

George W. Bush Presidential Library

Collection: Executive Clerk, Office of the

Series: Saunders, G. Timothy (Tim) - Bill Files

Folder Title: 01/15/2002 [S. 1793] [2]

Withdrawn/Redacted Material

The George W. Bush Library

DOCUMENT NO.	FORM	SUBJECT/TITLE	PAGES	DATE	RESTRICTION(S)
001	Draft	STATEMENT BY THE PRESIDENT	1	01/08/2002	P5;
002	Letter	[Letter on S. 1793] - To: Honorable Mitch Daniels, Jr. - From: Rod Paige	1	12/21/2001	P5;
003	Draft	STATEMENT BY THE PRESIDENT	1	01/08/2002	P5;
004	Draft	STATEMENT BY THE PRESIDENT	1	01/08/2002	P5;
005	Draft	STATEMENT BY THE PRESIDENT	1	01/08/2002	P5;
006	Draft	STATEMENT BY THE PRESIDENT	1	01/08/2002	P5;
007	Draft	STATEMENT BY THE PRESIDENT	1	01/08/2002	P5;

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SERIES:

Saunders, G. Timothy (Tim) - Bill Files

FOLDER TITLE:

01/15/2002 [S. 1793] [2]

FRC ID:

782

RESTRICTION CODES

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1/15/02

SS/ RM NO. 505298

WHITE HOUSE STAFFING MEMORANDUM

Date: 01-08-02 ACTION / CONCURRENCE / COMMENT DUE BY: 01-09-02 10:00 AM

SIGNING STATEMENT -- S.1793 HIGHER EDUCATION RELIEF OPPORTUNITIES
Subject: FOR STUDENTS ACT OF 2001

	ACTION	FYI		ACTION	FYI
VICE PRESIDENT	☒	☐	HUBBARD	☒	☐
CARD	☒	☐	HUGHES	☒	☐
BLAKEMAN	☐	☐	IRASTORZA	☐	☐
BOLTEN	☒	☐	JOHNSON	☐	☐
CALIO	☒	☐	LINDSEY	☒	☐
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GONZALES	☒	☐	SPELLINGS	☒	☐
HAGIN	☐	☐	CLERK	☐	☒
HAWKINS	☒	☐		☐	☐

REMARKS:

Please forward comments directly to the Staff Secretary no later than NOON, Wednesday, January 9, 2001, with a cc to Jim Jukes. The Signing Statement needs to be read in conjunction with the Enrolled Bill Memo. Thank you.

RESPONSE:

Harriet E. Miers
Assistant to the President
and Staff Secretary
Ext. 62702

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WHITE HOUSE STAFFING MEMORANDUM

Date: 1-7-02 ACTION / CONCURRENCE / COMMENT DUE BY: 1-8-02, 4:00 PMS. 1793 - HIGHER EDUCATION RELIEF OPPORTUNITIES FOR STUDENTS ACT OF
Subject: 2001

	ACTION	FYI		ACTION	FYI
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BLAKEMAN	☐	☐	IRASTORZA	☐	☐
BOLTEN	☒	☐	JOHNSON	☐	☐
CALIO	☒	☐	LINDSEY	☒	☐
CONNAUGHTON	☐	☐	MIERS	☐	☒
DANIELS	☐	☒	RICE	☐	☐
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GONZALES	☒	☐	SPELLINGS	☒	☐
HAGIN	☐	☐	CLERK	☒	☒
HAWKINS	☒	☐		☐	☐

REMARKS:

PLEASE SEND REMARKS TO STAFF SECRETARY, EXT. 62702, FAX 62215, NO LATER THAN
4:00 PM TUESDAY, 1-8-02. THANK YOU.

RESPONSE:

Harriet E. Miers
Assistant to the President
and Staff Secretary
Ext. 62702



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

1/15/02

02 JAN 7 4 10 25

THE DIRECTOR

January 7, 2002

MEMORANDUM FOR THE PRESIDENT

SUBJECT: Enrolled Bill S. 1793 - Higher Education Relief Opportunities for Students Act
of 2001
Sponsors - Sen. Collins (R) ME and 17 cosponsors

Last Day for Action

January 15, 2002 - Tuesday

Purpose

Permits the Secretary of Education to waive or modify Federal student financial assistance program requirements to assist individuals or academic institutions affected by the national emergency declared by the President on September 14, 2001, or subsequent emergencies caused by a terrorist attack.

Agency Recommendations

Office of Management and Budget

Approval

Department of Education

Approval

Department of Defense

Approval (Informally)

Department of Veterans Affairs

Approval (Informally)

Department of Justice

No objection (Informally)

Department of the Treasury

No objection (Informally)

Discussion

Student Loan Program Waiver Authority. S. 1793 would authorize the Secretary of Education (ED) to waive or modify any statutory or regulatory provision applicable to student loan programs under the Higher Education Act of 1965 as he or she deems necessary in connection with a national emergency caused by a terrorist attack. According to remarks made during House floor debate on S. 1793, the legislation is intended in part to allow student loan payments to be deferred for certain individuals affected by the September 11th attacks.

Waivers would be authorized to ensure that "affected" student loan borrowers are not placed in a "worse position" because of a terrorist attack. "Affected" individuals include those who: (1) are serving on active duty or National Guard duty during the national emergency; (2) reside in or are employed in an area that is declared a disaster area in connection with the national emergency; or (3) suffer direct economic hardship as a direct result of the national emergency. The waivers would apply to members of a Reserve of an Armed Force ordered to active duty as well as retired military personnel who are recalled, regardless of the location at which the active duty service is performed.

The bill also would authorize waivers to minimize administrative requirements placed on such borrowers, "without impairing the integrity of the student loan programs," in order to ease the burden on such borrowers and to avoid technical violations or loan defaults. The Secretary also would be authorized to modify certain income eligibility definitions used in determining student financial aid in order to reflect more accurately the financial condition of those individuals affected by the terrorist attacks.

The bill also would authorize the Secretary of ED to grant temporary relief from certain administrative requirements to institutions of higher education, lenders, and guaranty agencies involved in student assistance programs that are located in, or whose operations are directly affected by, areas declared disaster areas by any Federal, State, or local official in connection with the national emergency.

The authority under S. 1793 would expire on September 30, 2003.

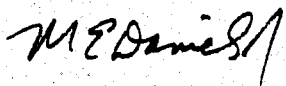
Federal Register and Reporting Requirements. ED would be required to publish in the Federal Register notice of any statutory or regulatory waiver or modification authorized under S. 1793. The notice must include: (1) the terms and conditions to be applied in lieu of the waived or modified provisions; and (2) examples of measures that educational institutions may take to adjust financial need and aid eligibility determinations. ED would be required to report to Congress, within 15 months of first exercising any waiver or modification authority authorized by the enrolled bill, on the impact of such waivers on the affected individuals or student aid programs. That report must include the Secretary's recommendations for changes to the statutory or regulatory provisions that were the subject of such waiver or modification.

Sense of Congress on Tuition Refunds. The enrolled bill expresses the "sense of Congress" that all institutions offering post-secondary education should provide a full refund or credit to students who are members of the Armed Forces serving on active duty during a national emergency caused by a terrorist attack for the portion of instruction that the student was unable to complete.

Conclusion and Recommendations

ED strongly recommends approval of S. 1793 because it will help "send the important message that this Nation will not abide terrorism." The Department notes that similar waiver authority was enacted in response to Operation Desert Storm in 1991.

We join ED in recommending approval of S. 1793, which passed the Senate by unanimous consent and the House by voice vote.



Mitchell E. Daniels, Jr.
Director

Enclosures

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

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PRM. Personal record misfile defined in accordance with 44 U.S.C. 2201(3).

Deed of Gift Restrictions

- A. Closed by Executive Order 13526 governing access to national security information.
- B. Closed by statute or by the agency which originated the document.
- C. Closed in accordance with restrictions contained in donor's deed of gift.

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WHITE HOUSE STAFFING MEMORANDUM

Date: 01-08-02 ACTION / CONCURRENCE / COMMENT DUE BY: 01-09-02 10:00 AMSIGNING STATEMENT -- S.1793 HIGHER EDUCATION RELIEF OPPORTUNITIES
Subject: FOR STUDENTS ACT OF 2001

	ACTION	FYI		ACTION	FYI
VICE PRESIDENT	☒	☐	HUBBARD	☒	☐
CARD	☒	☐	HUGHES	☒	☐
BLAKEMAN	☐	☐	IRASTORZA	☐	☐
BOLTEN	☒	☐	JOHNSON	☐	☐
CALIO	☒	☐	LINDSEY	☒	☐
CONNAUGHTON	☐	☐	MIERS	☐	☒
DANIELS	☐	☒	RICE	☐	☐
FLEISCHER	☐	☐	RIDGE	☐	☐
GERSON	☐	☐	ROVE	☒	☐
GONZALES	☒	☐	SPELLINGS	☒	☐
HAGIN	☐	☐	CLERK	☐	☒
HAWKINS	☒	☐	_____	☐	☐

REMARKS:

Please forward comments directly to the Staff Secretary no later than NOON, Wednesday, January 9, 2001, with a cc to Jim Jukes. The Signing Statement needs to be read in conjunction with the Enrolled Bill Memo. Thank you.

RESPONSE:

Harriet E. Miers
Assistant to the President
and Staff Secretary
Ext. 62702

Withdrawal Marker

The George W. Bush Library

FORM	SUBJECT/TITLE	PAGES	DATE	RESTRICTION(S)
Draft	STATEMENT BY THE PRESIDENT	1	01/08/2002	P5;

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COLLECTION:

Executive Clerk, Office Of the

SERIES:

Saunders, G. Timothy (Tim) - Bill Files

FOLDER TITLE:

01/15/2002 [S. 1793] [2]

FRC ID:

782

FOIA IDs and Segments:

OA Num.:

733

NARA Num.:

1459

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 *** TX REPORT ***

TRANSMISSION OK

TX/RX NO	1521	
CONNECTION TEL		66212
CONNECTION ID		
ST. TIME	01/08 22:04	
USAGE T	00'45	
PGS. SENT	2	
RESULT	OK	

SS/ RM NO. 505298

WHITE HOUSE STAFFING MEMORANDUM

Date: 01-08-02 ACTION / CONCURRENCE / COMMENT DUE BY: 01-09-02 10:00 AM

SIGNING STATEMENT -- S.1793 HIGHER EDUCATION RELIEF OPPORTUNITIES
 Subject: FOR STUDENTS ACT OF 2001

	ACTION	FYI		ACTION	FYI
VICE PRESIDENT →	☒	☐	HUBBARD	☒	☐
CARD	☒	☐	HUGHES	☒	☐
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GERSON	☐	☐	ROVE	☒	☐
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HAGIN	☐	☐	CLERK	☐	☒
HAWKINS	☒	☐		☐	☐

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GONZALES	☒	☐	SPELLINGS	☒	☐
HAGIN	☐	☐	CLERK	☐	☒
HAWKINS	☒	☐	_____	☐	☐

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RESPONSE:

Harriet E. Miers
Assistant to the President
and Staff Secretary
Ext. 62702

Withdrawal Marker

The George W. Bush Library

FORM	SUBJECT/TITLE	PAGES	DATE	RESTRICTION(S)
Draft	STATEMENT BY THE PRESIDENT	1	01/08/2002	P5;

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COLLECTION:

Executive Clerk, Office Of the

SERIES:

Saunders, G. Timothy (Tim) - Bill Files

FOLDER TITLE:

01/15/2002 [S. 1793] [2]

FRC ID:

782

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OA Num.:

733

NARA Num.:

1459

RESTRICTION CODES

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Records Not Subject to FOIA

Court Sealed - The document is withheld under a court seal and is not subject to the Freedom of Information Act.

 *** TX REPORT ***

TRANSMISSION OK

TX/RX NO 1522
 CONNECTION TEL 51005
 CONNECTION ID
 ST. TIME 01/08 22:50
 USAGE T 00'43
 PGS. SENT 2
 RESULT OK

SS/ RM NO. 505298

WHITE HOUSE STAFFING MEMORANDUM

Date: 01-08-02 ACTION / CONCURRENCE / COMMENT DUE BY: 01-09-02 10:00 AM

SIGNING STATEMENT -- S.1793 HIGHER EDUCATION RELIEF OPPORTUNITIES
 Subject: FOR STUDENTS ACT OF 2001

	ACTION	FYI		ACTION	FYI
VICE PRESIDENT	☒	☐	HUBBARD	☒	☐
CARD	☒	☐	HUGHES	☒	☐
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GONZALES	☒	☐	SPELLINGS	☒	☐
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HAWKINS	☒	☐		☐	☐

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WHITE HOUSE STAFFING MEMORANDUM

Date: 01-08-02 ACTION / CONCURRENCE / COMMENT DUE BY: 01-09-02 10:00 AM

SIGNING STATEMENT -- S.1793 HIGHER EDUCATION RELIEF OPPORTUNITIES
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RESPONSE:

Harriet E. Miers
Assistant to the President
and Staff Secretary
Ext. 62702

Withdrawal Marker

The George W. Bush Library

FORM	SUBJECT/TITLE	PAGES	DATE	RESTRICTION(S)
Draft	STATEMENT BY THE PRESIDENT	1	01/08/2002	P5;

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COLLECTION:

Executive Clerk, Office Of the

SERIES:

Saunders, G. Timothy (Tim) - Bill Files

FOLDER TITLE:

01/15/2002 [S. 1793] [2]

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Records Not Subject to FOIA

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 *** TX REPORT ***

TRANSMISSION OK

TX/RX NO 1523
 CONNECTION TEL 56958
 CONNECTION ID
 ST. TIME 01/08 22:56
 USAGE T 00'45
 PGS. SENT 2
 RESULT OK

SS/ RM NO. 505298

WHITE HOUSE STAFFING MEMORANDUM

Date: 01-08-02 ACTION / CONCURRENCE / COMMENT DUE BY: 01-09-02 10:00 AM

SIGNING STATEMENT -- S.1793 HIGHER EDUCATION RELIEF OPPORTUNITIES
 Subject: FOR STUDENTS ACT OF 2001

	ACTION	FYI		ACTION	FYI
VICE PRESIDENT	☒	☐	HUBBARD	☒	☐
CARD	☒	☐	HUGHES	☒	☐
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Assistant to the President
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Ext. 62702

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FORM	SUBJECT/TITLE	PAGES	DATE	RESTRICTION(S)
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SERIES:

Saunders, G. Timothy (Tim) - Bill Files

FOLDER TITLE:

01/15/2002 [S. 1793] [2]

FRC ID:

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WHITE HOUSE STAFFING MEMORANDUM

Date: 01-08-02 ACTION / CONCURRENCE / COMMENT DUE BY: 01-09-02 10:00 AM

SIGNING STATEMENT -- S.1793 HIGHER EDUCATION RELIEF OPPORTUNITIES

Subject: FOR STUDENTS ACT OF 2001

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Date: 01-08-02

ACTION / CONCURRENCE / COMMENT DUE BY: 01-09-02 10:00 AM

SIGNING STATEMENT -- S.1793 HIGHER EDUCATION RELIEF OPPORTUNITIES

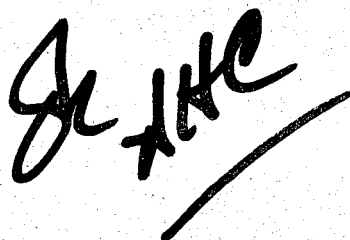
Subject: FOR STUDENTS ACT OF 2001

	ACTION	FYI		ACTION	FYI
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GONZALES	☒	☐	SPELLINGS	☒	☐
HAGIN	☐	☐	CLERK	☐	☒
HAWKINS	☒	☐		☐	☐

REMARKS:

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RESPONSE:



Harriet E. Miers
Assistant to the President
and Staff Secretary
Ext. 62702

Withdrawal Marker

The George W. Bush Library

FORM	SUBJECT/TITLE	PAGES	DATE	RESTRICTION(S)
Draft	STATEMENT BY THE PRESIDENT	1	01/08/2002	P5;

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COLLECTION:

Executive Clerk, Office Of the

SERIES:

Saunders, G. Timothy (Tim) - Bill Files

FOLDER TITLE:

01/15/2002 [S. 1793] [2]

FRC ID:

782

OA Num.:

733

NARA Num.:

1459

FOIA IDs and Segments:

RESTRICTION CODES

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

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PRM. Personal record misfile defined in accordance with 44 U.S.C. 2201(3).

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Records Not Subject to FOIA

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OFFICE OF THE VICE PRESIDENT
WASHINGTON

02 JAN 09 AM 10:52

January 9, 2002

MEMORANDUM FOR HARRIET MIERS
STAFF SECRETARY

FROM: JONATHAN BURKS 
DEPUTY STAFF SECRETARY TO THE VICE PRESIDENT

**SUBJECT: Signing Statement – S. 1793 Higher Education Relief
Opportunities for Students Act of 2001**

The Office of the Vice President has reviewed the above-referenced draft and concurs in the issuance of the proposed signing statement.

cc: Jim Jukes
Assistant Director, OMB

WHITE HOUSE STAFFING MEMORANDUM

Date: 01-08-02 ACTION / CONCURRENCE / COMMENT DUE BY: 01-09-02 10:00 AM

SIGNING STATEMENT -- S.1793 HIGHER EDUCATION RELIEF OPPORTUNITIES

Subject: FOR STUDENTS ACT OF 2001

02 JAN 9 AM 11:37

	ACTION	FYI		ACTION	FYI
VICE PRESIDENT	☒	☐	HUBBARD	☒	☐
CARD	☒	☐	HUGHES	☒	☐
BLAKEMAN	☐	☐	IRASTORZA	☐	☐
BOLTEN	☒	☐	JOHNSON	☐	☐
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HAWKINS	☒	☐		☐	☐

REMARKS:

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RESPONSE:

Legislative Affairs (Howard) sh

Harriet E. Miers
Assistant to the President
and Staff Secretary
Ext. 62702

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SS/ RM NO. 505298

WHITE HOUSE STAFFING MEMORANDUM

NOEL

Date: 01-08-02 ACTION / CONCURRENCE / COMMENT DUE BY: 01-09-02 10:00 AM

02 JAN 9 AM 11:37

SIGNING STATEMENT -- S.1793 HIGHER EDUCATION RELIEF OPPORTUNITIES
Subject: FOR STUDENTS ACT OF 2001

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REMARKS:

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RESPONSE:

Counsel's office has no comments.

Hjt

Harriet E. Miers
Assistant to the President
and Staff Secretary
Ext. 62702

WHITE HOUSE STAFFING MEMORANDUM

Date: 01-08-02 ACTION / CONCURRENCE / COMMENT DUE BY: 01-09-02 10:00 AMSIGNING STATEMENT -- S.1793 HIGHER EDUCATION RELIEF OPPORTUNITIES
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RESPONSE:

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Assistant to the President
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