

Ronald Reagan Presidential Library Digital Library Collections

This is a PDF of a folder from our textual collections.

Collection: Roberts, John G.: Files

Folder Title: JGR/Enrolled Bills –
(08/16/1985-10/31/1985)

Box: 22

To see more digitized collections visit:

<https://reaganlibrary.gov/archives/digital-library>

To see all Ronald Reagan Presidential Library inventories visit:

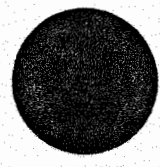
<https://reaganlibrary.gov/document-collection>

Contact a reference archivist at: reagan.library@nara.gov

Citation Guidelines: <https://reaganlibrary.gov/citing>

National Archives Catalogue: <https://catalog.archives.gov/>

**WHITE HOUSE
CORRESPONDENCE TRACKING WORKSHEET**



- O - OUTGOING
- H - INTERNAL
- I - INCOMING

Date Correspondence Received (YY/MM/DD) 1/11/84

Name of Correspondent: Richard Darman

MI Mail Report User Codes: (A) _____ (B) _____ (C) _____

Subject: Enrolled Bill S. 746 - Establishment of the Illinois and Michigan Canal National Heritage Corridor, and Enlargement of the Jefferson National Expansion Memorial

ROUTE TO:	ACTION	DISPOSITION			
Office/Agency (Staff Name)	Action Code	Tracking Date YY/MM/DD	Type of Response	Code	Completion Date YY/MM/DD
<u>CUHOU</u>	<u>ORIGINATOR</u>	<u>84108120</u>		<u>C</u>	<u>84108121</u>
	Referral Note:				
<u>CUAT 18</u>	<u>D</u>	<u>84 108120</u>		<u>C</u>	<u>84108121</u>
	Referral Note:				
<u>CUFIEL</u>	<u>S</u>	<u>84 108121 JV, FF</u>		<u>A</u>	<u>84108121</u>
	Referral Note:	<u>FFF/RAH signed</u>			
		<u>1 1</u>			<u>1 1</u>
	Referral Note:				
		<u>1 1</u>			<u>1 1</u>
	Referral Note:				

ACTION CODES:

- A - Appropriate Action
- C - Comment/Recommendation
- D - Draft Response
- F - Furnish Fact Sheet to be used as Enclosure
- I - Info Copy Only/No Action Necessary
- R - Direct Reply w/Copy
- S - For Signature
- X - Interim Reply

DISPOSITION CODES:

- A - Answered
- B - Non-Special Referral
- C - Completed
- S - Suspended

FOR OUTGOING CORRESPONDENCE:

- Type of Response = Initials of Signer
- Code = "A"
- Completion Date = Date of Outgoing

Comments: _____

COPY
from ORM

Keep this worksheet attached to the original incoming letter.
Send all routing updates to Central Reference (Room 75, OEOb).
Always return completed correspondence record to Central Files.
Refer questions about the correspondence tracking system to Central Reference, ext. 2590.

THE WHITE HOUSE
WASHINGTON

August 21, 1984

MEMORANDUM FOR RICHARD DARMAN
ASSISTANT TO THE PRESIDENT
AND DEPUTY TO THE CHIEF OF STAFF

FROM: FRED F. FIELDING
COUNSEL TO THE PRESIDENT

Original signed by RAH/FFF

SUBJECT: Enrolled Bill S. 746 - Establishment of the
Illinois and Michigan Canal National Heritage
Corridor, and Enlargement of the Jefferson
National Expansion Memorial

Counsel's Office has reviewed the above-referenced enrolled bill, and finds no objection to it from a legal perspective.

FFF/JGR/lmp 8/21/84
cc: FFF/JGR/SUBJ/Cron

THE WHITE HOUSE

WASHINGTON



August 21, 1984

MEMORANDUM FOR FRED F. FIELDING

FROM:

JOHN G. ROBERTS *JGR*

SUBJECT:

Enrolled Bill S. 746 - Establishment of the Illinois and Michigan Canal National Heritage Corridor, and Enlargement of the Jefferson National Expansion Memorial

Richard Darman has asked for comments on the above-referenced enrolled bill by 9:00 a.m. today. Title I of the bill would establish a "national heritage corridor" along the Illinois and Michigan canal, which links the Illinois River and Lake Michigan, and would create a Commission to manage the corridor from a historical and preservationist perspective. The Commission would consist of the Director of the National Park Service and 18 others appointed by the Secretary of the Interior. It presents no Appointments Clause problems. The Commission would terminate after ten years, unless extended for an additional five with the approval of the Secretary and the Governor of Illinois. Justice has opined that the Governor cannot block an extension of this Federal commission if the Secretary approves, and recommends that the Secretary be advised to ignore any attempted "veto" by the Governor. I agree. The issue is not likely to be significant since, as Justice notes, the Governor is unlikely to block extension of the Commission.

Title II of the bill would authorize the Secretary to acquire 100 acres in East St. Louis, to add to the Gateway Arch memorial in St. Louis. Title II also creates a twenty-member Commission to submit recommendations to the Secretary on development of the memorial. Interior does not think the land in question is suitable for inclusion in the national park system, and does not plan to exercise the acquisition authority if the bill is signed. The role of the Commission is purely advisory, so the method of appointing its members does not present Appointments Clause problems.

OMB recommends approval of the bill, and the other affected agencies have no objection to approval. I have reviewed the memorandum for the President prepared by Director Stockman, and the bill itself, and have no objection to approval.

WHITE HOUSE STAFFING MEMORANDUM

DATE: 8/20/84 ACTION/CONCURRENCE/COMMENT DUE BY: 9:00 A.M. 8/21/84

SUBJECT: ENROLLED BILL S. 746 - ESTABLISHMENT OF THE ILLINOIS AND MICHIGAN CANAL NATIONAL HERITAGE CORRIDOR, AND ENLARGEMENT OF THE JEFFERSON NATIONAL EXPANSION MEMORIAL

	ACTION FYI			ACTION FYI	
VICE PRESIDENT	<input type="checkbox"/>	<input type="checkbox"/>	MURPHY	<input type="checkbox"/>	<input checked="" type="checkbox"/>
MEESE	<input type="checkbox"/>	<input checked="" type="checkbox"/>	OGLESBY	<input checked="" type="checkbox"/>	<input type="checkbox"/>
BAKER	<input type="checkbox"/>	<input checked="" type="checkbox"/>	ROGERS	<input type="checkbox"/>	<input type="checkbox"/>
DEAVER	<input type="checkbox"/>	<input checked="" type="checkbox"/>	SPEAKES	<input type="checkbox"/>	<input checked="" type="checkbox"/>
STOCKMAN	<input type="checkbox"/>	<input type="checkbox"/>	SVAHN	<input checked="" type="checkbox"/>	<input type="checkbox"/>
DARMAN	<input type="checkbox"/>	<input checked="" type="checkbox"/>	VERSTANDIG	<input checked="" type="checkbox"/>	<input type="checkbox"/>
FIELDING	<input checked="" type="checkbox"/>	<input type="checkbox"/>	WHITTLESEY	<input checked="" type="checkbox"/>	<input type="checkbox"/>
FULLER	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<u>ELLIOTT</u>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
HERRINGTON	<input type="checkbox"/>	<input type="checkbox"/>	_____	<input type="checkbox"/>	<input type="checkbox"/>
HICKEY	<input type="checkbox"/>	<input type="checkbox"/>	_____	<input type="checkbox"/>	<input type="checkbox"/>
McFARLANE	<input type="checkbox"/>	<input checked="" type="checkbox"/>	_____	<input type="checkbox"/>	<input type="checkbox"/>
McMANUS	<input type="checkbox"/>	<input type="checkbox"/>	_____	<input type="checkbox"/>	<input type="checkbox"/>

REMARKS:

May we have your comments on the attached Enrolled Bill by 9:00 a.m. tomorrow, August 21. Thank you.

Please Note: This Bill is tentatively scheduled to be signed in ceremony in Illinois on Friday.

RESPONSE:

1984 AUG 20 PM 6:02

Richard G. Darman
Assistant to the President
Ext. 2702



EXECUTIVE OFFICE OF THE PRESIDENT

OFFICE OF MANAGEMENT AND BUDGET

WASHINGTON, D.C. 20503

1984 AUG 20 PM 5:07

AUG 20 1984

MEMORANDUM FOR THE PRESIDENT

Subject: Enrolled Bill S. 746 - Establishment of the Illinois and Michigan Canal National Heritage Corridor, and Enlargement of the Jefferson National Expansion Memorial

Sponsors - Senator Percy (R) Illinois and 2 others

Last Day for Action

August 29, 1984 - Wednesday

Purpose

(1) Establishes the Illinois and Michigan Canal National Heritage Corridor in Illinois; (2) establishes a Commission to manage the Corridor; (3) authorizes the Secretary of the Interior to acquire 100 acres of land in East Saint Louis, Illinois, to be added to the Jefferson National Expansion Memorial; and (4) establishes a Commission to make recommendations to the Secretary regarding management of the East Saint Louis property.

Agency Recommendations

Office of Management and Budget	Approval
Department of Commerce	No objection
Department of the Army	No objection
United States Postal Service	No objection
Environmental Protection Agency	No objection
Department of Transportation	No objection
General Services Administration	No objection
Department of Housing and Urban Development	No objection (informally)
Smithsonian Institution	No objection (informally)
Office of Personnel Management	No objection (informally)
Council on Environmental Quality	No comment (informally)
Department of the Treasury	No comment (informally)
✓ Department of the Interior	Cites Concerns
Department of Justice	Defers to Interior

Discussion

Illinois and Michigan Canal

A canal linking Lake Michigan with the Illinois River was first envisioned by French explorers in the 17th century as a way to connect the Great Lakes and St. Lawrence River waterway system to the Mississippi River system. Congress first authorized construction of such a canal in 1822, and by 1848 the 100-mile Illinois and Michigan Canal was completed. Over the years, the Canal has served as a catalyst to the industrialization of the area. Today the Canal is a registered National Historic Landmark. Three other such Landmarks are located along the banks of the Canal, as well as about 200 structures listed on the National Register of Historic Places and 39 areas listed on the Illinois Natural Areas inventory.

To preserve the area's historic and natural resources while fostering economic growth, title I of S. 746 would establish the Illinois and Michigan Canal National Heritage Corridor and a Commission to manage the Corridor. The Illinois and Michigan Canal National Heritage Corridor Commission would have 19 members, including the Director of the National Park Service and 18 others appointed by the Secretary of the Interior. The Commission would be required to (1) manage the Corridor for both preservation and economic growth purposes; (2) develop interpretive materials; (3) provide technical assistance to State, local, and private landowners in the Corridor; (4) prepare an economic impact analysis before funding any land acquisition or major capital improvement project; and (5) prepare annual reports on its activities for the Governor of Illinois and the Secretary of the Interior.

The Commission would terminate after 10 years, unless extended for an additional five years with the approval of the Secretary of the Interior and the Governor of Illinois. With regard to approval of such an extension, Justice advises that only the Secretary, and not the Governor, could constitutionally exercise the disapproval authority provided by the bill. Justice concedes that it would be very unlikely for the Governor to disagree with the Commission should it seek an extension; nevertheless Justice asks that you notify the Secretary of the Interior in writing that "he should ignore as legally irrelevant any position the Governor may take on that issue." ✓

Title I of S. 746 would also require the Secretary of the Interior to (1) provide technical assistance to the Commission; (2) detail two employees to the Commission; (3) prepare, in consultation with the Commission, inventories of various resources of the Corridor; and (4) convey all Federal interests in the Canal to the State of Illinois, subject to reversion to the United States should the Canal be used for other than public purposes.

Finally, title I of the enrolled bill would (1) require other Federal agencies conducting programs affecting the Corridor to consult the Commission and the Secretary of the Interior to avoid adversely affecting the Corridor; (2) state that establishment of the Corridor would not affect any environmental, occupational, safety, or other law or regulation in effect in the Corridor; and (3) authorize annual appropriations of \$250,000 to the Commission to carry out its duties, and such sums as are necessary to the Secretary of the Interior for similar purposes.

Jefferson National Expansion Memorial

Title II of S. 746 would authorize the Secretary of the Interior to acquire 100 acres of land on the eastern bank of the Mississippi River in East Saint Louis, Illinois, to be added to the Jefferson National Expansion Memorial in Saint Louis, Missouri, where the Gateway Arch is located. Title II would also create a 20-member Commission, including the Governors of Illinois and Missouri; six other State and local officials; six appointees of the Secretary of the Interior; and the Secretaries of the Interior, Housing and Urban Development, Transportation, the Treasury, Commerce, and the Smithsonian Institution. The Commission would prepare a development and management plan for the Memorial for consideration by the Secretary, including an examination of the feasibility of establishing a museum of American ethnic culture as part of the Memorial. The Commission would terminate after ten years. Under title II, the Secretary could approve the plan only if he finds that:

- it is consistent with the Saint Louis, Missouri, portion of the Memorial;
- there are binding commitments, from sources other than those authorized by S. 746, to fund land acquisition and development sufficient to implement the plan; and
- there are binding commitments to fund all management costs of the East Saint Louis portion that exceed \$350,000 per year.

Pending submission of the plan, any Federal agency conducting activities in East Saint Louis would be required to consult with the Secretary and, to the maximum extent practicable, act to avoid adverse effects on the Memorial. Finally, title II would authorize, subject to approval of the plan, appropriations of \$1 million for land acquisition and \$1.25 million for development.

Legislative History

Title I of the enrolled bill reflects the major recommendations made by the Administration on S. 746 and the House companion measure, H.R. 2014, sponsored by Representative Corcoran (R-Illinois) and 21 others. However, in written reports to both Houses from the Department of the Interior, and in a policy statement to the House during floor consideration of its bill, the Administration expressed serious concerns with title II, noting that:

- the East Saint Louis tract of land is not of national significance;
- the land is not suitable for Federal acquisition or inclusion in the National Park System, due to its industrial nature; and
- the advisory Commission is unnecessary and administratively burdensome.

The Congress responded by (1) lowering the acreage authorized for acquisition in East Saint Louis from 350 to 100 acres; (2) lowering the land acquisition funding authorization from \$2.75 million to \$1 million; (3) changing the role of the Memorial Commission to make it more advisory in nature; and (4) conditioning the Secretary's approval of the Commission's plan on his finding that non-Federal funding is available for acquisition and development costs, as explained above. As Representative Corcoran stated during final House floor consideration, these changes were incorporated as a result of an agreement between Representatives Price and Simon (both D-Illinois), Seiberling (D-Ohio), and Senators Percy and McClure.

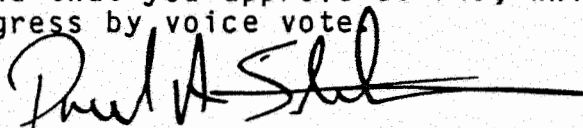
Agency Views

The Department of the Interior expresses serious reservations about title II of S. 746 in its views letter on the enrolled bill. Interior reiterates its opposition to inclusion of the East Saint Louis site in the National Park System. Interior also notes, however, that the enrolled bill is more discretionary than earlier versions of the bill, and that "we would anticipate no exercise of the Federal acquisition authority contained in title II." Interior concludes, therefore, that given its support for title I of the enrolled bill and the discretionary nature of the final version of title II, its remaining concerns regarding title II do not warrant disapproval of the bill. ✓

Justice advises in its views letter on the enrolled bill that "The methods in which the members of the two Commissions are appointed do not raise a constitutional problem." Accordingly, Justice defers to Interior for a recommendation on S. 746. ✓

Conclusion and Recommendation

I concur in Interior's assessment that title II of S. 746 is undesirable and would, if fully implemented, involve the Federal Government in activities better left to the private sector. I also agree, however, that given the discretionary nature of title II, its potential problems can be avoided and do not outweigh the Administration's support for the Illinois and Michigan Canal. Accordingly, I recommend that you approve S. 746, which passed both Houses of the Congress by voice vote.



David A. Stockman
Director

Enclosures

**ILLINOIS AND MICHIGAN CANAL
NATIONAL HERITAGE CORRIDOR
ACT OF 1984**

AND

**JEFFERSON NATIONAL EXPANSION
MEMORIAL AMENDMENTS ACT
OF 1984**

Public Law 98-398
98th Congress

An Act

Aug. 24, 1984
[S. 746]

To establish the Illinois and Michigan Canal National Heritage Corridor in the State of Illinois, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,

Illinois and
Michigan Canal
National
Heritage
Corridor Act of
1984.
Conservation.
Historic
preservation.
16 USC 461 note.

TITLE I

SHORT TITLE

SEC. 101. This title may be cited as the "Illinois and Michigan Canal National Heritage Corridor Act of 1984".

FINDINGS; PURPOSE

16 USC 461 note.

SEC. 102. (a) FINDINGS.—The Congress makes the following findings:

(1) An abundance of sites and structures within the corridor defined by the Illinois and Michigan Canal from Chicago, Illinois, to LaSalle-Peru, Illinois, symbolize in physical form the cultural evolution from prehistoric aboriginal tribes living in naturally formed ecosystems through European exploration, nineteenth century settlement, commerce, and industry right up to present-day social patterns and industrial technology.

(2) The corridor has become one of the most heavily industrialized regions of the Nation and has potential for further economic expansion and modernization. The area in which the corridor is located is currently experiencing high rates of unemployment and industrial migration. Establishment of the corridor as provided in this Act may provide the stimulus required to retain existing industry and to provide further industrial growth and commercial revitalization.

(3) Despite efforts by the State, political subdivisions of the State, volunteer associations, and private business, the cultural, historical, natural, and recreational resources of the corridor have not realized full potential social value and may be lost without assistance from the Federal Government.

(b) PURPOSE.—It is the purpose of this title to retain, enhance, and interpret, for the benefit and inspiration of present and future generations, the cultural, historical, natural, recreational, and economic resources of the corridor, where feasible, consistent with industrial and economic growth.

DEFINITIONS

16 USC 461 note.

SEC. 103. For purposes of this title—

(1) the term "canal" means the Illinois and Michigan Canal, as depicted on the map referred to in section 104(b);

(2) the term "Commission" means the Illinois and Michigan Canal National Heritage Corridor Commission established in section 105;

(3) the term "corridor" means the Illinois and Michigan Canal National Heritage Corridor established in section 104(a);

(4) the term "Governor" means the Governor of the State of Illinois;

(5) the term "National Park Service report" means the report of the National Park Service, dated November 1981, which contains a conceptual plan and implementation strategies for the corridor;

(6) the term "plan" means the goals, objectives, and action statements of the conceptual plan which—

(A) is contained in the National Park Service report; and

(B) may be modified by the Commission under section 108(h);

(7) the term "political subdivision of the State" means any political subdivision of the State of Illinois, any part of which is located in or adjacent to the corridor, including counties, townships, cities, towns, villages, park districts, and forest preserve districts;

(8) the term "Secretary" means the Secretary of the Interior; and

(9) the term "State" means the State of Illinois.

ESTABLISHMENT, BOUNDARIES, AND ADMINISTRATION OF CORRIDOR

SEC. 104. (a) ESTABLISHMENT.—To carry out the purpose of this title, there is established the Illinois and Michigan Canal National Heritage Corridor.

16 USC 461 note.

(b) **BOUNDARIES.**—(1) The corridor shall consist of the areas depicted on the map dated May 1983, and numbered IMC-80,000, entitled "Illinois and Michigan Canal National Heritage Corridor". Such map shall be on file and available for public inspection in the offices of the Commission and in the offices of the National Park Service.

Public availability.

(2) Upon a request of the Commission signed by not less than twelve members of the Commission, the Secretary may make minor revisions in the boundaries of the corridor. Any such revision shall take effect upon publication by the Secretary in the Federal Register of a revised boundary map.

Effective date. Federal Register, publication.

(c) **ADMINISTRATION.**—The corridor shall be administered in accordance with this Act.

ESTABLISHMENT OF ILLINOIS AND MICHIGAN CANAL NATIONAL HERITAGE CORRIDOR COMMISSION

SEC. 105. There is established a commission to be known as the Illinois and Michigan Canal National Heritage Corridor Commission which shall carry out the duties specified in section 109.

16 USC 461 note.

ORGANIZATION OF COMMISSION

SEC. 106. (a) MEMBERSHIP.—The Commission shall be composed of nineteen members as follows:

16 USC 461 note.

(1) The Director of the National Park Service, ex officio, or a delegate.

✓ (2) Three individuals, nominated by the Governor and appointed by the Secretary, who will represent the interests of State and local government.

(3) One member of the board of a forest preserve district, any part of which is located in or adjacent to the corridor, who shall be nominated by the Governor and appointed by the Secretary. Appointments made under this paragraph shall rotate among the three forest preserve districts, parts of which are located in the corridor, in a manner which will ensure fairly equal representation on the Commission for each such district.

(4) One member of the county board of each county, any part of which is located in the corridor (other than the county which is represented on the Commission by the member appointed under paragraph (5)), who shall be nominated by the Governor and appointed by the Secretary.

(5) Five individuals, nominated by the Governor and appointed by the Secretary, who will represent the interests of history, archaeology, and historic preservation; of recreation; and of conservation.

(6) Five individuals, nominated by the Governor and appointed by the Secretary, who will represent the interests of business and industry.

✓ The Secretary may request that additional names be submitted for members appointed pursuant to paragraphs (2) through (6). Members appointed under paragraphs (5) and (6) shall be selected with due consideration to equitable geographic distribution. A vacancy in the Commission shall be filled in the manner in which the original appointment was made.

(b) **TERMS.**—(1) Except as provided in paragraphs (2) and (3), members of the Commission shall be appointed for terms of three years.

(2) Of the members of the Commission first appointed under paragraphs (2), (3), (4), (5), and (6) of subsection (a)—

(A) six shall be appointed for terms of one year;

(B) six shall be appointed for terms of two years; and

(C) six shall be appointed for terms of three years, as designated by the Governor at the time of nomination.

(3) Any member of the Commission appointed to fill a vacancy occurring before the expiration of the term for which his predecessor was appointed shall be appointed only for the remainder of such term. A member of the Commission may serve after the expiration of his term until his successor has taken office.

(c) **COMPENSATION.**—Members of the Commission shall receive no pay on account of their service on the Commission, but while away from their homes or regular places of business in the performance of services for the Commission, members of the Commission shall be allowed travel expenses, including per diem in lieu of subsistence, in the same manner as persons employed intermittently in the Government service are allowed expenses under section 5703 of title 5, United States Code.

(d) **CHAIRPERSON.**—(1) The chairperson of the Commission shall be elected by the members of the Commission from among members appointed under paragraphs (5) and (6) of subsection (a).

(2)(A) Except as provided in subparagraph (B), the term of the chairperson shall be two years.

(B) If a member is appointed to a term on the Commission which is less than two years and is elected chairperson of the Commission,

then such member's term as chairperson shall expire at the end of such member's term on the Commission.

(e) **QUORUM.**—(1) Ten members of the Commission shall constitute a quorum, but a lesser number may hold hearings.

(2) Any member of the Commission may vote by means of a signed proxy exercised by another member of the Commission, but any member so voting shall not be considered present for purposes of establishing a quorum.

(3) The affirmative vote of not less than ten members of the Commission shall be required to approve the budget of the Commission.

(f) **MEETINGS.**—The Commission shall meet at least quarterly at the call of the chairperson or ten of its members. Meetings of the Commission shall be subject to section 552b of title 5, United States Code (relating to open meetings).

STAFF OF COMMISSION

SEC. 107. (a) DIRECTOR AND STAFF.—(1) The Commission shall have a Director who shall be appointed by the Commission and who shall be paid at a rate not to exceed the minimum rate of basic pay payable for level GS-15 of the General Schedule.

16 USC 461 note.

(2) The Commission may appoint such additional staff personnel as the Commission considers appropriate and may pay such staff at rates not to exceed the minimum rate of basic pay payable for level GS-15 of the General Schedule. Such staff may include specialists in areas such as interpretation, historic preservation, recreation, conservation, commercial and industrial development and revitalization, financing, and fundraising.

5 USC 5332 note.

(3) Except as otherwise provided in this subsection, such Director and staff—

(A) shall be appointed subject to the provisions of title 5, United States Code, governing appointments in the competitive service; and

(B) shall be paid in accordance with the provisions of chapter 51 and subchapter III of chapter 53 of such title relating to classification and General Schedule pay rates.

5 USC 5101 *et seq.*, 5331.

(b) **EXPERTS AND CONSULTANTS.**—Subject to such rules as may be adopted by the Commission, the Commission may procure temporary and intermittent services to the same extent as is authorized by section 3109(b) of title 5, United States Code, but at rates determined by the Commission to be reasonable.

(c) **STAFF OF OTHER AGENCIES.**—(1) Upon request of the Commission, the head of any Federal agency may detail, on a reimbursable basis, any of the personnel of such agency to the Commission to assist the Commission in carrying out the Commission's duties under section 109.

(2) The Commission may accept the services of personnel detailed from the State or any political subdivision of the State and may reimburse the State or such political subdivision for such services.

POWERS OF COMMISSION

SEC. 108. (a) HEARINGS.—(1) The Commission may, for the purpose of carrying out this title, hold such hearings, sit and act at such times and places, take such testimony, and receive such evidence, as the Commission considers appropriate.

16 USC 461 note.

(2) The Commission may not issue subpoenas or exercise any subpoena authority.

(b) **POWERS OF MEMBERS AND AGENTS.**—Any member or agent of the Commission, if so authorized by the Commission, may take any action which the Commission is authorized to take by this title.

(c) **ADMINISTRATIVE SUPPORT SERVICES.**—The Administrator of General Services shall provide to the Commission, on a reimbursable basis, such administrative support services as the Commission may request.

(d) **MAILS.**—The Commission may use the United States mails in the same manner and under the same conditions as other departments and agencies of the United States.

(e) **USE OF APPROPRIATED AMOUNTS TO OBTAIN FEDERAL FUNDING.**—Notwithstanding any other provision of law, for purposes of any law conditioning the receipt of Federal funding on a non-Federal contribution, any portion of the amounts appropriated pursuant to section 116 of this title may, at the election of the Commission, be used as such non-Federal contribution.

(f) **GIFTS.**—(1) Except as provided in subsection (g)(2)(B), the Commission may, for purposes of carrying out its duties, seek, accept, and dispose of gifts, bequests, or donations of money, personal property, or services, received from any source.

26 USC 170.

(2) For purposes of section 170(c) of the Internal Revenue Code of 1954, any gift to the Commission shall be deemed to be a gift to the United States.

(g) **ACQUISITION OF REAL PROPERTY.**—(1) Except as provided in paragraph (2) and except with respect to any leasing of facilities under subsection (c) of this section, the Commission may not acquire any real property or interest in real property.

(2) Subject to paragraph (3) of this subsection, the Commission may acquire real property, or interests in real property, in the corridor—

(A) by gift or devise; or

(B) by purchase from a willing seller.

(3) Any real property or interest in real property acquired by the Commission under paragraph (2) shall be conveyed by the Commission to an appropriate public or private land managing agency with the consent of such agency, as determined by the Commission. Any such conveyance shall be made—

(A) as soon as practicable after such acquisition;

(B) without consideration; and

(C) on the condition that the real property or interest in real property so conveyed is used for public purposes, consistent with the plan.

(h) **MODIFICATION OF PLAN.**—The Commission may modify the plan if the Commission determines that such modification is necessary to carry out the purpose of this Act. No such modification shall take effect until—

(1) the State and any political subdivision of the State which would be affected by such modification receives notice of such modification; and

(2) if such modification is significant (as determined by the Commission) the Commission—

(A) provides adequate notice (as determined by the Commission) of such modification by publication in the area of the corridor; and

(B) conducts a public hearing with respect to such modification.

(i) **COOPERATIVE AGREEMENTS.**—For purposes of carrying out the plan, the Commission may enter into cooperative agreements with the State, with any political subdivision of the State, or with any person. Any such cooperative agreement shall, at a minimum, establish procedures for providing notice to the Commission of any action proposed by the State, such political subdivision, or such person which may affect the implementation of the plan.

(j) **ADVISORY GROUPS.**—The Commission may establish such advisory groups as the Commission deems necessary to ensure open communication with, and assistance from, the State, political subdivisions of the State, and interested persons.

DUTIES OF COMMISSION

SEC. 109. (a) IMPLEMENTATION OF PLAN.—The Commission shall implement and support the plan as follows: 16 USC 461 note.

(1)(A) The Commission shall assist the State, any political subdivision of the State, or any nonprofit organization in the appropriate preservation treatment and renovation (in accordance with the plan) of structures of the canal.

(B) In providing such assistance, the Commission shall in no way infringe upon the authorities and policies of the State or of any political subdivision of the State concerning the management of canal property.

(C) In providing such assistance or in carrying out any other provision of this Act, the Commission shall not be required to adopt the specifics recommended in the Historic American Engineering Record study published in April 1981.

(2)(A) The Commission shall assist the State or any political subdivision of the State in establishing and maintaining intermittent recreational trails which are compatible with economic development interests in the corridor.

(B) In providing such assistance, the Commission shall in no way infringe upon the authorities and policies of the State or of any political subdivision of the State.

(3) The Commission shall encourage private owners of property which is located in or adjacent to the corridor to retain voluntarily, as a good neighbor policy, a strip of natural vegetation as a visual screen and natural barrier between recreational trails established under paragraph (2) and development in the corridor.

(4) The Commission shall assist in the preservation and enhancement of Natural Areas Inventory, prepared by the Illinois Department of Conservation—

(A) by encouraging private owners of such natural areas to adopt voluntary measures for the preservation of such natural areas; or

(B) by cooperating with the State or any political subdivision of the State in acquiring, on a willing seller basis, any such natural area.

In providing such assistance, the Commission shall in no way infringe upon the authorities and policies of the State or of any political subdivision of the State.

(5) The Commission shall assist in the enhancement of public awareness of, and appreciation for, the historical, architectural,

and engineering structures in the corridor and the archaeological and geological resources and sites in the corridor—

(A) by consulting with the Secretary with respect to inventories to be completed by the Secretary under section 112(1);

(B) by encouraging private owners of structures, sites, and resources identified in such inventories to adopt voluntary measures for the preservation of such structures, sites, and resources; or

(C) by cooperating with the State or any political subdivision of the State in acquiring, on a willing seller basis, any structure, site, or resource so identified.

(6) The Commission may assist the State, any political subdivision of the State, or any nonprofit organization in the restoration of any historic building in the corridor.

Such assistance may include providing technical staff assistance for historic preservation and revitalization efforts.

(7) The Commission shall assist in the interpretation of the cultural and natural resources of the corridor—

(A) by consulting with the Secretary with respect to the implementation of the Secretary's duties under section 112(2);

(B) by establishing visitor orientation centers in the corridor;

(C) by encouraging voluntary cooperation and coordination between the Federal Government, the State, political subdivisions of the State, and nonprofit organizations with respect to ongoing interpretative services in the corridor; and

(D) by encouraging the State, political subdivisions of the State, and nonprofit organizations to undertake new interpretative initiatives with respect to the corridor.

(8) The Commission shall assist in establishing recognition for the corridor by actively promoting the cultural, historical, natural, and recreational resources of the corridor on a community, regional, statewide, national, and international basis.

(b) **ENCOURAGEMENT OF ECONOMIC AND INDUSTRIAL DEVELOPMENT.**—The Commission shall encourage, by appropriate means, enhanced economic and industrial development in the corridor consistent with the goals of the plan.

(c) **ACCESS ROUTES AND TRAFFIC.**—The Commission shall take appropriate action to ensure that—

(1) access routes to the canal and related sites are clearly identified; and

(2) traffic in the corridor is routed away from industrial access routes and sites.

(d) **PROTECTIVE FEATURES.**—(1) The Commission may finance the installation of a fence, warning sign, or other protective feature in the corridor by the State, by any political subdivision of the State, or by any person if such fence, sign, or other feature is approved by the Commission, any affected governmental body, and the owner and any user of property located adjacent to the property on which such fence, sign, or other feature is to be installed.

(2) The Commission shall not require the installation of any fence, warning sign, or other protective feature.

(e) **REDUCING EXCESSIVE LIABILITY.**—The Commission shall encourage the State to take appropriate action to ensure that owners and

users of property located in or adjacent to the corridor will not be subject to excessive liability with respect to activities which are carried out by such owners and users on such property and which affect persons and property in the corridor.

(f) **ANNUAL REPORTS.**—Not later than May 15 of each year (other than the year in which this Act is enacted) the Commission shall publish and submit an annual report concerning the Commission's activities to the Governor and to the Secretary.

RESTRICTIONS ON COMMISSION

SEC. 110. (a) RESTRICTIONS ON COMMISSION'S DEVELOPMENT.—(1) 16 USC 461 note. The Commission may not develop any site or structure in any area described in paragraph (2) unless such development involves the restoration, rehabilitation, or preservation of a facility existing on the date of the enactment of this Act.

(2) The areas referred to in paragraph (1) are the following areas:

(A) Any area in the corridor designated by the political subdivision of the State which has primary responsibility for regulating land use in such areas (as determined by the Commission) as suitable for industrial development. Areas so designated may include any area adjacent to the Illinois and Michigan Canal State Park, a conservation site, a historical site, or other visitor area.

(B) The area of the corridor in Grundy County, Illinois, extending from Morris, Illinois, to the eastern boundary of section 22, Aux Sable Township, but not including—

(i) lock eight and lock tender's house (identified as sites 1 and 2, respectively, on the map described in section 104(b));

(ii) Rutherford tavern, the old mule barn, and the historic cemetery (identified as sites 3, 4, and 5, respectively, on such map); and

(iii) any trail in such area which follows the historic towpath of the canal.

(C) The area of the corridor in Will County, Illinois, which extends from a line created from Interstate 55 to the center of the sailing line in the Des Plaines River, west on center line of sailing line to the intersection of the line formed by the eastern edge of sections 30 and 31 of Channahon Township east through Brandon Pool, but not including the trail in such area which follows the historic towpath of the canal.

(D) The area of the corridor in Will County, Illinois, which extends from the southern boundary of section 14, Lockport Township, to the eastern boundary of section 25, DuPage Township.

(b) **RESTRICTIONS ON DEVELOPMENT OF TRAILS.**—The Commission may not develop any new trail along the canal or historic towpath of the canal through industrial sites or railroad rights of way without concurrence of the owner, which—

(1) are located north of the city of Joliet, Illinois; and

(2) existed on the date of the enactment of this Act.

TERMINATION OF COMMISSION

SEC. 111. (a) TERMINATION.—Except as provided in subsection (b), 16 USC 461 note. the Commission shall terminate on the day occurring ten years after the date of the enactment of this Act.

(b) **EXTENSION.**—The Commission may extend the life of the Commission for a period of not more than five years beginning on the day referred to in subsection (a) if, not later than one hundred and eighty days before such day—

- (1) the Commission determines such extension is necessary in order for the Commission to carry out the purpose of this title;
- (2) the Commission submits such proposed extension to the Committee on Interior and Insular Affairs of the House of Representatives and to the Committee on Energy and Natural Resources of the Senate; and
- (3) the Governor and the Secretary each approve such extension.

DUTIES OF THE SECRETARY

16 USC 461 note. **SEC. 112.** To carry out the purpose of this Act, the Secretary shall have the following duties:

(1) Not later than September 30, 1985, and in consultation with the Commission, the Secretary shall complete—

(A) an inventory of sites and structures of historical, architectural, or engineering significance in the corridor; and

(B) an inventory of sites and resources of archaeological or geological significance in the corridor.

(2) Not later than September 30, 1986, in consultation with the Commission and in accordance with the plan, the Secretary shall—

(A) develop a thematic structure for the interpretation of the heritage story of the corridor; and

(B) design and fabricate interpretative materials based on such thematic structure, including—

(i) trail guide brochures for exploring such heritage story via private auto, bus, bike, boat, or foot, including brochures for exploring such heritage story in towns along the canal;

(ii) visitor orientation displays (including video presentations) at eight locations which are fairly distributed along the corridor;

(iii) a curriculum element for local schools; and

(iv) an appropriate mobile display depicting such heritage story.

(3) The Secretary shall, upon request of the Commission, provide technical assistance to the Commission in carrying out the provisions of section 109(a)(6). Such assistance may include recommendations concerning appropriate preservation treatment, adaptive reuse potential, strategies for finding private investors, and tax advantages available with respect to such rehabilitation.

(4) The Secretary shall make available to interested persons information which explains tax advantages available with respect to the rehabilitation of historical structures in the corridor.

(5) For each fiscal year during the life of the Commission, the Secretary shall make available to interested persons brochures which explain tax advantages available with respect to the rehabilitation of historical structures in the corridor.

(6) For each fiscal year during the life of the Commission, the Secretary shall detail to the Commission, on a nonreimbursable basis, two employees of the Department of the Interior to enable the Commission to carry out the Commission's duties under section 109.

DUTIES OF OTHER FEDERAL ENTITIES

SEC. 113. Any Federal entity conducting or supporting significant activities directly affecting the corridor shall— 16 USC 461 note.

(1) consult with the Secretary and the Commission with respect to such activities;

(2) cooperate with the Secretary and the Commission in carrying out their duties under this Act and, to the maximum extent practicable, coordinate such activities with the carrying out of such duties; and

(3) to the maximum extent practicable, conduct or support such activities in a manner which the Commission determines will not have an adverse effect on the resources cited in the National Park Service report.

CONVEYANCE OF CANAL TITLE BY UNITED STATES

SEC. 114. (a) CONVEYANCE TO STATE.—(1) Except as provided in subsection (b), the United States shall convey to the State by quitclaim deed any right, title, or interest of the United States to the real property described in the Act entitled "An Act relinquishing to the State of Illinois certain right, title, or interest of the United States of America, and for other purposes", approved July 1, 1947 (61 Stat. 237), comprising approximately two thousand six hundred acres. The instrument of conveyance shall require that, except as provided in paragraph (2) such real property be used and occupied only for highway, park, recreational, or other public purposes, including those provided for under this Act. Such real property may be leased for utility or transmission purposes (or may be transferred or leased for park, recreation, or other public purposes consistent with the plan) if the revenue from any such lease or transfer is used for park and recreational purposes within the corridor. Real property. 16 USC 461 note.

(2) The State, or its successors or assigns, may continue to lease for any purpose any portion of the real property described in subsection (a) which was leased on or before February 9, 1984, so long as the revenue from such lease is used for park or recreational purposes within the corridor. Any private person occupying any portion of the real property described in subsection (a) may continue to occupy such real property with the written permission of the State (or of any successor or assign of the State in the case of any property which has been transferred to a successor or assign).

(3) Except as provided in paragraph (2), if any real property conveyed to the State under this section ceases to be used and occupied as provided in paragraph (1), then any right, title, or interest in the real property not so used and occupied shall revert to the United States. The conveyance by the United States under this subsection shall be subject to the condition that the State of Illinois, its successors, and assigns agree to hold the United States harmless from claims arising from or through the operations of the lands conveyed by the United States due to conditions existing at the time of this conveyance. Claims.

Navigation
project.

(b) **CONSENT OF SECRETARY OF ARMY.**—The interests in the canal prism and towpath lands (including reserved lands) in township 37 north, range 11 east, section 14; township 35 north, range 10 east, sections 9 and 16; township 35 north, range 10 east, sections 16, 20, and 21; township 34 north, range 9 east, section 31; and township 34 north, range 8 east, sections 22, 23, 25, 26, and 36, necessary for the operation and maintenance of the Illinois Waterway navigation project may be conveyed under subsection (a) only with the concurrence of the Secretary of the Army with such conditions as necessary to protect the navigation project.

**EFFECT ON ENVIRONMENTAL AND OTHER STANDARDS; RESTRICTIONS;
SAVINGS PROVISIONS**

16 USC 461 note.

SEC. 115. (a) EFFECT ON ENVIRONMENTAL AND OTHER STANDARDS.—(1) Nothing in this Act shall be deemed to impose any environmental, occupational, safety, or other rule, regulation, standard, or permit process which is different from those presently applicable, or which would be applicable, had the corridor not been established.

(2) The establishment of the corridor shall not impose any change in Federal environmental quality standards. No portion of the corridor which is subject to part C of title I of the Clean Air Act (42 U.S.C. 7470 et seq.), as amended by the Clean Air Act Amendments of 1977, may be designated as class 1 for purposes of such part C solely by reason of the establishment of the corridor.

Water.

(3) No State or Federal agency shall impose more restrictive water use designations or water quality standards upon uses of, or discharges to, waters of the State or waters of the United States, within or adjacent to the corridor solely by reason of the establishment of the corridor.

(4) Nothing in the establishment of the corridor shall abridge, restrict, or alter any applicable rule, regulation, standard or review procedure for permitting of facilities within or adjacent to the corridor.

(5) Nothing in the establishment of the corridor shall affect the continuing use and operation, as presently located, of all public utilities and common carriers.

(6) Actions taken under this title to achieve the purposes described in section 102(b) shall emphasize voluntary cooperation.

(b) **RESTRICTIONS ON COMMISSION AND SECRETARY.**—Nothing in this title shall be construed to vest in the Commission or the Secretary any authority—

(1) to require the State, any political subdivision of the State, or any private person to participate in any project or program carried out by the Commission or the Secretary under this title;

(2) to intervene as a party in any administrative or judicial proceeding concerning the application or enforcement of any regulatory authority of the State or any political subdivision of the State, including any authority relating to land use regulation, environmental quality, licensing, permitting, easements, private land development, or other occupational or access issues;

(3) to establish or modify any regulatory authority of the State or of any political subdivision of the State, including any authority relating to land use regulation, environmental quality, or pipeline or utility crossings;

(4) to modify any policy of the State or of any political subdivision of the State; or

(5) to establish or modify any authority of the State or of any political subdivision of the State with respect to the acquisition of lands or interests in lands.

(c) SAVINGS PROVISION.—Nothing in this title shall diminish, enlarge, or modify any right of the State or of any political subdivision of the State—

(1) to exercise civil and criminal jurisdiction within the corridor; or

(2) to tax persons, corporations, franchises, or property, including minerals and other interests in or on lands or waters within the corridor.

AUTHORIZATION OF APPROPRIATIONS; ALLOCATION OF AMOUNTS FOR CERTAIN PURPOSES

SEC. 116. (a) AUTHORIZATION OF APPROPRIATIONS.—(1) For each fiscal year which commences after September 30, 1984, there is authorized to be appropriated—

(A) to the Commission a sum not to exceed \$250,000 to carry out the Commission's duties under this title; and

(B) to the Secretary such sums as may be necessary to carry out the Secretary's duties under this title.

(2) Any sum appropriated under paragraph (1) shall remain available until expended.

(b) ALLOCATION OF AMOUNTS FOR CERTAIN PURPOSES.—Not less than 5 per centum of the aggregate amount available to the Commission from all sources for a fiscal year shall be used for carrying out each of the duties of the Commission specified in subsections (a)(1), (a)(2), (a)(3), (a)(4), (a)(5), (a)(6), (a)(7), (a)(8), and (b) of section 109.

COMPLIANCE WITH BUDGET ACT

SEC. 117. Any new spending authority described in subsection (c)(2)(A) of section 401 of the Congressional Budget Act of 1974 which is provided under this title shall be effective for any fiscal year only to such extent or in such amounts as are provided in appropriation Acts.

TITLE II

SEC. 201. (a) The Act of May 17, 1954 entitled "An Act to provide for the construction of the Jefferson National Expansion Memorial at the site of old Saint Louis, Missouri, in general accordance with the plan approved by the United States Territorial Expansion Memorial Commission, and for other purposes" (68 Stat. 98; 16 U.S.C. 450jj), is amended by inserting after section 3 the following new sections:

"SEC. 4. (a) The Secretary of the Interior is further authorized to designate for addition to the Jefferson National Expansion Memorial (hereinafter in this Act referred to as the 'Memorial') not more than one hundred acres in the city of East Saint Louis, Illinois, contiguous with the Mississippi River and between the Eads Bridge and the Poplar Street Bridge, as generally depicted on the map entitled 'Boundary Map, Jefferson National Expansion Memorial',

16 USC 401 note.

Effective date.
16 USC 461 note.
2 USC 651.

Jefferson
National
Expansion
Memorial
Amendments
Act of 1984.
Saint Louis, Mo.,
and East Saint
Louis, Ill.

Public
availability.
16 USC 450jj-3.

Gateway Arch.

numbered MWR-366/80,004, and dated February 9, 1984, which shall be on file and available for public inspection in the offices of the National Park Service, Department of the Interior. The additional acreage authorized by this section is in recognition of the historical significance of the Memorial site to the westward expansion of the United States and the historical linkage of this site on the Mississippi in both Missouri and Illinois to such expansion, the international recognition of the Gateway Arch, designed by Eero Saarinen, as one of the world's great sculptural and architectural achievements, and the increasing use of the Memorial site by millions of people from all over the United States and the world.

“(b) Within the area designated in accordance with this section, the Secretary of the Interior may acquire lands and interests in lands by donation, purchase with donated or appropriated funds, or exchange, except that lands owned by the State of Illinois or any political subdivision thereof may be acquired only by donation.

16 USC 450jj-4.

“SEC. 5. Where appropriate in the discretion of the Secretary of the Interior, he may transfer by lease or otherwise, to any appropriate person or governmental entity, land owned by the United States (or any interest therein) which has been acquired by the Secretary under section 4. Any such transfer shall be consistent with the management plan for the area and with the requirements of section 5 of the Act of July 15, 1968 (82 Stat. 356; 16 U.S.C. 4601-22) and shall be subject to such conditions and restrictions as the Secretary deems necessary to carry out the purposes of this Act, including terms and conditions which provide for—

16 USC 460l-22.

“(1) the continuation of existing uses of the land which are compatible with the Memorial,

“(2) the protection of the important historical resources of the leased area, and

“(3) the retention by the Secretary of such access and development rights as the Secretary deems necessary to provide for appropriate visitor use and resource management.

In transferring any lands or interest in lands under this section, the Secretary shall take into account the views of the Commission established under section 8.

Post, p. 1470.

16 USC 450jj-5.

Ante, p. 1467.

“SEC. 6. Lands and interests in lands acquired pursuant to section 4 shall, upon acquisition, be a part of the Memorial. The Secretary of the Interior shall administer the Memorial in accordance with this Act and the provisions of law generally applicable to units of the national park system, including the Act entitled ‘An Act to establish a National Park Service, and for other purposes’, approved August 25, 1916 (39 Stat. 535; 16 U.S.C. 1-4) and the Act of August 21, 1935 (49 Stat. 666; 16 U.S.C. 461-467). In the development, management, and operation of that portion of the Memorial which is added to the Memorial under section 4, the Secretary shall, to the maximum extent feasible, utilize the assistance of State and local government agencies and the private sector. For such purposes, the Secretary may, consistent with the management plan for the area, enter into cooperative agreements with the State, with any political subdivision of the State, or with any person. Any such cooperative agreement shall, at a minimum, establish procedures for providing notice to the Secretary of any action proposed by the State, such political subdivision, or such person, which may affect the area.

"Sec. 7. (a) There is hereby established the Jefferson National Expansion Memorial Commission (hereinafter in this Act referred to as the 'Commission').

"(b) The Commission shall be composed of twenty members as follows:

"(1) The county executive of Saint Louis County, Missouri, ex officio, or a delegate.

"(2) The chairman of the Saint Clair County Board of Supervisors, Illinois, ex officio, or a delegate.

"(3)(A) The executive director of the Bi-State Development Agency, Saint Louis, Missouri, ex officio, or a delegate.

"(B) A member of the Bi-State Development Agency, Saint Louis, Missouri, who is not a resident of the same State as the executive director of such agency, appointed by a majority of the members of such agency, or a delegate.

"(4) The mayor of the city of East Saint Louis, Illinois, ex officio, or a delegate.

"(5) The mayor of Saint Louis, Missouri, ex officio, or a delegate.

"(6) The Governor of the State of Illinois, ex officio, or a delegate.

"(7) The Governor of the State of Missouri, ex officio, or a delegate.

"(8) The Secretary of the Interior, ex officio, or a delegate.

"(9) The Secretary of Housing and Urban Development, ex officio, or a delegate.

"(10) The Secretary of Transportation, ex officio, or a delegate.

"(11) The Secretary of the Treasury, ex officio, or a delegate.

"(12) The Secretary of Commerce, ex officio, or a delegate.

"(13) The Secretary of the Smithsonian Institution, ex officio, or a delegate.

"(14) Three individuals appointed by the Secretary of the Interior from a list of individuals nominated by the mayor of East Saint Louis, Illinois, and the Governor of the State of Illinois.

"(15) Three individuals appointed by the Secretary of the Interior from a list of individuals nominated by the mayor of Saint Louis, Missouri, and the Governor of the State of Missouri.

Individuals nominated for appointment under paragraphs (14) and (15) shall be individuals who have knowledge and experience in one or more of the fields of parks and recreation, environmental protection, historic preservation, cultural affairs, tourism, economic development, city planning and management, finance, or public administration. A vacancy in the Commission shall be filled in the manner in which the original appointment was made.

"(c)(1) Except as provided in paragraphs (2) and (3), members of the Commission shall be appointed for terms of three years.

"(2) Of the members of the Commission first appointed under paragraphs (14) and (15) of subsection (c)—

"(A) two shall be appointed for terms of one year;

"(B) two shall be appointed for terms of two years; and

"(C) two shall be appointed for terms of three years;

as designated by the Secretary of the Interior at the time of appointment.

Jefferson
National
Expansion
Memorial
Commission,
establishment.
16 USC 450jj-6.

“(3) Any member of the Commission appointed to fill a vacancy occurring before the expiration of the term for which his predecessor was appointed shall be appointed only for the remainder of such term. A member of the Commission may serve after the expiration of his term until his successor has taken office.

“(d) Members of the Commission shall receive no pay on account of their service on the Commission, but while away from their homes or regular places of business in the performance of services for the Commission, members of the Commission shall be allowed travel expenses, including per diem in lieu of subsistence, in the same manner as persons employed intermittently in the Government service are allowed expenses under section 5703 of title 5, United States Code.

“(e) The chairperson of the Commission shall be elected by the members of the Commission.

“(f) Upon request of the Commission, the head of any Federal agency represented by members on the Commission may detail any of the personnel or such agency, or provide administrative services to the Commission to assist the Commission in carrying out the Commission's duties under section 8.

Infra.

“(g) The Commission may, for the purposes of carrying out the Commission's duties under section 8, seek, accept, and dispose of gifts, bequests, or donations of money, personal property, or services, received from any source.

Termination.

“(h)(1) Except as provided in paragraph (2), the Commission shall terminate on the day occurring ten years after the date of enactment of this section.

Extension.

“(2) The Secretary of the Interior may extend the life of the Commission for a period of not more than five years beginning on the day referred to in paragraph (1) if the Commission determines that such extension is necessary in order for the Commission to carry out this Act.

Development
plan.
16 USC 450jj-7.

“SEC. 8. (a) Within two years from the enactment of this section, the Commission shall develop and transmit to the Secretary a development and management plan for the East Saint Louis, Illinois, portion of the Memorial. The plan shall include—

“(1) measures for the preservation of the area's resources;

“(2) indications of types and general intensities of development (including visitor circulation and transportation patterns, systems, and modes) associated with public enjoyment and use of the area, including general locations, timing of implementation, and cost estimates;

“(3) identification of any implementation commitments for visitor carrying capacities for all areas of the area;

“(4) indications of potential modifications to the external boundaries of the area, the reasons therefore, and cost estimates;

“(5) measures and commitments for insuring that the development, management, and operation of the area in the State of Illinois are compatible with the portion of the Memorial in the State of Missouri;

“(6) opportunities and commitments for cooperative activities in the development, management, and operation of the East Saint Louis portion of the Memorial with other Federal, State, and local agencies, and the private sector; and

“(7) effective and appropriate ways to increase local participation in the management of the East Saint Louis portion of the

Memorial to help reduce the day-to-day operational and management responsibilities of the National Park Service and to increase opportunities for local employment.

“(b) The plan shall also identify and include—

“(1) needs, opportunities, and commitments for the aesthetic and economic rehabilitation of the entire East Saint Louis, Illinois, waterfront and adjacent areas, in a manner compatible with and complementary to, the Memorial, including the appropriate commitments and roles of the Federal, State, and local governments and the private sector; and

“(2) cost estimates and recommendations for Federal, State, and local administrative and legislative actions.

In carrying out its duties under this section, the Commission shall take into account Federal, State, and local plans and studies respecting the area, including the study by the National Park Service on the feasibility of a museum of American ethnic culture to be a part of any development plans for the Memorial.

“SEC. 9. (a) Upon completion of the plan, the Commission shall transmit the plan to the secretary for his review and approval of its adequacy and appropriateness. In order to approve the plan, the Secretary must be able to find affirmatively that:

16 USC 450jj-8.

“(1) The plan addresses all elements outlined in section 8 above;

“(2) The plan is consistent with the Saint Louis, Missouri, portion of the Memorial;

“(3) There are binding commitments to fund land acquisition and development, including visitor circulation and transportation systems and modes, in amounts sufficient to completely implement the plan as recommended by the Commission from sources other than funds authorized to be appropriated in this Act; and

“(4) There are binding commitments to fund or provide the equivalent of all costs in excess of \$350,000 per annum for the continued management, operation, and protection of the East Saint Louis, Illinois, portion of the Memorial.

“(b) The Secretary shall transmit in writing a notice of his approval and his certification as to the existence and nature of funding commitments contained in the approved plan to the Committee on Interior and Insular Affairs of the House of Representatives and to the Committee on Energy and Natural Resources of the United States Senate.

“SEC. 10. Pending submission of the Commission's plan, any Federal entity conducting or supporting significant activities directly affecting East Saint Louis, Illinois, generally and the site specifically referred to in section 4 shall—

16 USC 450jj-9.

“(1) consult with the Secretary of the Interior and the Commission with respect to such activities;

“(2) cooperate with the Secretary of the Interior and the Commission in carrying out their duties under this Act, and to the maximum extent practicable, coordinate such activities with the carrying out of such duties; and

“(3) to the maximum extent practicable, conduct or support such activities in a manner which the Secretary determines will not have an adverse effect on the Memorial.”

(b) The Act of May 17, 1954 entitled “An Act to provide for the construction of the Jefferson National Expansion Memorial at the site of old Saint Louis, Missouri, in general accordance with the plan

16 USC 450jj note.

approved by the United States Territorial Expansion Memorial Commission, and for other purposes" (68 Stat. 98; 16 U.S.C. 450jj) is amended by—

(1) redesignating "SEC. 4." (as so designated prior to the amendments made in subsection (a) of this section) as "SEC. 11. (a)"; and

(2) adding at the end thereof the following new subsections:

Appropriation
authorization.

"(b) For the purposes of the East Saint Louis portion of the Memorial, there is hereby authorized to be appropriated not to exceed \$1,000,000 for land acquisition and not to exceed \$1,250,000 for development, of which not to exceed \$500,000 shall be available only for landscaping and only for expenditure in the ratio of one dollar of Federal funds to one dollar of non-Federal funds: *Provided*, That no funds authorized to be appropriated hereunder may be appropriated prior to the approval by the Secretary of the plan developed by the Commission.

"(c) Funds appropriated under subsection (b) of this section shall remain available until expended.

"(d) Authority to enter into contracts or make payments under this Act shall be effective for any fiscal year only to the extent that appropriations are available for that purpose."

Effective dates.
16 USC 450jj-3
note.

SEC. 202. Any provision of this title (or any amendment made by this title) which, directly or indirectly, authorizes the enactment of new budget authority described in section 402(a) of the Congressional Budget Act of 1974 shall be effective only for fiscal years beginning after September 30, 1983.

16 USC 450jj
note.

SEC. 203. This title may be cited as the "Jefferson National Expansion Memorial Amendments Act of 1984".

Approved August 24, 1984.

LEGISLATIVE HISTORY—S. 746 (H.R. 2014):

HOUSE REPORT No. 98-601 accompanying H.R. 2014 (Comm. on Interior and Insular Affairs).

SENATE REPORT No. 98-355 (Comm. on Energy and Natural Resources).

CONGRESSIONAL RECORD, Vol. 130 (1984):

Feb. 27, considered and passed Senate.

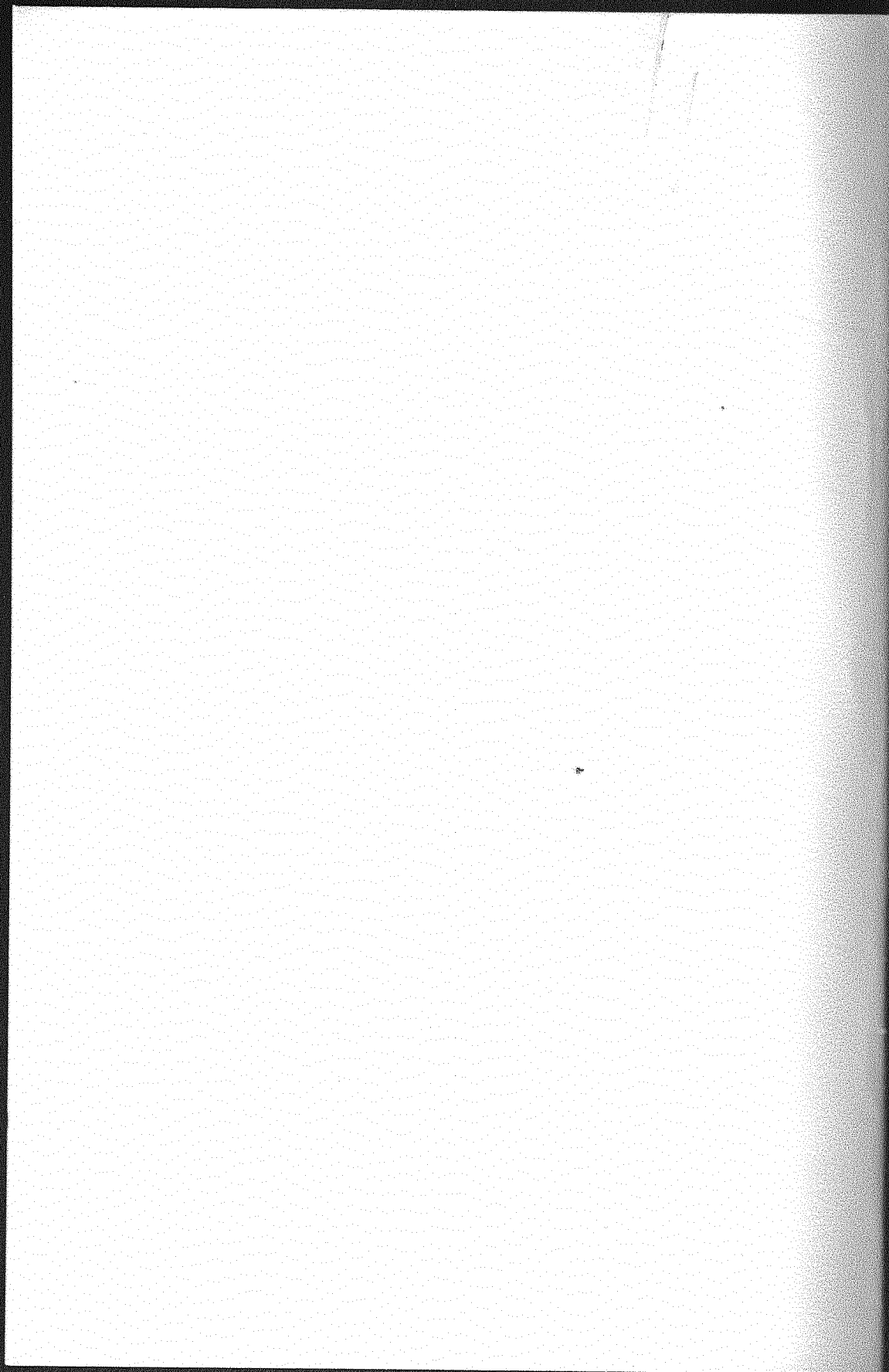
Feb. 28, H.R. 2014 considered and passed House; S. 746, amended, passed in lieu.

June 28, Senate concurred in House amendment with an amendment.

June 29, House concurred in Senate amendment.

WEEKLY COMPILATION OF PRESIDENTIAL DOCUMENTS, Vol. 20, No. 35 (1984):

August 24, Presidential statement.

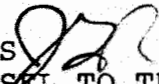


THE WHITE HOUSE

WASHINGTON

September 24, 1985

MEMORANDUM FOR DAVID L. CHEW
STAFF SECRETARY

FROM: JOHN G. ROBERTS 
ASSOCIATE COUNSEL TO THE PRESIDENT

SUBJECT: S.J. Res. 173 -- National Sewing Month

Counsel's Office has reviewed the above-referenced enrolled resolution, and finds no objection to it from a legal perspective.

WHITE HOUSE CORRESPONDENCE TRACKING WORKSHEET

- O - OUTGOING
- H - INTERNAL
- I - INCOMING

Date Correspondence Received (YY/MM/DD) 1 1

Name of Correspondent: D. Chew

MI Mail Report User Codes: (A) _____ (B) _____ (C) _____

Subject: S.J. Res. 173 - National Sewing Month

ROUTE TO:	ACTION	DISPOSITION		
Office/Agency (Staff Name)	Action Code	Tracking Date YY/MM/DD	Type of Response Code	Completion Date YY/MM/DD
<u>CH Hall</u>	ORIGINATOR	<u>85,09,24</u>		<u>1 1</u>
	Referral Note:			
<u>cut 18</u>	<u>R</u>	<u>85,09,24</u>	<u>S</u>	<u>85,09,25</u>
	Referral Note:			
		<u>1 1</u>		<u>1 1</u>
	Referral Note:			
		<u>1 1</u>		<u>1 1</u>
	Referral Note:			
		<u>1 1</u>		<u>1 1</u>
	Referral Note:			

ACTION CODES:

- A - Appropriate Action
- I - Info Copy Only/No Action Necessary
- C - Comment/Recommendation
- R - Direct Reply w/Copy
- D - Draft Response
- S - For Signature
- F - Furnish Fact Sheet
to be used as Enclosure
- X - Interim Reply

DISPOSITION CODES:

- A - Answered
- C - Completed
- B - Non-Special Referral
- S - Suspended

FOR OUTGOING CORRESPONDENCE:

- Type of Response = Initials of Signer
- Code = "A"
- Completion Date = Date of Outgoing

Comments: _____

Keep this worksheet attached to the original incoming letter.
 Send all routing updates to Central Reference (Room 75, OEOB).
 Always return completed correspondence record to Central Files.
 Refer questions about the correspondence tracking system to Central Reference, ext. 2590.

WHITE HOUSE STAFFING MEMORANDUM

DATE: 9/24/85 ACTION/CONCURRENCE/COMMENT DUE BY: September 25, 1985

SUBJECT: S.J. Res. 173 - National Sewing Month

	ACTION FYI			ACTION FYI	
VICE PRESIDENT	<input type="checkbox"/>	<input type="checkbox"/>	LACY	<input type="checkbox"/>	<input type="checkbox"/>
REGAN	<input type="checkbox"/>	<input checked="" type="checkbox"/>	McFARLANE	<input type="checkbox"/>	<input type="checkbox"/>
WRIGHT	<input type="checkbox"/>	<input type="checkbox"/>	OGLESBY	<input checked="" type="checkbox"/>	<input type="checkbox"/>
BUCHANAN	<input checked="" type="checkbox"/>	<input type="checkbox"/>	ROLLINS	<input type="checkbox"/>	<input type="checkbox"/>
CHAVEZ	<input checked="" type="checkbox"/>	<input type="checkbox"/>	RYAN	<input type="checkbox"/>	<input type="checkbox"/>
CHEW	<input type="checkbox"/>	<input checked="" type="checkbox"/>	SPEAKES	<input type="checkbox"/>	<input type="checkbox"/>
DANIELS	<input type="checkbox"/>	<input type="checkbox"/>	SPRINKEL	<input type="checkbox"/>	<input type="checkbox"/>
FIELDING	<input checked="" type="checkbox"/>	<input type="checkbox"/>	SVAHN	<input checked="" type="checkbox"/>	<input type="checkbox"/>
FRIEDERSDORF	<input checked="" type="checkbox"/>	<input type="checkbox"/>	THOMAS	<input type="checkbox"/>	<input type="checkbox"/>
HENKEL	<input type="checkbox"/>	<input type="checkbox"/>	TUTTLE	<input type="checkbox"/>	<input type="checkbox"/>
HICKEY	<input type="checkbox"/>	<input type="checkbox"/>	_____	<input type="checkbox"/>	<input type="checkbox"/>
HICKS	<input type="checkbox"/>	<input type="checkbox"/>	_____	<input type="checkbox"/>	<input type="checkbox"/>
KINGON	<input checked="" type="checkbox"/>	<input type="checkbox"/>	_____	<input type="checkbox"/>	<input type="checkbox"/>

REMARKS: Please give your recommendations to my office by Wednesday, September 25th. Thanks.

RESPONSE:

1985 SEP 24 PM 2:23

David L. Chew
Staff Secretary
Ext. 2702



EXECUTIVE OFFICE OF THE PRESIDENT
OFFICE OF MANAGEMENT AND BUDGET
WASHINGTON, D.C. 20503

Final-ed:JC

September 24, 1985

SEP 24 PM 1:24

MEMORANDUM FOR THE PRESIDENT

Subject: Enrolled Resolution S.J. Res. 173 - National Sewing Month
Sponsor - Sen. East (R) North Carolina and 27 others

Last Day for Action

Commemorative month ends next Monday, September 30, 1985.

Purpose

Designates September 1985 as "National Sewing Month."

Agency Recommendations

Office of Management and Budget

Approval (Informally)

Discussion

S.J. Res. 173 designates the month of September 1985 as "National Sewing Month," and requests the President to issue a proclamation calling upon the public to observe the month with appropriate ceremonies and activities. The resolution passed both Houses by voice vote.

According to Rep. Boner (D, TN) in a statement on the House floor, National Sewing Month commemorates the contribution the sewing industry makes to our Nation's economy and to the million of individuals with sewing skills. The month coincides with an industry-wide promotion designed to increase home sewing interest, consumer education, and family sewing participation.

The resolution notes that the home sewing industry generates over \$3.5 billion annually for the U.S. economy. Approximately 50 million people sew at home, and innumerable careers in fashion and related occupations start in the home and in home economic classes.

A proclamation is being prepared and will be forwarded to the White House as soon as possible.

James M. Troy
Assistant Director for
Legislative Reference


Enclosures

THE WHITE HOUSE

WASHINGTON

September 25, 1985

MEMORANDUM FOR DAVID L. CHEW
STAFF SECRETARY

FROM: JOHN G. ROBERTS 
ASSOCIATE COUNSEL TO THE PRESIDENT

SUBJECT: S. 818 -- Federal Fire Prevention
and Control Act Authorization

Counsel's Office has reviewed the above-referenced enrolled bill, and finds no objection to it from a legal perspective.

WHITE HOUSE CORRESPONDENCE TRACKING WORKSHEET

- O - OUTGOING
- H - INTERNAL
- I - INCOMING

Date Correspondence Received (YY/MM/DD) 1 1

Name of Correspondent: D. Chew

MI Mail Report User Codes: (A) _____ (B) _____ (C) _____

Subject: 5-818 - Federal Fire Prevention and Control Act Authorization

ROUTE TO:

ACTION

DISPOSITION

Office/Agency (Staff Name)	Action Code	Tracking Date YY/MM/DD	Type of Response	Code	Completion Date YY/MM/DD
<u>CUNWU</u>	<u>ORIGINATOR</u>	<u>85,09,25</u>			<u>1 1</u>
	Referral Note:				
<u>cust 18</u>	<u>R</u>	<u>85,09,25</u>		<u>5</u>	<u>85,09,26</u>
	Referral Note:				
		<u>1 1</u>			<u>1 1</u>
	Referral Note:				
		<u>1 1</u>			<u>1 1</u>
	Referral Note:				
		<u>1 1</u>			<u>1 1</u>
	Referral Note:				

ACTION CODES:

- A - Appropriate Action
- C - Comment/Recommendation
- D - Draft Response
- F - Furnish Fact Sheet to be used as Enclosure

- 1 - Info Copy Only/No Action Necessary
- R - Direct Reply w/Copy
- S - For Signature
- X - Interim Reply

DISPOSITION CODES:

- A - Answered
- B - Non-Special Referral
- C - Completed
- S - Suspended

FOR OUTGOING CORRESPONDENCE:

- Type of Response = Initials of Signer
- Code = "A"
- Completion Date = Date of Outgoing

Comments: _____

Keep this worksheet attached to the original incoming letter.
 Send all routing updates to Central Reference (Room 75, OEOB).
 Always return completed correspondence record to Central Files.
 Refer questions about the correspondence tracking system to Central Reference, ext. 2590.

WHITE HOUSE STAFFING MEMORANDUM

DATE: 9/25/85 ACTION/CONCURRENCE/COMMENT DUE BY: 9/26/85

SUBJECT: S. 818 - Federal Fire Prevention and Control Act Authorization

	ACTION FYI			ACTION FYI	
VICE PRESIDENT	<input type="checkbox"/>	<input type="checkbox"/>	LACY	<input type="checkbox"/>	<input type="checkbox"/>
REGAN	<input type="checkbox"/>	<input checked="" type="checkbox"/>	McFARLANE	<input type="checkbox"/>	<input type="checkbox"/>
WRIGHT	<input type="checkbox"/>	<input type="checkbox"/>	OGLESBY	<input checked="" type="checkbox"/>	<input type="checkbox"/>
BUCHANAN	<input checked="" type="checkbox"/>	<input type="checkbox"/>	ROLLINS	<input checked="" type="checkbox"/>	<input type="checkbox"/>
CHAVEZ	<input checked="" type="checkbox"/>	<input type="checkbox"/>	RYAN	<input type="checkbox"/>	<input type="checkbox"/>
CHEW	<input type="checkbox"/>	<input checked="" type="checkbox"/>	SPEAKES	<input type="checkbox"/>	<input checked="" type="checkbox"/>
DANIELS	<input checked="" type="checkbox"/>	<input type="checkbox"/>	SPRINKEL	<input type="checkbox"/>	<input type="checkbox"/>
FIELDING	<input checked="" type="checkbox"/>	<input type="checkbox"/>	SVAHN	<input checked="" type="checkbox"/>	<input type="checkbox"/>
FRIEDERSDORF	<input checked="" type="checkbox"/>	<input type="checkbox"/>	THOMAS	<input type="checkbox"/>	<input type="checkbox"/>
HENKEL	<input type="checkbox"/>	<input type="checkbox"/>	TUTTLE	<input type="checkbox"/>	<input type="checkbox"/>
HICKEY	<input type="checkbox"/>	<input type="checkbox"/>	_____	<input type="checkbox"/>	<input type="checkbox"/>
HICKS	<input type="checkbox"/>	<input type="checkbox"/>	_____	<input type="checkbox"/>	<input type="checkbox"/>
KINGON	<input checked="" type="checkbox"/>	<input type="checkbox"/>	_____	<input type="checkbox"/>	<input type="checkbox"/>

REMARKS: Please give your recommendations to my office by Thursday, September 26th. Thanks.

RESPONSE:

1985 SEP 26 11 03 AM '85

David L. Chew
Staff Secretary
Ext. 2702



EXECUTIVE OFFICE OF THE PRESIDENT

OFFICE OF MANAGEMENT AND BUDGET

WASHINGTON, D.C. 20503

Received 85

SEP 25 11 2: 59

SEP 25 1985

MEMORANDUM FOR THE PRESIDENT

Subject: Enrolled Bill S. 818 - Federal Fire Prevention and Control Act Authorization
Sponsor - Sen. Gorton (R) Washington

Last Day for Action

October 1, 1985 - Tuesday

Purpose

To authorize appropriations for the Federal Fire Prevention and Control Act for fiscal year 1986.

Agency Recommendations

Office of Management and Budget

Approval

Federal Emergency Management Agency

Approval (Informally)

Discussion

S. 818 represents Congressional action on a Federal Emergency Management Agency (FEMA) legislative proposal. The enrolled bill authorizes appropriations of \$22,037,000 for 1986 for the fire prevention programs administered by the U.S. Fire Administration and the National Fire Academy, both of which are located within FEMA. These programs are the major Federal activities in support of local fire prevention and control efforts.

The 1986 appropriation authorization of \$22,037,000 exceeds the 1986 Budget request of \$19,322,000 by \$2,715,000, but it is below the 1985-enacted appropriation of \$22,953,000. The amount above the 1986 Budget request is primarily due to Congress' rejection of the 1986 Budget proposal to eliminate payment of student travel stipends to the National Fire Academy on the grounds that such payments should be made by State and local governments.

S. 818 passed both the House and Senate by voice vote.

James M. Gray
Assistant Director for
Legislative Reference

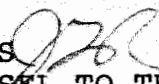
Enclosures

THE WHITE HOUSE

WASHINGTON

September 25, 1985

MEMORANDUM FOR DAVID L. CHEW
STAFF SECRETARY

FROM: JOHN G. ROBERTS 
ASSOCIATE COUNSEL TO THE PRESIDENT

SUBJECT: S. 817 -- Earthquake Hazards
Reduction Act Authorizations

Counsel's Office has reviewed the above-referenced enrolled bill, and finds no objection to it from a legal perspective.

**WHITE HOUSE
CORRESPONDENCE TRACKING WORKSHEET**

- O - OUTGOING
 - H - INTERNAL
 - I - INCOMING
- Date Correspondence Received (YY/MM/DD) 1 1

Name of Correspondent: D. Chew

MI Mail Report User Codes: (A) _____ (B) _____ (C) _____

Subject: 5.817 - Earthquake Hazards Reduction Act Authorization

ROUTE TO: Office/Agency (Staff Name)	ACTION Action Code	Tracking Date YY/MM/DD	DISPOSITION	
			Type of Response	Code
<u>CH Hall</u>	ORIGINATOR	<u>85109125</u>		<u>1 1</u>
	Referral Note:			
<u>cut 18</u>	<u>R</u>	<u>85109125</u>	<u>S</u>	<u>85109126</u>
	Referral Note:			
		<u>1 1</u>		<u>1 1</u>
	Referral Note:			
		<u>1 1</u>		<u>1 1</u>
	Referral Note:			
		<u>1 1</u>		<u>1 1</u>
	Referral Note:			

- ACTION CODES:**
- A - Appropriate Action
 - C - Comment/Recommendation
 - D - Draft Response
 - F - Furnish Fact Sheet to be used as Enclosure
 - I - Info Copy Only/No Action Necessary
 - R - Direct Reply w/Copy
 - S - For Signature
 - X - Interim Reply
- DISPOSITION CODES:**
- A - Answered
 - B - Non-Special Referral
 - C - Completed
 - S - Suspended
- FOR OUTGOING CORRESPONDENCE:**
- Type of Response = Initials of Signer
 - Code = "A"
 - Completion Date = Date of Outgoing

Comments: _____

Keep this worksheet attached to the original incoming letter.
 Send all routing updates to Central Reference (Room 75, OEOB).
 Always return completed correspondence record to Central Files.
 Refer questions about the correspondence tracking system to Central Reference, ext. 2590.

WHITE HOUSE STAFFING MEMORANDUM

DATE: 9/25/85 ACTION/CONCURRENCE/COMMENT DUE BY: 9/26/85

SUBJECT: S. 817 - Earthquake Hazards Reduction Act Authorizations

	ACTION FYI			ACTION FYI	
VICE PRESIDENT	<input type="checkbox"/>	<input type="checkbox"/>	LACY	<input type="checkbox"/>	<input type="checkbox"/>
REGAN	<input type="checkbox"/>	<input checked="" type="checkbox"/>	McFARLANE	<input type="checkbox"/>	<input type="checkbox"/>
WRIGHT	<input type="checkbox"/>	<input type="checkbox"/>	OGLESBY	<input checked="" type="checkbox"/>	<input type="checkbox"/>
BUCHANAN	<input checked="" type="checkbox"/>	<input type="checkbox"/>	ROLLINS	<input checked="" type="checkbox"/>	<input type="checkbox"/>
CHAVEZ	<input checked="" type="checkbox"/>	<input type="checkbox"/>	RYAN	<input type="checkbox"/>	<input type="checkbox"/>
CHEW	<input type="checkbox"/>	<input checked="" type="checkbox"/>	SPEAKES	<input type="checkbox"/>	<input checked="" type="checkbox"/>
DANIELS	<input checked="" type="checkbox"/>	<input type="checkbox"/>	SPRINKEL	<input type="checkbox"/>	<input type="checkbox"/>
FIELDING	<input checked="" type="checkbox"/>	<input type="checkbox"/>	SVAHN	<input checked="" type="checkbox"/>	<input type="checkbox"/>
FRIEDERSDORF	<input checked="" type="checkbox"/>	<input type="checkbox"/>	THOMAS	<input type="checkbox"/>	<input type="checkbox"/>
HENKEL	<input type="checkbox"/>	<input type="checkbox"/>	TUTTLE	<input type="checkbox"/>	<input type="checkbox"/>
HICKEY	<input type="checkbox"/>	<input type="checkbox"/>	_____	<input type="checkbox"/>	<input type="checkbox"/>
HICKS	<input type="checkbox"/>	<input type="checkbox"/>	_____	<input type="checkbox"/>	<input type="checkbox"/>
KINGON	<input checked="" type="checkbox"/>	<input type="checkbox"/>	_____	<input type="checkbox"/>	<input type="checkbox"/>

REMARKS: Please give your recommendations to my office by Thursday, September 26th. Thanks.

RESPONSE:

1985 SEP 25 10 30 AM

David L. Chew
Staff Secretary
Ext. 2702



EXECUTIVE OFFICE OF THE PRESIDENT

OFFICE OF MANAGEMENT AND BUDGET

WASHINGTON, D.C. 20503

Received 8 3

1985 SEP 25 PM 2:51

SEP 25 1985

MEMORANDUM FOR THE PRESIDENT

Subject: Enrolled Bill S. 817 - Earthquake Hazards Reduction Act Authorizations
Sponsors - Sen. Gorton (R) Washington and Sen. Riegle (D) Michigan

Last Day for Action

October 1, 1985 - Tuesday

Purpose

To authorize appropriations for fiscal years 1986 and 1987 for the National Earthquake Hazards Reduction program.

Agency Recommendations

Office of Management and Budget

Approval

Federal Emergency Management Agency

Approval (Informally)

Department of the Interior

Approval

National Science Foundation

No objection

Department of Commerce

No objection

Discussion

S. 817 represents Congressional action on a legislative proposal transmitted to Congress by the Federal Emergency Management Agency (FEMA). The enrolled bill would authorize appropriations for fiscal years 1986 and 1987 for the interagency National Earthquake Hazards Reduction Program. FEMA coordinates the program, which consists of earthquake research and assistance to State and local governments in preparing for and responding to earthquakes. In addition to FEMA, the U.S. Geological Survey (USGS) in the Department of the Interior, the National Science Foundation (NSF), and the National Bureau of Standards (NBS) in the Department of Commerce are responsible for carrying out the earthquake research and related activities.

S. 817 authorizes appropriations for 1986 totalling \$69,433,000, which, while exceeding the 1986 Budget request by \$534,000, is below the 1985-enacted appropriations of \$70,518,000. The excess amount includes \$499,000 for NBS earthquake activities that were proposed for termination in the 1986 Budget.

A summary of the enrolled bill's 1986 and 1987 appropriation authorizations follows:

<u>Agency</u>	<u>1986</u>	<u>1987</u>
FEMA	\$ 5,596,000	\$ 5,848,000
USGS	35,578,000	37,179,000
NSF	27,760,000	29,009,000
NBS	<u>499,000</u>	<u>521,000</u>
TOTAL	\$69,433,000	\$72,557,000

FEMA's legislative proposal included appropriation authorizations of "such sums as may be necessary" for 1987.

In addition, S. 817 requires the submission to Congress of an earthquake hazards reduction program plan every 3 years instead of annually as required by existing law. S. 817 also requires FEMA, in cooperation with the other agencies, to make an "annual presentation" to an appropriate committee of Congress after each fiscal year on significant events and programmatic requirements.

S. 817 passed both Houses by voice vote.

James M. Frey
 Assistant Director for
 Legislative Reference

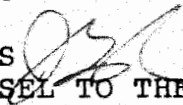
Enclosures

THE WHITE HOUSE

WASHINGTON

September 26, 1985

MEMORANDUM FOR DAVID L. CHEW
STAFF SECRETARY

FROM: JOHN G. ROBERTS 
ASSOCIATE COUNSEL TO THE PRESIDENT

SUBJECT: S. 1514 -- Approval of Funds for Interstate
Highway and Interstate Substitute Projects

Counsel's Office has reviewed the above-referenced enrolled bill and signing statement, and finds no objection to them from a legal perspective.

WHITE HOUSE CORRESPONDENCE TRACKING WORKSHEET

- O - OUTGOING**
- H - INTERNAL**
- I - INCOMING**
Date Correspondence Received (YY/MM/DD) 1 1

Name of Correspondent: D. Chew

MI Mail Report User Codes: (A) _____ (B) _____ (C) _____

Subject: 5-1514 - Approval of funds for Interstate Highway and Interstate Substitute Projects

ROUTE TO:		ACTION	DISPOSITION		
Office/Agency	(Staff Name)	Action Code	Tracking Date YY/MM/DD	Type of Response Code	Completion Date YY/MM/DD
<u>Central</u>		ORIGINATOR	<u>85,09,25</u>		<u>1 1</u>
		Referral Note:			
<u>Chat 18</u>		<u>R</u>	<u>85,09,25</u>	<u>S</u>	<u>85,09,27</u>
		Referral Note:			
			<u>1 1</u>		<u>1 1</u>
		Referral Note:			
			<u>1 1</u>		<u>1 1</u>
		Referral Note:			
			<u>1 1</u>		<u>1 1</u>
		Referral Note:			

- ACTION CODES:**

 - A - Appropriate Action
 - C - Comment/Recommendation
 - D - Draft Response
 - F - Furnish Fact Sheet to be used as Enclosure

DISPOSITION CODES:

 - A - Answered
 - B - Non-Special Referral
 - C - Completed
 - S - Suspended

FOR OUTGOING CORRESPONDENCE:

 - Type of Response = Initials of Signer
 - Code = "A"
 - Completion Date = Date of Outgoing

Comments: _____

Keep this worksheet attached to the original incoming letter.
 Send all routing updates to Central Reference (Room 75, OE0B).
 Always return completed correspondence record to Central Files.
 Refer questions about the correspondence tracking system to Central Reference, ext. 2590.

WHITE HOUSE STAFFING MEMORANDUM

DATE: 9/25/85 ACTION/CONCURRENCE/COMMENT DUE BY: 9/27/85

SUBJECT: S. 1514 - Approval of Funds for Interstate Highway and Interstate Substitute Projects

	ACTION FYI			ACTION FYI	
VICE PRESIDENT	<input type="checkbox"/>	<input type="checkbox"/>	LACY	<input type="checkbox"/>	<input type="checkbox"/>
REGAN	<input type="checkbox"/>	<input checked="" type="checkbox"/>	McFARLANE	<input type="checkbox"/>	<input type="checkbox"/>
WRIGHT	<input type="checkbox"/>	<input type="checkbox"/>	OGLESBY	<input checked="" type="checkbox"/>	<input type="checkbox"/>
BUCHANAN	<input checked="" type="checkbox"/>	<input type="checkbox"/>	ROLLINS	<input checked="" type="checkbox"/>	<input type="checkbox"/>
CHAVEZ	<input checked="" type="checkbox"/>	<input type="checkbox"/>	RYAN	<input type="checkbox"/>	<input type="checkbox"/>
CHEW	<input type="checkbox"/>	<input checked="" type="checkbox"/>	SPEAKES	<input type="checkbox"/>	<input checked="" type="checkbox"/>
DANIELS	<input checked="" type="checkbox"/>	<input type="checkbox"/>	SPRINKEL	<input type="checkbox"/>	<input type="checkbox"/>
FIELDING	<input checked="" type="checkbox"/>	<input type="checkbox"/>	SVAHN	<input checked="" type="checkbox"/>	<input type="checkbox"/>
FRIEDERSDORF	<input checked="" type="checkbox"/>	<input type="checkbox"/>	THOMAS	<input type="checkbox"/>	<input type="checkbox"/>
HENKEL	<input type="checkbox"/>	<input type="checkbox"/>	TUTTLE	<input type="checkbox"/>	<input type="checkbox"/>
HICKEY	<input type="checkbox"/>	<input type="checkbox"/>	_____	<input type="checkbox"/>	<input type="checkbox"/>
HICKS	<input type="checkbox"/>	<input type="checkbox"/>	_____	<input type="checkbox"/>	<input type="checkbox"/>
KINGON	<input checked="" type="checkbox"/>	<input type="checkbox"/>	_____	<input type="checkbox"/>	<input type="checkbox"/>

REMARKS: Please give your recommendations to my office by Friday, September 27th. Also provided for your approval is DOT signing statement. Thanks. *a*

RESPONSE:

1985 SEP 27 PM 5:49

David L. Chew
Staff Secretary



EXECUTIVE OFFICE OF THE PRESIDENT
OFFICE OF MANAGEMENT AND BUDGET
WASHINGTON, D.C. 20503

Received
SEP 25 11 5 10

SEP 25 1985

MEMORANDUM FOR THE PRESIDENT

Subject: Enrolled Bill S. 1514 - Approval of Funds for
Interstate Highway and Interstate Substitute
Projects
Sponsor - Sen. Symms (R) Idaho

Last Day for Action

Purpose

Approves the release of approximately \$4.8 billion of interstate construction funds, interstate substitute project funds, and minimum allocation funds available to the States for obligation during fiscal year 1986.

Agency Recommendations

Office of Management and Budget

Approval

Department of Transportation

Approval (Signing
statement attached)

Discussion

S. 1514 gives Congressional approval for the Department of Transportation to release funds to the States -- in amounts as proposed by the Administration -- for interstate highway construction, interstate substitute projects, and minimum allocations to the States. These funds will be available for obligation during fiscal year 1986. (Although the enrolled bill refers to both fiscal years 1986 and 1987, the practical effect of the language is to release funds for obligation during 1986.)

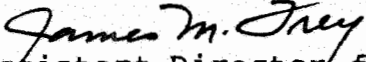
Approval of S. 1514, which passed both Houses by voice vote, will result in the release to the States of \$4.8 billion. Of the \$4.8 billion, the funds would be apportioned as follows: (1) \$3.64 billion for interstate highway construction; (2) \$538 million for interstate substitute highway projects; and (3) \$650 million for the minimum allocation program. Interstate substitute projects are non-interstate highway and transit projects that a State may undertake if it has chosen to withdraw yet-to-be constructed segments from the interstate system and apply the earmarked funds to other projects. The actual release of funds for substitute

transit projects will, however, be delayed until Congress determines through the appropriations process the specific amount to be released. The minimum allocation program is a statutory requirement which increases the amount of funds for States that contribute more in gasoline and other road-related taxes than they receive from the Highway Trust Fund.

Conclusion

In recommending your approval of S. 1514, the Department of Transportation has prepared a signing statement, which is attached to its views letter, for your consideration. Generally, the statement expresses your appreciation to Secretary Dole and Members of Congress for their efforts in securing the timely passage of a clean bill (i.e., one unencumbered with special interest projects). The statement also advises that the Administration is currently preparing legislation to reauthorize the Federal-aid highway program, which expires on September 30, 1986, and emphasizes the need to keep this legislation free of special interest projects when it is acted on by Congress.

Finally, the Department of Transportation recommends that you sign the enrolled bill before October 1, thereby permitting the timely release of funds to the States.


Assistant Director for
Legislative Reference

Enclosures

Ninety-ninth Congress of the United States of America

AT THE FIRST SESSION

*Begun and held at the City of Washington on Thursday, the third day of January,
one thousand nine hundred and eighty-five*

An Act

To approve the Interstate Cost Estimate and Interstate Substitute Cost Estimate.

*Be it enacted by the Senate and House of Representatives of the
United States of America in Congress assembled,*

APPROVAL OF INTERSTATE COST ESTIMATE FOR FISCAL YEAR 1987

SECTION 1. The Secretary of Transportation shall apportion for the fiscal year ending September 30, 1987, the sums authorized to be appropriated for such period by section 108(b) of the Federal-Aid Highway Act of 1956, as amended, for expenditure on the National System of Interstate and Defense Highways using the apportionment factors contained in revised table 5 of the Committee Print Numbered 99-68 of the Committee on Environment and Public Works of the Senate.

APPROVAL OF INTERSTATE SUBSTITUTE COST ESTIMATE FOR FISCAL YEAR 1986

SEC. 2. The Secretary of Transportation shall apportion for the fiscal year ending September 30, 1986, the sums to be apportioned for such year under section 103(e)(4) of title 23, United States Code, for expenditure on substitute highway and transit projects, using the apportionment factors contained in the Committee Print Numbered 99-69 of the Committee on Environment and Public Works and the Committee on Banking, Housing, and Urban Affairs of the Senate.

Speaker of the House of Representatives.

*Vice President of the United States and
President of the Senate.*

PROPOSED SIGNING STATEMENT

Today I am signing S. 1514 which will approve the Interstate Cost Estimate (ICE) and the Interstate Substitute Cost Estimate (ISCE). Signing this bill will permit the timely apportionment of about \$4.8 billion in Federal-aid highway funds. Our Administration has consistently urged the passage of a "clean" ICE and ISCE approval bill to permit the apportionment of about \$4.8 billion in highway user fees. In the past two years, delays in approving the ICE and ISCE have caused late apportionments. These late apportionments have tended to disrupt highway construction plans and have impeded the timely completion of the Interstate System. We believe that user fees are an appropriate means to fund public works projects. The enactment of this bill keeps faith with highway users by using their highway taxes for highway construction in a timely and orderly manner.

I would like to express my appreciation to the Members of Congress, to Secretary Dole and to all others whose cooperative efforts have led to enactment of this bill. These cooperative efforts have led to the passage of a "clean" ICE and ISCE unencumbered with special interest projects which disturb State and local priorities.

The Administration is now preparing legislation to reauthorize the Federal-aid highway program and complete the Interstate system by the early 1990's. We must continue to keep the highway program free of costly special interest projects which hamper our ability to fund the national Federal-interest highway system. Secretary Dole and I hope that Congress will move promptly to pass a reauthorization bill that I can sign into law.

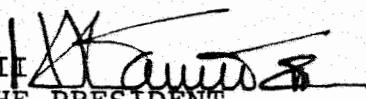
It is with great pleasure that I sign S. 1514.

THE WHITE HOUSE

WASHINGTON

September 30, 1985

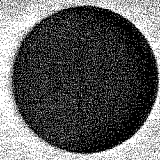
MEMORANDUM FOR DAVID L. CHEW
STAFF SECRETARY

FROM: H. LAWRENCE GARRETT, III 
ASSOCIATE COUNSEL TO THE PRESIDENT

SUBJECT: H.R. 3414 -- Temporary Extension
of Flexitime Authority

At your request, Counsel's Office has reviewed the above-referenced enrolled bill, and has no legal objection to it.

WHITE HOUSE CORRESPONDENCE TRACKING WORKSHEET



- O - OUTGOING
 - H - INTERNAL
 - I - INCOMING
- Date Correspondence Received (YY/MM/DD) 1 1

Name of Correspondent: D. Chew

MI Mail Report User Codes: (A) _____ (B) _____ (C) _____

Subject: H.R. 3414 - Temporary Extension of Flexitime Authority

ROUTE TO:	ACTION	DISPOSITION
Office/Agency (Staff Name)	Action Code	Tracking Date YY/MM/DD
<u>CHALL</u>	ORIGINATOR	85109127
	Referral Note:	1 1
<u>CHALL 02</u>	R	85109127
	Referral Note:	3 85109130 12 N
	Referral Note:	1 1
	Referral Note:	1 1
	Referral Note:	1 1
	Referral Note:	1 1

- | | | |
|--|---|---|
| <p>ACTION CODES:</p> <ul style="list-style-type: none"> A - Appropriate Action C - Comment/Recommendation D - Draft Response F - Furnish Fact Sheet to be used as Enclosure | <ul style="list-style-type: none"> I - Info Copy Only/No Action Necessary R - Direct Reply w/Copy S - For Signature X - Interim Reply | <p>DISPOSITION CODES:</p> <ul style="list-style-type: none"> A - Answered B - Non-Special Referral C - Completed S - Suspended |
|--|---|---|
- FOR OUTGOING CORRESPONDENCE:**
 Type of Response = Initials of Signer
 Code = "A"
 Completion Date = Date of Outgoing

Comments: _____

Keep this worksheet attached to the original incoming letter.
 Send all routing updates to Central Reference (Room 75, OEOB).
 Always return completed correspondence record to Central Files.
 Refer questions about the correspondence tracking system to Central Reference, ext. 2590.

WHITE HOUSE STAFFING MEMORANDUM

DATE: 9/27/85 ACTION/CONCURRENCE/COMMENT DUE BY: NOON MONDAY, 9/30

SUBJECT: H.R. 3414 - TEMPORARY EXTENSION OF FLEXTIME AUTHORITY

	ACTION FYI			ACTION FYI	
VICE PRESIDENT	<input type="checkbox"/>	<input checked="" type="checkbox"/>	LACY	<input type="checkbox"/>	<input type="checkbox"/>
REGAN	<input type="checkbox"/>	<input checked="" type="checkbox"/>	McFARLANE	<input type="checkbox"/>	<input type="checkbox"/>
WRIGHT	<input type="checkbox"/>	<input type="checkbox"/>	OGLESBY	<input checked="" type="checkbox"/>	<input type="checkbox"/>
BUCHANAN	<input checked="" type="checkbox"/>	<input type="checkbox"/>	ROLLINS	<input type="checkbox"/>	<input type="checkbox"/>
CHAVEZ	<input type="checkbox"/>	<input type="checkbox"/>	RYAN	<input type="checkbox"/>	<input type="checkbox"/>
CHEW	<input type="checkbox"/> P	<input checked="" type="checkbox"/> SS	SPEAKES	<input type="checkbox"/>	<input checked="" type="checkbox"/>
DANIELS	<input checked="" type="checkbox"/>	<input type="checkbox"/>	SPRINKEL	<input type="checkbox"/>	<input type="checkbox"/>
FIELDING	<input checked="" type="checkbox"/>	<input type="checkbox"/>	SVAHN	<input checked="" type="checkbox"/>	<input type="checkbox"/>
FRIEDERSDORF	<input checked="" type="checkbox"/>	<input type="checkbox"/>	THOMAS	<input checked="" type="checkbox"/>	<input type="checkbox"/>
HENKEL	<input type="checkbox"/>	<input type="checkbox"/>	TUTTLE	<input type="checkbox"/>	<input type="checkbox"/>
HICKEY	<input type="checkbox"/>	<input type="checkbox"/>	_____	<input type="checkbox"/>	<input type="checkbox"/>
HICKS	<input type="checkbox"/>	<input type="checkbox"/>	_____	<input type="checkbox"/>	<input type="checkbox"/>
KINGON	<input checked="" type="checkbox"/>	<input type="checkbox"/>	_____	<input type="checkbox"/>	<input type="checkbox"/>

REMARKS:

Please provide any comments/recommendations by noon Monday, 9/30.

Thank you.

RESPONSE:

1005 SEP 27 1985 6:21

David L. Chew
Staff Secretary
Ext. 2702



EXECUTIVE OFFICE OF THE PRESIDENT
OFFICE OF MANAGEMENT AND BUDGET
WASHINGTON, D.C. 20503

Received 9/25

SEP 27 PM 5:00

SEP 27 1985

MEMORANDUM FOR THE PRESIDENT

Subject: Enrolled Bill H.R. 3414 - Temporary extension of
flexitime authority for Federal agencies
Sponsor - Rep. Ackerman (D) New York

Last Day for Action

The authority extended by H.R. 3414 is scheduled to expire on September 30, 1985. OPM therefore urges approval as soon as possible.

Purpose

Extends through October 31, 1985, current authority for Federal agencies to adopt flexible and compressed work schedules.

Agency Recommendations

Office of Management and Budget	Approval
Office of Personnel Management	Approval

Discussion

The Federal Employee Flexible and Compressed Work Schedules Act of 1982 (P.L. 97-221) continued for a three-year period ending July 23, 1985, a program first enacted in 1978 under which Federal agencies are authorized to negotiate with employees to establish alternative work schedules (AWS). These AWS arrangements generally allow employees more flexible arrival and departure times for work, under a variety of plans within the standard 8-hour day and 40-hour workweek ("flexitime"), or provide for "compressed" schedules under which employees work longer hours a day for a shorter workweek, such as four 10-hour days a week.

The Administration has proposed a permanent extension of this program, which has been passed by the House in H.R. 1534. However, the Senate has not yet acted, and an interim measure, P.L. 99-69, temporarily extended the program through Monday, September 30, 1985.

H.R. 3414, which passed both Houses by voice vote, would substitute October 31, 1985, as the new sunset date for the existing program. This would allow additional time for the Congress to act on a permanent AWS program.

Naomi R Sweeney
Acting Assistant Director for
Legislative Reference

Enclosures

FEDERAL EMPLOYEES FLEXIBLE AND COMPRESSED WORK SCHEDULES ACT OF 1982 EXTENSION

Mr. ACKERMAN. Mr. Speaker, I ask unanimous consent that the Committee on Post Office and Civil Service be discharged from further consideration of the bill (H.R. 3414), to provide that the authority to establish and administer flexible and compressed work schedules for Federal Government employees be extended through November 14, 1985, and ask for its immediate consideration.

The Clerk read the title of the bill.

The SPEAKER pro tempore. Is there objection to the request of the gentleman from New York?

Mr. GILMAN. Mr. Speaker, reserving the right to object, I shall not object, but I rise to ask the gentleman from New York [Mr. ACKERMAN] to explain what this measure is.

Mr. ACKERMAN. Mr. Speaker, will the gentleman yield?

Mr. GILMAN. I yield to the gentleman from New York.

Mr. ACKERMAN. Mr. Speaker, H.R. 3414 is a noncontroversial bill, which has been cleared with the minority. It is an emergency measure which will permit the continuation of alternative work schedules, which are now being used by more than 300,000 Federal employees. The present authority for the program is due to expire next Monday, September 30. H.R. 3414 is the only way to avoid the costly and unnecessary disruption which would result if that authority is permitted to lapse.

Mr. GILMAN. Mr. Speaker, I rise in support of H.R. 3414, an act to extend for a 30-day period, until October 31, the Federal Employees Flexible and Compressed Work Schedules Act.

Since the authorization by Congress in 1978 of experimental programs in the use of flexible and compressed work schedules, the great majority of comments concerning this program have been very positive.

The experimentation, sometimes referred to as flexitime, afforded Federal public employees the opportunity to participate in a number of work schedule designs other than the traditional 5-day, 40-hour workweek.

The program has not been without some weaknesses when used improperly outside the framework of management consultation, but as with the private sector experience, flexible work schedules result in innumerable benefits: increased usage of buildings and equipment, decreased traffic congestion, improved attendance, and heightened productivity and worker morale.

Recently, the results of a GAO and OPM study accessing the success of the program was released and the data showed that the program is highly productive; beneficial to both Government and to its employees and represents a permanent step toward accessible, efficient Government.

Accordingly, I urge my colleagues to support H.R. 3414.

(Mr. GILMAN asked and was given permission to revise and extend his remarks.)

Mr. GILMAN. Mr. Speaker, I withdraw my reservation of objection.

The SPEAKER pro tempore. Is there objection to the request of the gentleman from New York?

There was no objection.

THE CIVIL SERVICE COMMISSION

AMENDMENT IN THE NATURE OF A SUBSTITUTE OFFERED BY MR. ACKERMAN

Mr. ACKERMAN. Mr. Speaker, I offer an amendment in the nature of a substitute.

The Clerk read as follows:

Amendment in the nature of a substitute offered by Mr. ACKERMAN: Strike out all after the enacting clause and insert in lieu thereof the following:

That section 5 of the Federal Employees Flexible and Compressed Work Schedules Act of 1982 (5 U.S.C. 6101 note) is amended to read as follows:

Sec. 5. The amendments made by this Act shall not be in effect after October 31, 1985.

Mr. TAYLOR. Mr. Speaker, will the gentleman yield?

Mr. ACKERMAN. I yield to the gentleman from Kentucky.

(Mr. TAYLOR asked and was given permission to revise and extend his remarks.)

Mr. TAYLOR. Mr. Speaker, I rise to take this time to assure my colleagues that we on the minority side of the committee have no objection to the bill now being considered or the amendment.

I want to commend the chairman for bringing forth another extension of this program because I believe it has proven to be one of the more successful programs we have authorized and, hopefully, we will have a permanent authorization bill shortly.

Mr. WOLF. Mr. Speaker, will the gentleman yield?

Mr. ACKERMAN. I yield to the gentleman from Virginia.

Mr. WOLF. Mr. Speaker, I thank the gentleman for yielding.

I want to thank the gentleman from New York [Mr. ACKERMAN] for moving this bill so quickly. It is a bill that he has been very persistent on, and I thank him, and I hope we can have a unanimous vote for it.

Mr. PARRIS. Mr. Speaker, will the gentleman yield?

Mr. ACKERMAN. I yield to the gentleman from Virginia.

(Mr. PARRIS asked and was given permission to revise and extend his remarks.)

Mr. PARRIS. Mr. Speaker, I thank the gentleman for yielding.

This measure is critical to literally thousands of people in the Washington metropolitan area, including in my district. I thank the gentleman for moving this legislation and thank him for yielding.

Mr. PARRIS. Mr. Speaker, the flexible and compressed work schedule has generated more phone calls to my office than any other Federal issue in recent memory. And every one of these callers, from managers to entry-level employees, support permanently extending this program.

Flexitime works. It is supported by Republicans, Democrats, the White House and Congress. We have reams of hearing testimony from almost every faction of Federal Government lauding the merits of this program.

I regret we do not have a permanent extension for flexitime at this moment. Nevertheless, I ask my colleagues to support H.R. 3414 to extend the program until October 31, 1985. Unless we pass this legislation before adjournment this week, flexitime will expire and the countless number of vital services provided by Government employees under this program will be adversely affected.

Mr. Speaker, I don't believe my colleagues on either side of the aisle want this. Please support H.R. 3414.

The SPEAKER pro tempore. The question is on the amendment in the nature of a substitute offered by the gentleman from New York [Mr. ACKERMAN].

The amendment in the nature of a substitute was agreed to.

The bill was ordered to be engrossed and read a third time, was read the third time, and passed.

The title of the bill was amended so as to read: "An act to provide that the authority to establish and administer flexible and compressed work schedules for Federal Government employees be extended through October 31, 1985."

A motion to reconsider was laid on the table.

GENERAL LEAVE

Mr. ACKERMAN. Mr. Speaker, I ask unanimous consent that all Members may have 5 legislative days in which to revise and extend their remarks, and include extraneous matter on H.R. 3414, the bill just passed.

The SPEAKER pro tempore. Is there objection to the request of the gentleman from New York?

There was no objection.

FOOD SECURITY ACT OF 1985

The SPEAKER pro tempore. Pursuant to House Resolution 267 and Rule XXIII, the Chair declares the hour in the Committee of the Whole House on the State of the Union for the further consideration of the bill, H.R. 2100.

SEARCH OF 6,561 BILLS AND RESOLUTIONS TO FIND 1 MEASURE:

LIMITED TO THE SPECIFIC MEASURE: H.R.3414

BY ACKERMAN (D-NY) -- Flexible and Compressed Work Schedules for
Federal Government Employees; Extension of Authority

CAPTION (OFFICIAL TITLE):

An act to provide that the authority to establish and administer flexible
and compressed work schedules for Federal Government employees be extended
through October 31, 1985.

INTRODUCED: 09/23/85

COSPONSORS:

CURRENTLY: NONE

ALL SPECIFIED ACTIONS:

09/23/85 -- IN THE HOUSE

Introduced

Referred to HOUSE COMMITTEE ON POST OFFICE AND CIVIL SERVICE

09/26/85 -- IN THE HOUSE

Motion to discharge, BY ACKERMAN (D-NY)

Measure discharged from HOUSE COMMITTEE ON POST OFFICE AND CIVIL SERVICE

Considered in (laid before) the House (CR Page H-7808)

Amendment offered, BY ACKERMAN (D-NY) in the nature of a substitute that
extends the flextime program to October 31, 1985 (CR Page H-7808)

Agreed to amendment, BY ACKERMAN (D-NY) (VOICE VOTE) in the nature of a
substitute

Measure passed to third reading (VOICE VOTE)

Measure passed (agreed to) (VOICE VOTE)

Title of measure amended (see "Describe" report)

09/26/85 -- IN THE SENATE

Motion to consider (or proceed with consideration), BY DOLE (R-KS)

No objection to request for unanimous consent, BY DOLE (R-KS)

Considered in (laid before) the Senate (CR Page S-12251)

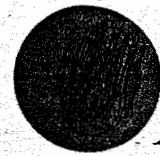
Measure passed to third reading (VOICE VOTE)

Measure passed (agreed to) (VOICE VOTE)

Received in the Senate, after passage in the House

DO YOU WISH TO ADD TO OR CREATE A FILE OF MEASURES?.....

WHITE HOUSE CORRESPONDENCE TRACKING WORKSHEET



O - OUTGOING

H - INTERNAL

I - INCOMING

Date Correspondence Received (YY/MM/DD) 1 1

Name of Correspondent: David Chew

MI Mail Report

User Codes: (A) _____ (B) _____ (C) _____

Subject: Enrolled Bill H.R. 3454 - Temporary Extensions of Agricultural Programs

ROUTE TO:

ACTION

DISPOSITION

Office/Agency (Staff Name)	Action Code	Tracking Date YY/MM/DD	Type of Response Code	Completion Date YY/MM/DD
<u>CUHOLH</u>	<u>ORIGINATOR</u>	<u>85109130</u>		<u>1 1</u>
	Referral Note:			
<u>CUAT18</u>	<u>R</u>	<u>85109130</u>	<u>S</u>	<u>85109130</u>
	Referral Note:		<u>Immediate</u>	
		<u>1 1</u>		<u>1 1</u>
	Referral Note:			
		<u>1 1</u>		<u>1 1</u>
	Referral Note:			
		<u>1 1</u>		<u>1 1</u>
	Referral Note:			

ACTION CODES:

- A - Appropriate Action
- C - Comment/Recommendation
- D - Draft Response
- F - Furnish Fact Sheet to be used as Enclosure

- I - Info Copy Only/No Action Necessary
- R - Direct Reply w/Copy
- S - For Signature
- X - Interim Reply

DISPOSITION CODES:

- A - Answered
- B - Non-Special Referral
- C - Completed
- S - Suspended

FOR OUTGOING CORRESPONDENCE:

- Type of Response = Initials of Signer
- Code = "A"
- Completion Date = Date of Outgoing

Comments: _____

Keep this worksheet attached to the original incoming letter.
 Send all routing updates to Central Reference (Room 75, OEOB).
 Always return completed correspondence record to Central Files.
 Refer questions about the correspondence tracking system to Central Reference, ext. 2590.

THE WHITE HOUSE

WASHINGTON

October 25, 1985

MEMORANDUM FOR DAVID L. CHEW
STAFF SECRETARY

FROM: JOHN G. ROBERTS *JGR*
ASSOCIATE COUNSEL TO THE PRESIDENT

SUBJECT: Enrolled Bill H.R. 2174 --
Colville Indian Judgment Funds

Counsel's Office has reviewed the above-referenced enrolled bill, and finds no objection to it from a legal perspective.

WHITE HOUSE CORRESPONDENCE TRACKING WORKSHEET

O - OUTGOING

H - INTERNAL

I - INCOMING

Date Correspondence Received (YY/MM/DD) 1 1

Name of Correspondent: D. Chew

MI Mail Report

User Codes: (A) _____ (B) _____ (C) _____

Subject: Enrolled Bill H.R. 2174 - Colville Indian Judgment Funds

ROUTE TO:		ACTION		DISPOSITION	
Office/Agency	(Staff Name)	Action Code	Tracking Date YY/MM/DD	Type of Response	Completion Date YY/MM/DD
<u>Cushman</u>		ORIGINATOR	<u>85/10/25</u>		<u>1 1</u>
		Referral Note:			
<u>Dept 18</u>		<u>R</u>	<u>85/10/25</u>		<u>85/10/28</u>
		Referral Note:			<u>5 PM</u>
			<u>1 1</u>		<u>1 1</u>
		Referral Note:			
			<u>1 1</u>		<u>1 1</u>
		Referral Note:			
			<u>1 1</u>		<u>1 1</u>
		Referral Note:			

ACTION CODES

- A - Appropriate Action
- C - Comment/Recommendation
- D - Draft Response
- F - Furnish Fact Sheet to be used as Enclosure

- I - Info Copy Only/No Action Necessary
- R - Direct Reply w/Copy
- S - For Signature
- X - Interim Reply

DISPOSITION CODES

- A - Answered
- B - Non-Special Referral
- C - Completed
- S - Suspended

FOR OUTGOING CORRESPONDENCE

- Type of Response = Initials of Signer
- Code = "A"
- Completion Date = Date of Outgoing

Comments: _____

Keep this worksheet attached to the original incoming letter.
 Send all routing updates to Central Reference (Room 75, DEOB).
 Always return completed correspondence record to Central Files.
 Refer questions about the correspondence tracking system to Central Reference, ext. 2890.

WHITE HOUSE STAFFING MEMORANDUM

DATE: 10/24/85 ACTION/CONCURRENCE/COMMENT DUE BY: 5:00 pm, Mon., 10/28/85

SUBJECT: ENROLLED BILL H.R. 2174 - Colville Indian Judgment Funds

	ACTION FYI			ACTION FYI	
VICE PRESIDENT	<input type="checkbox"/>	<input checked="" type="checkbox"/>	LACY	<input type="checkbox"/>	<input type="checkbox"/>
REGAN	<input type="checkbox"/>	<input checked="" type="checkbox"/>	McFARLANE	<input type="checkbox"/>	<input type="checkbox"/>
MILLER	<input type="checkbox"/>	<input type="checkbox"/>	OGLESBY	<input checked="" type="checkbox"/>	<input type="checkbox"/>
BUCHANAN	<input checked="" type="checkbox"/>	<input type="checkbox"/>	RYAN	<input type="checkbox"/>	<input type="checkbox"/>
CHAVEZ	<input checked="" type="checkbox"/>	<input type="checkbox"/>	SPEAKES	<input type="checkbox"/>	<input checked="" type="checkbox"/>
CHEW	<input type="checkbox"/>	<input checked="" type="checkbox"/>	SPRINKEL	<input type="checkbox"/>	<input type="checkbox"/>
DANIELS	<input type="checkbox"/>	<input type="checkbox"/>	SVAHN	<input checked="" type="checkbox"/>	<input type="checkbox"/>
FIELDING	<input checked="" type="checkbox"/>	<input type="checkbox"/>	THOMAS	<input checked="" type="checkbox"/>	<input type="checkbox"/>
FRIEDERSDORF	<input checked="" type="checkbox"/>	<input type="checkbox"/>	TUTTLE	<input type="checkbox"/>	<input type="checkbox"/>
HENKEL	<input type="checkbox"/>	<input type="checkbox"/>	_____	<input type="checkbox"/>	<input type="checkbox"/>
HICKEY	<input type="checkbox"/>	<input type="checkbox"/>	_____	<input type="checkbox"/>	<input type="checkbox"/>
HICKS	<input type="checkbox"/>	<input type="checkbox"/>	_____	<input type="checkbox"/>	<input type="checkbox"/>
KINGON	<input checked="" type="checkbox"/>	<input type="checkbox"/>	_____	<input type="checkbox"/>	<input type="checkbox"/>

REMARKS:

Please submit your comments on the attached Enrolled Bill directly to my office by 5:00 p.m. Monday, October 28. Thank you.

RESPONSE:



EXECUTIVE OFFICE OF THE PRESIDENT

OFFICE OF MANAGEMENT AND BUDGET

WASHINGTON, D.C. 20503

OCT 24 1985

MEMORANDUM FOR THE PRESIDENT

Subject: Enrolled Bill H.R. 2174 - Colville Indian Judgment Funds
Sponsors - Reps. Foley (D) and Morrison (R) Washington

Last Day for Action

October 30, 1985 - Wednesday

Purpose

Transfers to the Colville Business Council any undistributed portion of certain judgments awarded the Confederated Tribes of the Colville Reservation in the State of Washington.

Agency Recommendations

Office of Management and Budget	Approval
Department of the Interior	Approval
Department of Justice	No objection

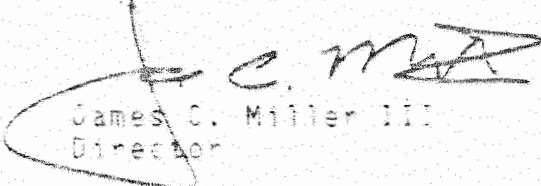
Discussion

The Confederated Tribes of the Colville Reservation in the State of Washington were awarded judgments from the Indian Claims Commission under dockets 161, 222, and 224 in 1965. The plan for the use and distribution of these judgment funds became effective in 1976, and it included the set-aside of funds for a per capita distribution to tribal members.

Starting in 1978 and thereafter, Indian judgment distribution plans routinely provide that any balance remaining in the treasury, after the allocation of per capita payments, automatically revert to the governing body of the tribe. However, since the distribution plan for awards from the above mentioned dockets predates this change, legislation is needed to allow the remaining balances to be transferred to the Colville Business Council. H.R. 2174 would provide the necessary authority to transfer the remaining judgment funds and accrued interest, which as of March 31, 1985, came to \$211,209.

H.R. 2174 includes a requirement for Secretary of the Interior approval prior to the expenditure of transferred funds by the Colville Business Council. In a report of August 23, 1985, to the House Interior and Insular Affairs Committee, Interior recommended enactment of H.R. 2174, provided that the post-hoc requirement for Secretarial approval be deleted because of the potential administrative difficulty. While the bill was not amended to incorporate this recommendation, Interior's enrolled bill letter states that the Department's concern with this requirement has been alleviated because the Council will use the funds for ongoing tribal programs and has pledged to work closely with the Department in the expenditure of the transferred judgment funds. In recommending approval, Interior concludes that "...the circumstances of the proposed transfer are sufficiently unique that our approval of the post-hoc requirement of Secretarial approval will not be construed as a precedent."

H.R. 2174 passed both Houses of the Congress by voice vote.



James C. Miller III
Director

Enclosures