Spanish bilingual class. Designed and organized original English/Spanish bilingual lessons.

Responsible for effective classroom management of 30 students (second grade level). Students taught in self-contained classroom with the exception of one class period, which provided for bilingual instruction. Incorporated transitional approach to bilingual education.

Student Work Experience

Substitute Teacher, San Marcos Independent School District, San Marcos, Texas (January 1978 to May 1978).

Secretary, Accounting Office, Southwest Texas State University, San Marcos, Texas (December 1977 to January 1978).

Secretary, Health Administration Department/Medical Record Administration, Southwest Texas State University, San Marcos, Texas (December 1976 to August 1977).

Bookkeeper, Stein Lumber Company, Fort Stockton, Texas (May 1976 to August 1976).

EDUCATION

B.S. Education, May 1978, Southwest Texas State University, San Marcos, Texas.

ACTIVITIES AND HONORS

Member, Texas Economic and Demographic Association, Central Texas Chapter, 1983.

Member, Big Brothers-Big Sisters, Austin, Texas, 1978-1979.

Volunteer Reading Tutor, Southside Community Center, San Marcos, Texas (September 1976 to November 1976).

Volunteer Instructor, Martires de Chicago Primaria, Progreso, Yucatan, Mexico (May 1976). Semester course "Teaching English to Speakers of a Foreign Language," (Linguistics 4320) sponsored by Southwest Texas State University.

Dean's List, Southwest Texas State University, San Marcos, Texas.

SPECIAL SKILLS

Ability to work independently with minimum supervision
Experience in developing concise issue briefings
Experience in editing correspondence
Ability to work well under pressure
Effective communication skills
Ability to meet deadlines
Bilingual in English/Spanish (speak, read and write)

PROFESSIONAL DEVELOPMENT COURSES

"Communication Skills Development Seminar," Miller-Keys Associates, Austin, Texas, November 1982.

"Communication and Speech Techniques," Austin Community College, Austin, Texas, September 1981.

"Southwest School of Municipal Finance," Texas Tech University, Lubbock, Texas, May 1981.

"Technical Report Writing," Office of Personnel Management, Austin, Texas, February 1980.

"Business Statistics," University of Texas at Austin, Spring Semester 1980.

"Statistics for Para-Professionals I," Office of Personnel Management, Dallas, Texas, December 1979.

"Marketing and Public Relations," Austin Community College, Austin, Texas, Fall 1979.

PERSONAL DATA

Born December 23, 1955

REFERENCES PROVIDED UPON REQUEST

POLITICAL ACTIVITIES

Deputy Director, Governor Clements Reelection Campaign - Hispanic Division, Austin, Texas (July 1982 to November 1982). Supervised state headquarters staff during director's absence. Prepared budget and supervised daily operations of six field offices in target regional and metro areas, to include policy guidance. Implemented and tracked Hispanic strategy throughout key phases of campaign. Responsible for meeting objectives in a timely manner.

Researched and detailed key Hispanic and opposition issues for director and campaign manager. Prepared correspondence for director's and governor's signature. Contact for direct mail and advertising agency contracted by Hispanic division.

Organized events and arranged press availability. Assisted director in securing field staff. Responsible for securing mailing lists.

Member, Travis County Executive Committee, Republican Party of Travis County.

Alternate Voting Delegate, Republican State Convention, Austin, Texas, May 1982.

Outreach Campaign Training Seminar, Republican National Committee, Houston, Texas, May 1982.

Secretary, Austin Chapter of Mexican-American Republicans of Texas, 1981 to present.

Republican Precinct Chairman, Precinct 433, Travis County, Texas.

THE WHITE HOUSE

WASHINGTON

May 16, 1983

MEMORANDUM FOR FRED F. FIELDING

FROM: Jim Cicconi 
SUBJECT: Judge Jack Shanstrom

Attached is a letter recommending Judge Jack Shanstrom for a possible future opening on the federal bench in Montana.

JAB would appreciate it if you would see that Judge Shanstrom is considered should a vacancy arise, or should a new judgeship be created.

Thanks.

THE WHITE HOUSE

WASHINGTON

May 16, 1983

Dear Jim:

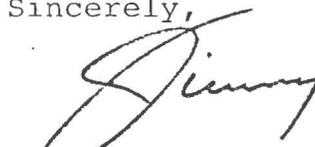
I appreciate your letter recommending Judge Jack Shanstrom for the federal bench in Montana should an opening arise. I have forwarded your letter to the White House Counsel's Office with a request that he be considered in that eventuality.

I truly regret that I will not have time to visit with you and personally meet Judge Shanstrom, but my schedule simply won't permit it. Instead, I hope you will accept Susan's and my appreciation for your kind invitation--the fishing sounds wonderful and, at times like this, I can't think of anything I would prefer more.

Please give our best to Mary.

With kind regards,

Sincerely,

A handwritten signature in cursive script, appearing to read "Jimmy".

James A. Baker, III
Chief of Staff and
Assistant to the President

Mr. James P. Grizzard
2018 North Memorial Way
Houston, Texas 77007

JAMES P. GRIZZARD
2018 NORTH MEMORIAL WAY
HOUSTON, TEXAS 77007

869-9191

April 4, 1983

James A. Baker, III
Chief of Staff and
Assistant to the President
The White House
1600 Pennsylvania Avenue, Northwest
Washington, D.C. 20500

Dear Jimmy:

I have a favor to ask of you.

It is my understanding that Congress is presently considering a bill authorizing a third Federal District Judge for the State of Montana. Furthermore, I understand that President Reagan will make this appointment without benefit of Senatorial recommendation, since Montana has no Republican Senators. A candidate recommended by the Montana Republican State Central Committee, and a close personal friend of mine, is Judge Jack D. Shanstrom of Livingston, Montana, presently a U. S. Magistrate in Billings.

As you know, Mary and I have a second home in Livingston, Montana on the Yellowstone River. We became friends with the Shanstroms through our mutual interest in trout fishing, hunting, and love of the out-of-doors. On many occasions, we have visited in each other's home, and Jack and I have fly fished together in Montana and Mexico as well. Jack is a superior man of high morals and good character, easy to know and loyal to his beliefs. His qualifications for the position are generally outlined in the attached material, and can be substantiated with references from Judge James Battin (406-657-6503) and Justice Les Gilbrandson of the Montana Supreme Court (406-449-2626).

Jimmy, I sincerely request that you allow me to introduce Jack Shanstrom to you and offer the following suggestions:

1. You and Susan are invited to our home in Livingston for a time of fishing, rest and enjoying the area, particularly Yellowstone Park. If this is possible, pick the time, and Jack can meet with you then.
2. Mary and I could come to Washington, D.C. at such time as you would be available. Jack can come over from Billings for a meeting during our stay.

James A. Baker, III

-2-

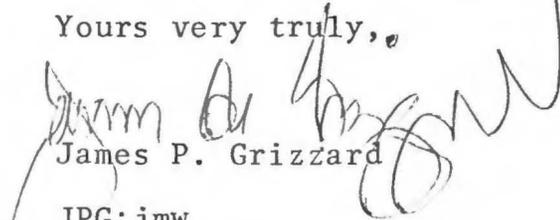
April 4, 1983

3. During your next visit to Houston, Jack could come down to meet you here.

In the interest of the people of our Country, and particularly of the State of Montana, I hope that you will be favorably impressed with Jack and can then introduce him to the President of the United States for consideration.

Please give my love to Susan and my best to Jamie and Nan.

Yours very truly,


James P. Grizzard

JPG:jmw
Attachments

Dear Jimmy,

I second Jim's suggestions (1) of Jack's nomination as a possible Federal District Judge for Montana and (2) that you and Susan visit us in Livingston.

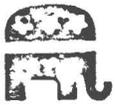
Jack and his wife Audrey are great friends of ours and are both capable, hardworking yet thoroughly attractive people. I think you would like them.

We have been wanting you and Susan to visit us for a long time. The fishing is excellent, and if you so desire, you can!

Hope to see you there.

Tommy,

Henry



Montana Republican State Central Committee

(406) 442-6469

1425 Helena Avenue

Helena, Montana 59601

Aubyn Curtiss
State Chairman
Walter H. Johnson
Vice Chairman
Clark Pyfer
Treasurer
Shirley Warehime
Assistant Treasurer

Jean Birch
National Committeewoman
Jack Galt
National Committeeman
Dr. David Colmey
Finance Chairman
Dennis P. Bergvall
Executive Director

January 8, 1983

Mr. Frank Whetstone, Northwest Director
Reagan Steering Committee
25 4th Street, S.E.
Cut Bank, MT 59427

Dear Mr. Whetstone:

In the event another Federal Judgeship becomes available in Montana, I would strongly recommend former District Judge Jack Shanstrom of Livingston for the position.

I recommended the appointment of Jack Shanstrom to Governor Babcock as District Judge of the 6th Judicial District 18 years ago when I was Chairman of the Park County Republican Party. This was shortly after I attended the National Republican Convention as a member of the Montana delegation that nominated Barry Goldwater as our presidential candidate. Jack was endorsed by a majority of the Park County Republican Central Committee, because of his ability and the help he and his wife, Audrey, had given the Republican Party. We have never had any reason to doubt the wisdom of that decision, and he has been not only a good, but a very outstanding Judge.

Judge Shanstrom was recently defeated as District Judge, because of a massive malicious campaign by a very liberal local newspaper editor. In my opinion, this editor formed a personal dislike for Judge Shanstrom, simply because a conservative, Republican appointed Judge was successful and receiving acclaim and recognition all over the state. The newspaper had constant editorials and so-called news articles about rumors and innuendos that were never verified and completely false.

Judge Shanstrom's abilities are documented in his resume. I can personally endorse the work and financial assistance he and his wife, Audrey, have given the Republican Party and conservative candidates for twenty-five years.

If you have any questions, please let me know.

Thank you for your consideration.

Very truly yours,

David G. Colmey
David G. Colmey
State Finance Chairman

DC:k

THE WHITE HOUSE
WASHINGTON

May 17, 1983

TO: NANCY RISQUE

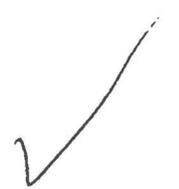
Attached is the material
on the Presidential Lib-
raries Bill, S. 563.

As we discussed, it is up
to your office to decide
when and if to communicate
our objections (which would
be exactly the same as those
filed last year re S. 1325).

Thanks.


Jim Cicconi

THE WHITE HOUSE
WASHINGTON



May 12, 1983

MEMORANDUM FOR JAMES A. BAKER, III

FROM: Jim Cicconi
SUBJECT: Presidential Libraries Bill

The legislation to which President Ford referred in his call is S. 563 by Chiles (copy attached). It is presently lodged in the Government Affairs Committee, and Senator Roth shows no sign of moving it in the near future.

We have not yet taken a position on S. 563. However, it is nearly identical to last year's version, S. 1325, to which we objected strongly.

Our objections to S. 1325 (and, presumably, to S. 563) are related to several types of legislative veto provisions in the bill. I have made marginal notes beside such "problem sections" in the attached copy of S. 563.

The bill also contains the space limitation on presidential libraries (40,000 square feet) which President Ford felt to be totally inadequate, though the Administration has not taken a position on this point.

Since we will have objections to S. 563, the question is simply when we communicate them to Roth: we can do so immediately, asking his intentions regarding the bill, or we can wait until the bill begins to move. In any event, I feel we should confine our objections to the previously stated legislative veto problems, since our motives would be suspect if we got into the problems raised by President Ford.

5/15
ge
OK -
but lets
get the
word to
Roth when
RD thinks
appropriate. Shouldn't
we move a paper thru
Daman so we can get
all comments + views?
JAB

1 II of the Constitution of the United States of America;
2 and

3 (3) who does not currently hold such office.

4 TITLE I—PRESIDENTIAL LIBRARIES

5 PRESIDENTIAL ARCHIVAL DEPOSITORIES

6 SEC. 101. (a) The first paragraph of section 2101 of
7 title 44, United States Code, is amended by inserting before
8 the semicolon a comma and “and may include research facili-
9 ties and museum facilities in accordance with this chapter”.

10 (b) Section 2108(a) of such title is amended to read as
11 follows:

12 “(a)(1) When the Administrator of General Services
13 considers it to be in the public interest he may, in accordance
14 with the provisions of this subsection, accept for and in the
15 name of the United States, land, buildings, and equipment
16 offered as a gift to the United States for the purpose of creat-
17 ing a Presidential archival depository, take title to the land,
18 buildings, and equipment on behalf of the United States, and
19 maintain, operate, and protect them as a Presidential archi-
20 val depository and as a part of the national archives system.

21 “(2) The Administrator, in consultation with the Archi-
22 vist of the United States and Commissioner of the Public
23 Buildings Service, shall promulgate architectural and design
24 standards applicable to Presidential archival depositories in
25 order to ensure that such depositories (A) preserve Presiden-

1 rial records subject to chapter 22 of this title and papers and
2 other historical materials accepted for deposit under section
3 2107 of this title and (B) contain adequate research facilities.

4 “(3) The Administrator shall accept and take title to
5 only such land, buildings, and equipment under paragraph (1)
6 as are necessary to establish, for each President or former
7 President, a single Presidential archival depository in one
8 building not in excess of forty thousand square feet in one
9 geographic location, including museum space.

10 “(4) The Administrator may make agreements, in ac-
11 cordance with the provisions of this paragraph and paragraph
12 (5) and upon such other terms and conditions he considers
13 proper, with a State, political subdivision, university, institu-
14 tion of higher learning, institute, or foundation to use as a
15 Presidential archival depository land, buildings, and equip-
16 ment of the State, subdivision, university, or other organiza-
17 tion, to be made available by it without transfer of title to the
18 United States. Any such agreement shall provide that any
19 such Presidential archival depository shall, for each President
20 or former President, be one building not in excess of forty
21 thousand square feet in one geographic location, including
22 museum space.

23 “(5)(A) Prior to accepting and taking title of any land,
24 buildings, and equipment under paragraph (1), and prior to
25 entering into any agreement under paragraph (4) or any

*problems
in
this*

1 other agreement to accept or establish a Presidential archival
2 depository, the Administrator shall submit a prospectus for
3 the proposed Presidential archival depository to the Commit-
4 tee on Governmental Affairs of the Senate and the Commit-
5 tee on Government Operations of the House of Representa-
6 tives. The prospectus shall include—

7 “(i) a description of the land, buildings, and equip-
8 ment offered as a gift or to be made available without
9 transfer of title;

10 “(ii) a statement of the terms of the proposed
11 agreement, if any;

12 “(iii) a general description of the types of records,
13 papers, documents, or other historical materials pro-
14 posed to be deposited in the Presidential archival de-
15 pository so to be created, and of the terms of the pro-
16 posed deposit;

17 “(iv) a statement of the additional improvements
18 and equipment, if any, necessary to the satisfactory op-
19 eration of the depository, together with an estimate of
20 the cost; and

21 “(v) an estimate of the annual cost to the United
22 States of maintaining, operating, and protecting the
23 depository.

24 “(B) Except as provided in subparagraph (C), the Ad-
25 ministrator may take title to land, buildings, and equipment

1 under paragraph (1) or enter into an agreement under para-
 2 graph (4) or any other agreement to accept or establish a
 3 Presidential archival depository unless, within sixty days of
 4 continuous session of Congress after the date on which a pro-
 5 spectus is submitted under subparagraph (A), both commit-
 6 tees referred to in such subparagraph adopt a resolution stat-
 7 ing that the committee disapproves the prospectus submitted
 8 under such subparagraph for the Presidential archival deposi-
 9 tory to be established with such land, buildings, and equip-
 10 ment or pursuant to such agreement.

*Legis
Veto
of sorts*

11 “(C) If a Presidential archival depository to be accepted
 12 or established with land, buildings, and equipment under
 13 paragraph (1) or pursuant to an agreement under paragraph
 14 (4) or any other agreement to accept or establish a Presiden-
 15 tial archival depository has not been disapproved under sub-
 16 paragraph (B) and does not comply with the architectural and
 17 design standards promulgated pursuant to paragraph (2), the
 18 Administrator may not accept or take title to such land,
 19 buildings, and equipment and may not enter into any such
 20 agreement unless a concurrent resolution of the Congress is
 21 adopted which approves the acceptance or establishment of
 22 such depository.

23 “(6) No physical or material changes in or additions to a
 24 Presidential archival depository may be made unless—

1 “(A) the Presidential archival depository, after
2 any such change or addition, complies with the archi-
3 tectural and design standards established pursuant to
4 paragraph (2), except that any change or addition
5 which will cause a Presidential archival depository not
6 to comply with such standards may be made if—

7 “(i) such change or addition has not been dis-
8 approved under subparagraph (C); and

9 “(ii) a concurrent resolution of the Congress
10 approving such change or addition is adopted;

11 “(B) the Presidential archival depository, after
12 any such change or addition, is one building not in
13 excess of forty thousand square feet in one geographic
14 location, including museum space; and

15 “(C) the Administrator submits a prospectus for
16 any such change or addition and, within sixty days of
17 continuous session of Congress after the date on which
18 the prospectus is submitted, both committees of Con-
19 gress referred to in subparagraph (A) of paragraph (5)
20 have not adopted resolutions disapproving such change
21 or addition.

22 “(7) For the purpose of this subsection—

23 “(A) continuity of session is broken only by an ad-
24 journment of Congress sine die; and

Leg
Veto

1 “(B) the days on which either House is not in ses-
2 sion because of an adjournment of more than three
3 days to a day certain are excluded in the computation
4 of any period of time in which Congress is in continu-
5 ous session.

6 “(S)(A) The Administrator may provide technical assist-
7 ance to any private organization or institution establishing a
8 museum or memorial for a President or former President and
9 may provide such institution with microfilm copies of histori-
10 cally significant Presidential and personal records contained
11 in a Presidential archival depository.

12 “(B) For purposes of this paragraph—

13 “(i) the term ‘Presidential records’ has the same
14 meaning as in section 2201(2) of this title; and

15 “(ii) the term ‘personal records’ has the same
16 meaning as in section 2201(3) of this title.”.

17 DISPOSAL OF PRESIDENTIAL RECORDS

18 SEC. 102. Section 2203(c) of title 44, United States
19 Code, is amended to read as follows:

20 “(c) During his term of office, the President shall sub-
21 stantially complete the disposal of his Presidential records
22 which no longer have administrative, historical, information-
23 al, or evidentiary value. Prior to disposing of any such
24 records, the President shall obtain the written views of the
25 Archivist concerning the proposed disposal of such Presiden-

Archivist
 Wks for Pres;
 Pres should
 decide

1 tial records and may not dispose of any records with respect
 2 to which the Archivist notifies the President that he intends
 3 to take action under subsection (e).”.

4 EFFECTIVE DATE

5 SEC. 103. The amendments made by this title shall take
 6 effect on January 20, 1985.

7 TITLE II—FORMER PRESIDENTS

8 SPOUSAL PENSIONS

9 SEC. 201. Subsection (e) of the first section of the Act
 10 entitled “An Act to provide retirement, clerical assistants,
 11 and free mailing privileges to former Presidents of the United
 12 States, and for other purposes”, approved August 25, 1958
 13 (72 Stat. 838; 3 U.S.C. 102, note) is amended to read as
 14 follows:

15 “(e) The spouse of a deceased former President shall be
 16 entitled to receive from the United States a monetary allow-
 17 ance at a rate per annum, payable monthly by the Secretary
 18 of the Treasury, which is equal to two-thirds of the rate
 19 which is payable under subsection (a) to a former President.
 20 The monetary allowance of such spouse—

21 “(1) commences on the day after the former
 22 President dies;

23 “(2) terminates on the last day of the month
 24 before such spouse—

25 “(A) dies; or

1 “(B) remarries; and

2 “(3) is not payable for any period during which
3 such spouse holds an appointive or elective office or
4 position in or under the Federal Government or the
5 government of the District of Columbia to which is at-
6 tached a rate of pay other than a nominal rate.”.

7 OFFICE AND STAFF FOR FORMER PRESIDENTS

8 SEC. 202. (a) Subsections (b) and (c) of the first section
9 of the Act entitled “An Act to provide retirement, clerical
10 assistants, and free mailing privileges to former Presidents of
11 the United States, and for other purposes”, approved August
12 25, 1958 (72 Stat. 838; 3 U.S.C. 102 note) are amended to
13 read as follows:

14 “(b)(1) The Administrator of General Services (herein-
15 after referred to as the ‘Administrator’) is authorized to pro-
16 vide to each former President, upon request, necessary serv-
17 ices and facilities, including—

18 “(A) one suitable office, not to exceed four thou-
19 sand square feet in area, appropriately equipped with
20 furniture, furnishings, office machines and equipment,
21 and office supplies, as determined by the Administra-
22 tor, after consultation with the former President or his
23 designee provided for in subsection (c), at such place
24 within the United States as the former President shall
25 designate;

1 “(B) payment of the compensation of members of
2 an office staff designated by the former President at
3 rates determined by the former President which are
4 not in excess of the rate provided for level II of the
5 Executive Schedule under section 5313 of title 5,
6 United States Code, except that notwithstanding any
7 other provision of law, persons receiving compensation
8 as members of an office staff of a former President
9 under this subsection shall not be considered to be em-
10 ployees of the Federal Government except for purposes
11 of chapters 81, 83, 87, and 89 of title 5, United States
12 Code;

13 “(C) payment of travel expenses and subsistence
14 allowances, including rental of Government or hired
15 motor vehicles, found necessary by the former Presi-
16 dent, as authorized for persons employed intermittently
17 or for persons serving without compensation under sec-
18 tion 5703 of such title;

19 “(D) communications services found necessary by
20 the former President; and

21 “(E) except as provided in subsection (f) and not-
22 withstanding the provisions of section 501 of title 44,
23 United States Code, payment of expenses for necessary
24 printing and binding.

1 “(2) Any Federal employee may be detailed to the office
2 staff of a former President on a reimbursable basis with the
3 consent of the head of the agency involved. An employee
4 detailed to the office of a former President shall be responsi-
5 ble only to the former President for the performance of his
6 duties during the period of such detail. An employee detailed
7 under this subsection is deemed, for the purpose of preserving
8 his allowances, privileges, rights, seniority, and other bene-
9 fits, an employee of the agency from which detailed, and he is
10 entitled to pay, allowances, and benefits from funds available
11 to that agency. The authorization and payment of such allow-
12 ances and other benefits from appropriations available there-
13 for is deemed to comply with section 5536 of title 5, United
14 States Code.

15 “(c) Each former President may designate to the Ad-
16 ministrator an assistant authorized to make on his behalf such
17 designations or findings of necessity as may be required in
18 connection with the services and facilities to be provided
19 under subsection (b).”.

20 (b)(1) Subsection (f) of such section is redesignated as
21 subsection (k).

22 (2) Such section is amended by inserting immediately
23 before subsection (k) the following new subsections:

24 “(f) Funds provided for necessary services and facilities
25 for a former President under this Act shall be used for activi-

1 ties which are the direct result of such former President
2 having held the office of President. Such funds may not be
3 used for partisan political activities or income generating ac-
4 tivities, except that a former President may use such funds
5 for the preparation of his memoirs if the former President
6 signs an agreement with the Administrator of General Serv-
7 ices which provides that such memoirs will only be printed
8 and distributed by the Public Printer in accordance with sec-
9 tion 1345 of title 44, United States Code.

10 “(g)(1) The Administrator is authorized to provide nec-
11 essary services and facilities to a former Vice President for
12 use in connection with winding up the affairs of his office.
13 Such services and facilities shall be of the same general char-
14 acter as the services and facilities provided to a former Presi-
15 dent under subsection (b). Each former Vice President shall
16 be entitled to conveyance within the United States and its
17 territories and possessions of all mail matter, including air-
18 mail, sent by him under his written autograph signature in
19 connection with his preparations for winding up of his official
20 duties as Vice President.

21 “(2) No funds for necessary services and facilities
22 provided to a former Vice President under this Act shall be
23 used for partisan political activities or income generating
24 activities.

1 " (h) The Administrator shall expend no funds for the
2 provision of services and facilities under this Act with respect
3 to a former President at any time beyond ninety days after
4 the date on which such former President dies.

5 " (i) By March 1 of each year, each former President
6 shall prepare and transmit to the Committee on Governmen-
7 tal Affairs of the Senate, the Committee on Government Op-
8 erations of the House of Representatives, and the Commit-
9 tees on Appropriations of the Senate and the House of Rep-
10 resentatives a report concerning activities carried out with
11 the assistance of the funds for necessary services and facili-
12 ties provided under this Act.

13 " (j)(1) To carry out the provisions of subsections (b) and
14 (g), there are authorized to be appropriated with respect to a
15 former President and former Vice President a total of
16 \$750,000 for the fiscal year in which the term of a former
17 President expires, except that no funds appropriated pursuant
18 to this clause shall be available for expenditure until the day
19 on which such term expires.

20 " (2) Except as provided in paragraphs (3) and (4), to
21 carry out the provisions of subsection (b) (except the provi-
22 sions of paragraph (1)(A) of such subsection) with respect to
23 each former President, there are authorized to be appropri-
24 ated to the Administrator of General Services—

1 “(A) \$300,000 for each of the first four fiscal
2 years beginning after the fiscal year in which the term
3 of a former President expired;

4 “(B) \$250,000 for the fifth and each of the three
5 succeeding fiscal years beginning after the fiscal year
6 in which the term of a former President expired; and

7 “(C) \$200,000 for the ninth and each of the suc-
8 ceeding fiscal years beginning after the fiscal year in
9 which the term of a former President expired.

10 “(3) Except as provided in paragraph (4), to carry out
11 the provisions of subsection (b) (except the provisions of para-
12 graph (1)(A) of such subsection) with respect to any individu-
13 al who is a former President on the date of enactment of this
14 subsection, there are authorized to be appropriated to the
15 Administrator of General Services—

16 “(A) \$300,000 for each of the four fiscal years
17 beginning after the fiscal year in which this subsection
18 is enacted;

19 “(B) \$250,000 for the fifth and each of the three
20 succeeding fiscal years beginning after the fiscal year
21 in which this subsection is enacted; and

22 “(C) \$200,000 for the ninth and each succeeding
23 fiscal year beginning after the fiscal year in which this
24 subsection is enacted.

1 “(4) To carry out the provisions of subsection (b)(1)(A)
2 for each former President with respect to the payment of
3 charges for furnished services, space, quarters, maintenance,
4 repairs, or other facilities made by the Administrator of Gen-
5 eral Services in accordance with section 210(j) of the Federal
6 Property and Administrative Services Act of 1949 (40
7 U.S.C. 490(j)), there are authorized to be appropriated to the
8 Administrator of General Services such sums as may be nec-
9 essary for fiscal year 1982 and each succeeding fiscal year.

10 “(5) The provisions of paragraphs (2) and (3) shall lapse
11 ten years after the date of enactment of this paragraph.”.

12 (c) Section 4 of the Presidential Transition Act of 1963
13 (3 U.S.C. 102 note) is repealed.

14 (d) Section 5 of such Act is amended to read as follows:

15 “AUTHORIZATION OF APPROPRIATIONS

16 “SEC. 5. There are hereby authorized to be appropri-
17 ated to the Administrator such funds as may be necessary for
18 carrying out the purposes of this Act, except that with re-
19 spect to any one Presidential transition not more than
20 \$2,000,000 may be appropriated for the purposes of provid-
21 ing services and facilities to the President-elect and Vice-
22 President-elect under section 3. The President shall include
23 in the budget transmitted to Congress, for each fiscal year in
24 which his regular term of office will expire, a proposed appro-
25 priation for carrying out the purposes of this Act.”.

1 PUBLICATION OF PRESIDENTIAL MEMOIRS

2 SEC. 203. (a) Chapter 13 of title 44, United States
3 Code, is amended by adding at the end thereof the following
4 new section:

5 "§ 1345. Presidential memoirs

6 "The Public Printer shall cause to be printed as many
7 copies of the memoirs of a former President who has entered
8 into an agreement with the Administrator of General Serv-
9 ices under subsection (f) of the first section of the Act of
10 August 25, 1958 (72 Stat. 838), as may be necessary for the
11 distribution and sale of such memoirs. Such memoirs shall be
12 distributed and sold by the Superintendent of Documents in
13 accordance with chapter 17 of this title."

14 (b) The table of sections for such chapter is amended by
15 adding at the end thereof the following:

"1345. Presidential memoirs."

16 TITLE III—PROTECTION OF FORMER PRESI-
17 DENTS, FORMER VICE PRESIDENTS, AND
18 THEIR FAMILIES

19 SECRET SERVICE PROTECTION AUTHORIZED

20 SEC. 301. Section 3056 of title 18, United States Code,
21 is amended by striking out beginning with "protect the
22 person of a former President" through "declined" and insert-
23 ing in lieu thereof "protect the person of a former President
24 and the person of the spouse, widow, widower, or minor chil-
25 dren of a former President in accordance with sections 302

1 and 303 of the Former Presidents Facilities and Services
2 Reform Act of 1980; protect the person of a former Vice
3 President in accordance with section 304 of such Act;”.

4 PROTECTION PERIOD

5 SEC. 302. (a) On or after the effective date of this title,
6 no Secret Service protection shall be provided to a former
7 President or to the spouse, widow, widower, or minor child of
8 any such former President, unless such protection is author-
9 ized by subsection (b) or is extended or reinstated by the
10 Secretary of the Treasury in accordance with section 303.

11 (b) The Secret Service is authorized to protect the
12 person of a former President after the effective date of this
13 title for a period of eight years beginning on the effective date
14 of this title or the date on which such individual becomes a
15 former President, whichever is later, and for such additional
16 periods as the Secretary of the Treasury may authorize under
17 section 303. The Secret Service is authorized to protect the
18 person of the spouse or minor child of any former President
19 after the effective date of this title to the extent that such
20 protection is incidental to the protection of such former Presi-
21 dent or if such protection is authorized by the Secretary of
22 the Treasury under section 303. The Secret Service is au-
23 thorized to protect the person of any individual who becomes
24 a widow or widower of a former President after the effective
25 date of this title for a period of six months after the date on

1 which such former President dies and for such additional pe-
2 riods as the Secretary of the Treasury may authorize under
3 section 303.

4 AUTHORIZATION OF ADDITIONAL PROTECTION

5 SEC. 303. (a)(1) After the expiration or termination of
6 Secret Service protection to a former President or the spouse
7 or minor child of a former President, and after a period of
8 time has passed since the expiration or termination of such
9 protection, the Secretary of the Treasury may authorize the
10 reinstatement of such protection—

11 (A) in the case of a former President, for one one-
12 year period; and

13 (B) in the case of the spouse or minor child of a
14 former President, for one six-month period,
15 upon a finding that a serious threat warranting such protec-
16 tion exists to the individual.

17 (2) The Secretary may extend Secret Service protection
18 reinstated under paragraph (1) or provided under section
19 3056 of title 18, United States Code, prior to the effective
20 date of this title or under section 302 after the effective date
21 of this title—

22 (A) in the case of a former President, for addition-
23 al consecutive one-year periods; and

1 (B) in the case of a spouse or minor child of a
 2 former President, for additional consecutive six-month
 3 periods,
 4 upon the written request of the individual desiring such pro-
 5 tection and upon the approval of the advisory committee es-
 6 tablished by the first section of the joint resolution entitled
 7 "A joint resolution to authorize the United States Secret
 8 Service to furnish protection to major Presidential or Vice
 9 Presidential candidates", approved June 6, 1968 (82 Stat.
 10 170; 18 U.S.C. 3056 note).

*Congr'l
 OK for
 USSS
 protection?
 Legis Veto
 problem
 (the adv's comm
 consists of
 legislators)*

11 (b) The Secretary of the Treasury shall submit any re-
 12 quest for the extension of Secret Service protection under
 13 subsection (a)(2) to the advisory committee referred to in
 14 such subsection. The advisory committee shall review all
 15 such requests with the assistance of the Advisory Panel on
 16 Secret Service Protection established under subsection (c)
 17 and shall transmit to the Secretary of the Treasury its deci-
 18 sions regarding the extension of Secret Service protection.

*not advisory;
 cannot make
 exec decisions
 (esp. of powers)*

19 (c)(1) There is established the Advisory Panel on Secret
 20 Service Protection, which shall consist of nine members, ap-
 21 pointed by the Comptroller General of the United States.
 22 The Comptroller General shall appoint to the Advisory
 23 Panel—

*→ this is
 different from
 above "advisory
 committee"*

24 (A) three officers or employees of the Federal
 25 Government having expertise in law enforcement activ-

1 ities, except officers or employees of the United States
2 Secret Service;

3 (B) three individuals who are prominent leaders in
4 State and local law enforcement; and

5 (C) three prominent citizens.

6 (2) Each member of the Advisory Panel shall serve for a
7 six-year term, except that the terms of the members first
8 appointed shall expire, as determined by the Comptroller
9 General at the time of appointment, three at the end of one
10 year, three at the end of two years, and three at the end of
11 three years.

12 (3) Five members of the Advisory Panel shall constitute
13 a quorum. A vacancy in the Advisory Panel shall not affect
14 its authority.

15 (4) The Advisory Panel shall review requests for Secret
16 Service protection received under this section and shall make
17 recommendations to the advisory committee referred to in
18 subsection (a) as to whether such requests should be granted.

*no problem
w/ this since
it's strictly
advisory;
but problem
w/ other comm.
remains*

19 (5) Each member of the Advisory Panel who is not oth-
20 erwise employed by the United States Government shall re-
21 ceive compensation at a rate equal to the daily rate pre-
22 scribed for GS-18 under the General Schedule under section
23 5332 of title 5, United States Code, for each day, including
24 traveltime, such member is engaged in the actual perform-
25 ance of duties as a member of the Advisory Panel. A member

1 of the Advisory Panel who is an officer or employee of the
2 United States Government shall serve without additional
3 compensation. All members of the Advisory Panel shall be
4 reimbursed for travel, subsistence, and other necessary ex-
5 penses incurred by them in the performance of their duties.

6 PROTECTION FOR FORMER VICE PRESIDENTS

7 SEC. 304. (a) The Secret Service is authorized to pro-
8 tect the person of a former Vice President if such protection
9 is authorized by the Secretary of the Treasury in accordance
10 with subsection (b).

11 (b) The Secretary of the Treasury may authorize the
12 provision of Secret Service protection to a former Vice Presi-
13 dent upon the written request of such former Vice President
14 and upon a finding that a serious threat warranting such pro-
15 tection exists to such former Vice President. The Secretary
16 of the Treasury may authorize the provision of such protec-
17 tion for a period beginning on the date on which the Vice
18 Presidential term of such former Vice President expired and
19 ending on the last day of the fiscal year in which such term
20 expired.

21 EFFECTIVE DATE

22 SEC. 305. This title shall take effect on October 1,
23 1985, except that after the date of enactment the Control-
24 ler General of the United States may appoint the Advisory

- 1 Panel on Secret Service Protection established under section
- 2 303(c).

