

George W. Bush Presidential Library

Collection: Executive Clerk, Office of the

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

Folder Title: 09/18/2002 [H.R. 5012] [771413] [1]

Withdrawn/Redacted Material

The George W. Bush Library

DOCUMENT NO.	FORM	SUBJECT/TITLE	PAGES	DATE	RESTRICTION(S)
001	Memorandum	John F. Kennedy Center Plaza Authorization Act of 2002 - To: POTUS - From: Mitchell E. Daniels, Jr.	4	09/17/2002	P5;
002	Memorandum	John F. Kennedy Center Plaza Authorization Act of 2002 - To: POTUS - From: Mitchell E. Daniels, Jr.	4	09/17/2002	P5;
004	Statement	[Draft re: H.R. 5012]	1	09/17/2002	P5;
005	Statement	[Draft re: H.R. 5012]	1	N.D.	P5;
006	Statement	[Draft re: H.R. 5012]	1	N.D.	P5;
007	Statement	[Draft re: H.R. 5012]	1	09/17/2002	P5;
008	Statement	[Draft re: H.R. 5012]	1	09/17/2002	P5;
009	Statement	[Draft re: H.R. 5012]	1	N.D.	P5;

COLLECTION TITLE:

Executive Clerk, Office Of the

SERIES:

Saunders, G. Timothy (Tim) - Bill Files

FOLDER TITLE:

09/18/2002 [H.R. 5012] [771413] [1]

FRC ID:

6360

RESTRICTION CODES

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

- P1 National Security Classified Information [(a)(1) of the PRA]
- P2 Relating to the appointment to Federal office [(a)(2) of the PRA]
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PRM. Personal record misfile defined in accordance with 44 U.S.C. 2201(3).

Deed of Gift Restrictions

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- B. Closed by statute or by the agency which originated the document.
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012	Memorandum	John F. Kennedy Center Plaza Authorization Act of 2002 - To: POTUS - From: Mitchell E. Daniels, Jr.	3	09/13/2002	P5;
013	Memorandum	John F. Kennedy Center Plaza Authorization Act of 2002 - To: POTUS - From: Mitchell E. Daniels, Jr.	3	09/13/2002	P5;
014	Letter	[Views of the U.S. Department of Justice] - To: Mitchell E. Daniels, Jr. - From: Daniel J. Bryant	2	09/12/2002	P5;
015	Memorandum	John F. Kennedy Center Plaza Authorization Act of 2002 - To: POTUS - From: Mitchell E. Daniels, Jr.	3	09/13/2002	P5;

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019	Memorandum	John F. Kennedy Center Plaza Authorization Act of 2002 - To: POTUS - From: Mitchell E. Daniels, Jr.	3	09/13/2002	P5;
020	Routing Memo	[Re: H.R. 5012] - From: OVP	1	09/16/2002	P5;
021	Statement	[Draft re: H.R. 5012]	1	09/16/2002	P5;
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T003	Statement	H.R. 5012 - From: White House	1	09/18/2002	Transferred

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LAW_M

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FG006-01

Barcode Scanning Sheet

Collection Code: **SECLOG**

Staff Name:

Document Date:

Correspondent: **TIM SAUNDERS**

Subject/Description: **OVERSIZE ATTACHMENT # 9467 NARA # 9358 BOX 3
FOLDER 7 BILL FILES RECEIVED FROM THE OFFICE OF
THE EXECUTIVE CLERK - SEP 18 02 ENROLLED BILL H.R.
5012 ☐ JOHN F. KENNEDY CENTER PLAZA
AUTHORIZATION ACT OF 2002**

Withdrawal Marker

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One Hundred Seventh Congress of the United States of America

AT THE SECOND SESSION

*Begun and held at the City of Washington on Wednesday,
the twenty-third day of January, two thousand and two*

An Act

To amend the John F. Kennedy Center Act to authorize the Secretary of Transportation to carry out a project for construction of a plaza adjacent to the John F. Kennedy Center for the Performing Arts, and for other purposes.

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

SECTION 1. SHORT TITLE.

This Act may be cited as the "John F. Kennedy Center Plaza Authorization Act of 2002".

SEC. 2. JOHN F. KENNEDY CENTER PLAZA.

The John F. Kennedy Center Act (20 U.S.C. 76h et seq.) is amended—

- (1) by redesignating sections 12 and 13 as sections 13 and 14, respectively; and
- (2) by inserting after section 11 the following:

"SEC. 12. JOHN F. KENNEDY CENTER PLAZA.

"(a) DEFINITIONS.—In this section, the following definitions apply:

"(1) AIR RIGHTS.—The term 'air rights' means real property interests conveyed by deed, lease, or permit for the use of space between streets and alleys within the boundaries of the Project.

"(2) CENTER.—The term 'Center' means the John F. Kennedy Center for the Performing Arts.

"(3) GREEN SPACES.—The term 'green spaces' means areas within the boundaries of the Project or affected by the Project that are covered by grass, trees, or other vegetation.

"(4) PLAZA.—The term 'Plaza' means improvements to the area surrounding the John F. Kennedy Center building carried out under the Project and comprised of transportation elements (including roadways, sidewalks, and bicycle lanes) and non-transportation elements (including landscaping, green space, open public space, water, sewer, and utility connections).

"(5) PROJECT.—The term 'Project' means the Plaza project, as described in the TEA-21 report, providing for construction of a Plaza adjacent to the Center and for improved bicycle, pedestrian, and vehicular access to and around the Center. The term includes planning, design, engineering, and construction of the Plaza, buildings to be constructed on the Plaza, and related transportation improvements and may include any other elements of the Project identified in the TEA-21 report.

SEP - 9 2002
THE WHITE HOUSE

years 2003 through 2010. Such sums shall remain available until expended.”.

SEC. 4. CONFORMING AMENDMENTS.

(a) **SELECTION OF CONTRACTORS.**—Section 4(a)(2)(D) of the John F. Kennedy Center Act (20 U.S.C 76j(a)(2)(D)) is amended to read as follows:

“(D) **SELECTION OF CONTRACTORS.**—In carrying out the duties of the Board under this Act, the Board may negotiate any contract—

“(i) for planning, design, engineering, or construction of buildings to be erected on the John F. Kennedy Center Plaza under section 12 and for landscaping and other improvements to the Plaza; or

“(ii) for an environmental system for, a protection system for, or a repair to, maintenance of, or restoration of the John F. Kennedy Center for the Performing Arts,

with selected contractors and award the contract on the basis of contractor qualifications as well as price.”.

(b) **DEFINITIONS.**—Section 14 of the John F. Kennedy Center Act (as redesignated by section 2 of this Act) is amended by adding at the end the following: “Upon completion of the project for establishment of the John F. Kennedy Center Plaza authorized by section 12, the Board, in consultation with the Secretary of Transportation, shall amend the map that is on file and available for public inspection under the preceding sentence.”.

Speaker of the House of Representatives.

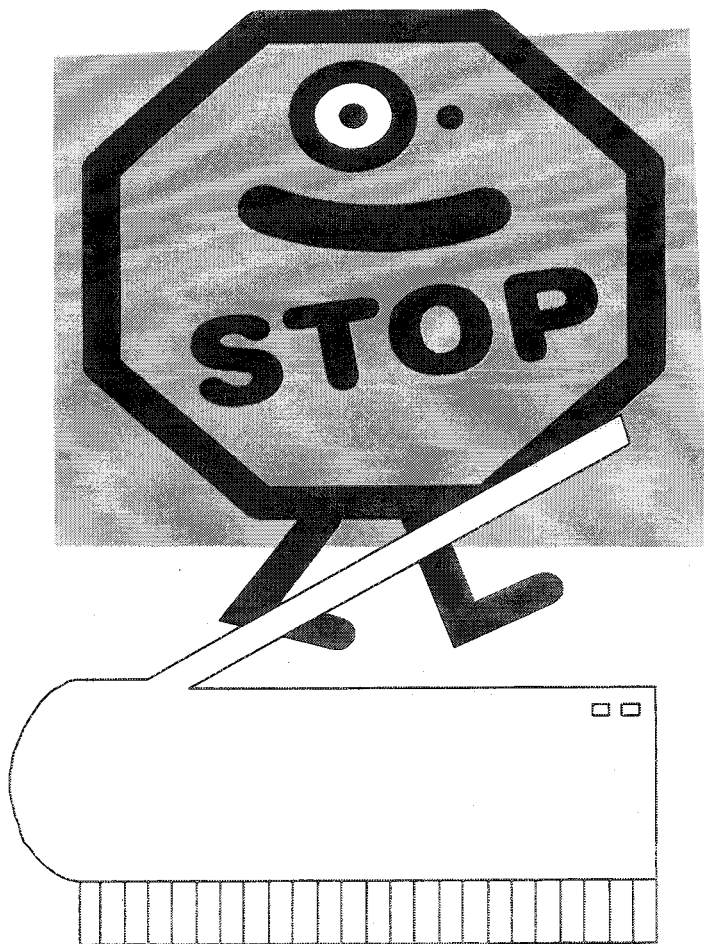
*Vice President of the United States and
President of the Senate pro tempore*

APPROVED

SEP 18 2002

[Signature]

ORM
Scanning insert sheet



Remainder of case not scanned

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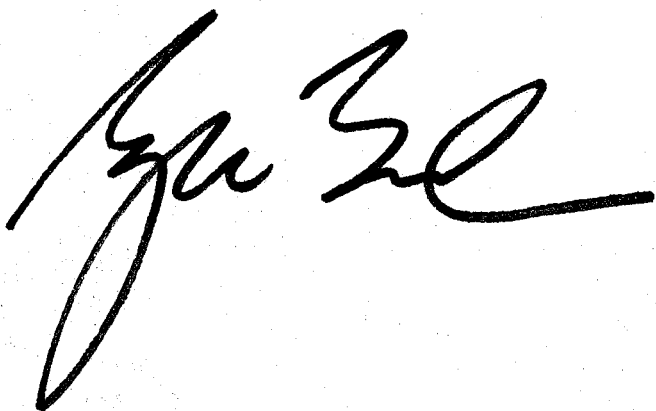
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STATEMENT BY THE PRESIDENT

Today I have signed into law H.R. 5012, an Act to amend the John F. Kennedy Center Act, authorizing a construction project to improve, among other things, pedestrian, vehicular, and bicycle access to the Kennedy Center.

As added by H.R. 5012, however, section 12(b)(5) purports to make the Secretary of Transportation's (Secretary) entry into contracts "[s]ubject to the approval of the Board." Because the membership of the Board of Trustees of the Kennedy Center (Board) by law includes Members of Congress, the Board cannot constitutionally exercise executive power, such as the power to approve the exercise of contracting authority by the head of an executive department. The exercise of such power by Members of Congress would violate the separation of powers embodied in our Constitution.

It is not evident that the Congress would have withheld contracting authority from the Secretary absent the invalid Board approval requirement. Therefore the executive branch shall treat the Board approval requirement as severable from the remainder of section 12(b)(5), leaving fully operative the contracting authority granted to the Secretary. As a matter of comity, the Secretary shall consult the Board as appropriate in relation to the Secretary's exercise of the authority to enter into contracts under section 12(b)(5).

A large, stylized handwritten signature in black ink, which appears to be "G. W. Bush". The signature is written in a cursive, flowing style with a large loop at the end.

THE WHITE HOUSE,
September 18, 2002.

STATEMENT BY THE PRESIDENT

Today I have signed into law H.R. 5012, an Act to amend the John F. Kennedy Center Act, authorizing a construction project to improve, among other things, pedestrian, vehicular, and bicycle access to the Kennedy Center.

As added by H.R. 5012, however, section 12(b)(5) purports to make the Secretary of Transportation's (Secretary) entry into contracts "[s]ubject to the approval of the Board." Because the membership of the Board of Trustees of the Kennedy Center (Board) by law includes Members of Congress, the Board cannot constitutionally exercise executive power, such as the power to approve the exercise of contracting authority by the head of an executive department. The exercise of such power by Members of Congress would violate the separation of powers embodied in our Constitution.

It is not evident that the Congress would have withheld contracting authority from the Secretary absent the invalid Board approval requirement. Therefore the executive branch shall treat the Board approval requirement as severable from the remainder of section 12(b)(5), leaving fully operative the contracting authority granted to the Secretary. As a matter of comity, the Secretary shall consult the Board as appropriate in relation to the Secretary's exercise of the authority to enter into contracts under section 12(b)(5).

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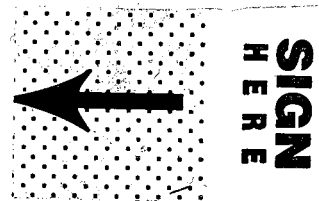
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Today I have signed into law H.R. 5012, the "John F. Kennedy Center Plaza Authorization Act of 2002," authorizing a construction project to improve, among other things, pedestrian, vehicular, and bicycle access to the Kennedy Center.

Section 12(b)(5) of the new law, however, purports to make the Secretary of Transportation's (Secretary) entry into contracts "[s]ubject to the approval of the Board." Because the membership of the Board of Trustees of the Kennedy Center (Board) by law includes Members of Congress, the Board cannot constitutionally exercise executive power, such as the power to approve the exercise of contracting authority by the head of an executive department. The exercise of such power by Members of Congress would violate the separation of powers embodied in our Constitution.

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THE WHITE HOUSE,



STATEMENT BY THE PRESIDENT

an Act to amend

Today I have signed into law H.R. 5012, ¹ the "John F. Kennedy Center ~~Plaza Authorization Act of 2002,~~" authorizing a construction project to improve, among other things, pedestrian, vehicular, and bicycle access to the Kennedy Center.

As added by H.R. 5012, however,
Section 12(b)(5) ~~as added by the new law, however,~~ purports to make the Secretary of Transportation's (Secretary) entry into contracts "[s]ubject to the approval of the Board." Because the membership of the Board of Trustees of the Kennedy Center (Board) by law includes Members of Congress, the Board cannot constitutionally exercise executive power, such as the power to approve the exercise of contracting authority by the head of an executive department. The exercise of such power by Members of Congress would violate the separation of powers embodied in our Constitution.

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THE WHITE HOUSE,

THU 18-24 FAX
17-2002 15:59

SS/ RM NO. _____

WHITE HOUSE STAFFING MEMORANDUM

Date: 9-17-02 3:00 PM ACTION / CONCURRENCE / COMMENT DUE BY: 9-17-02 6:00 PM

STATEMENT BY THE PRESIDENT ON H.R. 5012 - JOHN F. KENNEDY CENTER
Subject: PLAZA AUTHORIZATION ACT OF 2002

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

REMARKS:

PLEASE FORWARD COMMENTS DIRECTLY TO THE STAFF SECRETARY'S OFFICE X62702,
FAX X62215, BY 6:00 P.M., TODAY. THANK YOU.

RESPONSE:

*Suggested edits as marked**Hedgi Walker
Wttr 6-7361*Harriet E. Miers
Assistant to the President
and Staff Secretary
Ext. 62702

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RESTRICTION CODES

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STATEMENT BY THE PRESIDENT

an Act to amend

Today I have signed into law H.R. 5012, the John F. Kennedy Center ~~Plaza Authorization Act of 2002,~~ authorizing a construction project to improve, among other things, pedestrian, vehicular, and bicycle access to the Kennedy Center.

As added by H.R. 5012, however,
Section 12(b)(5) ~~as added by the new law, however,~~ purports to make the Secretary of Transportation's (Secretary) entry into contracts "[s]ubject to the approval of the Board." Because the membership of the Board of Trustees of the Kennedy Center (Board) by law includes Members of Congress, the Board cannot constitutionally exercise executive power, such as the power to approve the exercise of contracting authority by the head of an executive department. The exercise of such power by Members of Congress would violate the separation of powers embodied in our Constitution.

It is not evident that the Congress would have withheld contracting authority from the Secretary absent the invalid Board approval requirement. Therefore the executive branch shall treat the Board approval requirement as severable from the remainder of section 12(b)(5), leaving fully operative the contracting authority granted to the Secretary. As a matter of comity, the Secretary shall consult the Board as appropriate in relation to the Secretary's exercise of the authority to enter into contracts under section 12(b)(5).

THE WHITE HOUSE,

9/18/02
Clark's Ed: BS
18

--H.R.5012--

H.R.5012

One Hundred Seventh Congress

of the

United States of America

AT THE SECOND SESSION

Begun and held at the City of Washington on Wednesday,

the twenty-third day of January, two thousand and two

An Act

To amend the John F. Kennedy Center Act to authorize the Secretary of Transportation to carry out a project for construction of a plaza adjacent to the John F. Kennedy Center for the Performing Arts, and for other purposes.

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

SECTION 1. SHORT TITLE.

This Act may be cited as the 'John F. Kennedy Center Plaza Authorization Act of 2002'.

SEC. 2. JOHN F. KENNEDY CENTER PLAZA.

The John F. Kennedy Center Act (20 U.S.C. 76h et seq.) is amended--

(1) by redesignating sections 12 and 13 as sections 13 and 14, respectively; and

(2) by inserting after section 11 the following:

'SEC. 12. JOHN F. KENNEDY CENTER PLAZA.

'(a) DEFINITIONS- In this section, the following definitions apply:

'(1) AIR RIGHTS- The term 'air rights' means real property interests conveyed by deed, lease, or permit for the use of space between streets and alleys within the boundaries of the Project.

'(2) CENTER- The term 'Center' means the John F. Kennedy Center for the Performing Arts.

'(3) GREEN SPACES- The term 'green spaces' means areas within the boundaries of the

Project or affected by the Project that are covered by grass, trees, or other vegetation.

`(4) PLAZA- The term 'Plaza' means improvements to the area surrounding the John F. Kennedy Center building carried out under the Project and comprised of transportation elements (including roadways, sidewalks, and bicycle lanes) and non-transportation elements (including landscaping, green space, open public space, water, sewer, and utility connections).

`(5) PROJECT- The term 'Project' means the Plaza project, as described in the TEA-21 report, providing for construction of a Plaza adjacent to the Center and for improved bicycle, pedestrian, and vehicular access to and around the Center. The term includes planning, design, engineering, and construction of the Plaza, buildings to be constructed on the Plaza, and related transportation improvements and may include any other elements of the Project identified in the TEA-21 report.

`(6) SECRETARY- The term 'Secretary' means the Secretary of Transportation.

`(7) TEA-21 REPORT- The term 'TEA-21 report' means the report of the Secretary submitted to Congress under section 1214 of the Transportation Equity Act for the 21st Century (20 U.S.C. 76j note; 112 Stat. 204).

`(b) RESPONSIBILITIES OF THE SECRETARY-

`(1) IN GENERAL- The Secretary shall be responsible for the Project and may undertake such activities as may be necessary to construct the Project, other than buildings to be constructed on the Plaza, substantially as described in the TEA-21 report.

`(2) PLANNING, DESIGN, ENGINEERING, AND CONSTRUCTION- The Secretary shall be responsible for the planning, design, engineering, and construction of the Project, other than buildings to be constructed on the Plaza.

`(3) AGREEMENTS WITH THE BOARD AND OTHER AGENCIES- The Secretary shall enter into memoranda of agreement with the Board and any appropriate Federal or other governmental agency to facilitate the planning, design, engineering, and construction of the Project.

`(4) CONSULTATION WITH THE BOARD- The Secretary shall consult with the Board to maximize efficiencies in planning and executing the Project, including the construction of any buildings on the Plaza.

`(5) CONTRACTS- Subject to the approval of the Board, the Secretary may enter into contracts on behalf of the Center related to the planning, design, engineering, and construction of the Project.

`(c) RESPONSIBILITIES OF THE BOARD-

`(1) IN GENERAL- The Board may undertake such activities as may be necessary to construct buildings on the Plaza for the Project.

`(2) RECEIPT OF TRANSFERS OF AIR RIGHTS- The Board may receive from the

of the John F. Kennedy Center Act

STATEMENT BY THE PRESIDENT

an Act to amend the

Today I have signed into law H.R. 5012, the John F. Kennedy Center ~~Plaza Authorization Act~~, ~~of 2002~~, authorizing a construction project to improve, among other things, pedestrian, vehicular, and bicycle access to the Kennedy Center.

Section 12(b) (5) ^{as added by} ~~of the new law~~, however, purports to make the Secretary of Transportation's (Secretary) entry into contracts "[s]ubject to the approval of the Board." Because the membership of the Board of Trustees of the Kennedy Center (Board) by law includes Members of Congress, the Board cannot constitutionally exercise executive power, such as the power to approve the exercise of contracting authority by the head of an executive department. The exercise of such power by Members of Congress would violate the separation of powers embodied in our Constitution.

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THE WHITE HOUSE,

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FORM	SUBJECT/TITLE	PAGES	DATE	RESTRICTION(S)
Statement	[Draft re: H.R. 5012]	1	N.D.	P5;

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COLLECTION:

Executive Clerk, Office Of the

SERIES:

Saunders, G. Timothy (Tim) - Bill Files

FOLDER TITLE:

09/18/2002 [H.R. 5012] [771413] [1]

FRC ID:

6360

OA Num.:

9467

NARA Num.:

9358

RESTRICTION CODES

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WHITE HOUSE STAFFING MEMORANDUM

Date: 9-17-02 3:00 PM ACTION / CONCURRENCE / COMMENT DUE BY: 9-17-02 6:00 PM

STATEMENT BY THE PRESIDENT ON H.R. 5012 - JOHN F. KENNEDY CENTER
 Subject: PLAZA AUTHORIZATION ACT OF 2002

	ACTION	FYI		ACTION	FYI
VICE PRESIDENT	☒	☐	HUBBARD	☒	☐
CARD	☒	☐	IRASTORZA	☐	☐
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DANIELS	☐	☒	ROVE	☒	☐
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GERSON	☐	☐	CLERK	☐	☒
GONZALES	☒	☐	_____	☐	☐
HAGIN	☐	☐	_____	☐	☐
HAWKINS	☒	☐	_____	☐	☐

REMARKS:

PLEASE FORWARD COMMENTS DIRECTLY TO THE STAFF SECRETARY'S OFFICE X62702,
 FAX X62215, BY 6:00 P.M., TODAY. THANK YOU.

see edits to

RESPONSE:

Statement

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

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9-17-02 3:00 PM

ACTION / CONCURRENCE / COMMENT DUE BY: 9-17-02 6:00 PM

STATEMENT BY THE PRESIDENT ON H.R. 5012 - JOHN F. KENNEDY CENTER
PLAZA AUTHORIZATION ACT OF 2002

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RESPONSE:

2002 SEP 17 PM 3:09

EXECUTIVE PRESIDENT
WH STAFFING INITIATIVES

Harriet E. Miers
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RESPONSE:

2002 SEP 17 PM 3:09

EX-100 PRESIDENT
WH STAFFING INITIATIVES

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

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FORM	SUBJECT/TITLE	PAGES	DATE	RESTRICTION(S)
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STATEMENT BY THE PRESIDENT ON H.R. 5012 - JOHN F. KENNEDY CENTER

Subject: PLAZA AUTHORIZATION ACT OF 2002

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FORM	SUBJECT/TITLE	PAGES	DATE	RESTRICTION(S)
Memorandum	John F. Kennedy Center Plaza Authorization Act of 2002 - To: POTUS - From: Mitchell E. Daniels, Jr.	4	09/17/2002	P5;

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OFFICE OF THE EXECUTIVE CLERK
TRACKING SHEET FOR PRESIDENTIAL DOCUMENTS

TITLE: John F. Kennedy Center Plaza Authorization Act
of 2002 LDA 9/20

TYPE DOCUMENT:

PROCLAMATION

LETTER(S)

~~EXECUTIVE ORDER~~

MESSAGE TO THE CONGRESS/SENATE

MEMORANDUM

STATEMENT BY THE PRESIDENT

DECISION MEMORANDUM

SIGNING STATEMENT

DETERMINATION (numbered)

TREATY/CONVENTION/AGREEMENT, etc.

OTHER: _____

RECEIVED: (Advance: 9/17/02 Time: 12:52 a.m./p.m.)
In final: / / 02 Time: a.m./p.m.

SENT TO CORRESPONDENCE FOR TYPING IN FINAL:

(Advance: 9/17/02 Time: 1:47 a.m./p.m.)
In final: / / 02 Time: a.m./p.m.

TO HARRIET MIERS' OFFICE:

(For staffing: / / 02 Time: a.m./p.m.)
In final: / / 02 Time: a.m./p.m.

*INFO, INCLUDING STENCIL AND DISC, TO PRESS OFFICE:

Date: 9/18/02 Time: 1:40 a.m./p.m.
POSTED: 9/18/02 Time: 1:55 a.m./p.m.

NOTIFICATIONS:

(Person/time) NSC (#____), when appropriate -- Desk Officer;
W.H. Situation Room -- x6-9425.

(Person/time) Ginger Gregory, x6-2230, Legislative Affairs
(for messages to the Congress)

(Person/time) _____ (Other)

(Person/time) _____ (Other)

OTHER INFORMATION:

WHITE HOUSE STAFFING MEMORANDUM

Date: 9-13-02 5:30 PM ACTION / CONCURRENCE / COMMENT DUE BY: 9-16-02 10:30 AM

ENROLLED BILL H.R. 5012 - JOHN F. KENNEDY CENTER PLAZA

Subject: AUTHORIZATION ACT OF 2002

	ACTION	FYI		ACTION	FYI
VICE PRESIDENT <i>comment</i>	☒	☐	HUBBARD <i>Nce</i>	☒	☐
CARD <i>OK</i>	☒	☐	IRASTORZA	☐	☐
BARTLETT <i>NC</i>	☒	☐	JOHNSON	☐	☐
BLAKEMAN	☐	☐	LINDSEY <i>ok</i>	☒	☐
BOLTEN	☒	☐	MARBURGER	☐	☐
BRIDGELAND <i>ok</i>	☒	☐	MIERS	☐	☐
CALIO <i>ok</i>	☒	☐	RICE	☐	☒
CONNAUGHTON <i>N/C</i>	☒	☐	RIDGE <i>N/C</i>	☒	☐
DANIELS	☐	☒	ROVE <i>N/C</i>	☒	☐
FLEISCHER	☒	☐	SPELLINGS <i>ok</i>	☒	☐
GERSON	☐	☐	CLERK	☐	☒
GONZALES <i>N/D</i>	☒	☐	_____	☐	☐
HAGIN	☐	☐	_____	☐	☐
HAWKINS	☒	☐	_____	☐	☐

REMARKS:

PLEASE FORWARD COMMENTS DIRECTLY TO JIM JUKES, X53458, FAX X56148, BY 10:30 A.M., MONDAY, SEPTEMBER 16, 2002, WITH A COPY TO THE STAFF SECRETARY. THANK YOU.

RESPONSE: _____

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

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FORM	SUBJECT/TITLE	PAGES	DATE	RESTRICTION(S)
Memorandum	John F. Kennedy Center Plaza Authorization Act of 2002 - To: POTUS - From: Mitchell E. Daniels, Jr.	3	09/13/2002	P5;

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Executive Clerk, Office Of the

SERIES:

Saunders, G. Timothy (Tim) - Bill Files

FOLDER TITLE:

09/18/2002 [H.R. 5012] [771413] [1]

FRC ID:

6360

OA Num.:

9467

NARA Num.:

9358

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**U.S. Department of
Transportation**

Office of the Secretary
of Transportation

GENERAL COUNSEL

400 Seventh St., S.W.
Washington, D.C. 20590

September 11, 2002

The Honorable Mitchell E. Daniels, Jr.
Director
Office of Management and Budget
Washington, DC 20503

Dear Mr. Daniels:

This letter is in response to your request for the views of the U.S. Department of Transportation on H.R. 5012, an enrolled bill

"To amend the John F. Kennedy Center Act to authorize the Secretary of Transportation to carry out a project for construction of a plaza adjacent to the John F. Kennedy Center for the Performing Arts, and for other purposes."

Section 1214 of the Transportation Equity Act for the 21st Century (TEA-21) required the Secretary of Transportation, in cooperation with the District of Columbia, the John F. Kennedy Center for the Performing Arts, and the Department of the Interior, to conduct a study of ways to improve pedestrian and vehicular access to the Kennedy Center. The Kennedy Center Access Study, transmitted to Congress in March 2001, presented many recommendations on ways to improve access to the Kennedy Center.

To begin implementation of the recommendations of the Kennedy Center Access Study, the Department of Transportation and Related Agencies Appropriations Act, Fiscal Year 2001 (section 378 of P.L. 106-346), provided \$10 million for planning, environmental work, and preliminary engineering of highway, pedestrian, vehicular, and bicycle access to the Kennedy Center. An environmental assessment is now underway and is expected to be complete in February 2003. Preliminary engineering is proceeding as part of the environmental assessment.

H.R. 5012 is the next step in implementing the recommendations of the Kennedy Center Access Study. The enrolled bill would provide funding for the Kennedy Center Plaza project and would describe the responsibilities of the participants in the project, specifically the Secretary of Transportation, the Kennedy Center Board of Directors, and the District of Columbia. The bill also would provide for the ownership and maintenance of roadways and sidewalks, and buildings and green spaces on the Plaza.

The specific responsibilities of the Secretary of Transportation would include undertaking activities necessary to construct the Kennedy Center Plaza project for improved bicycle, pedestrian, and vehicular access to and around the Center. These activities would include planning, design, engineering, and construction of the project, other than buildings to be constructed on the Plaza; entering into memoranda of agreement with the Kennedy Center Board and any other appropriate Federal or other government agency; consulting with the Board; and entering into contracts on behalf of the Kennedy Center related to the planning, design, engineering, and construction of the project. The bill also would give the Secretary authority to realign national highways related to proposed changes to the Northern and Southern Interchanges and the E Street Approach and to improve direct access and egress between Interstate Route 66 and the Center.

H.R. 5012 would authorize appropriations to the Secretary of Transportation of a total of \$400,000,000 from the General Fund for fiscal years 2003 through 2010 for capital costs incurred in the planning, design, engineering, and construction of the project, except for the construction of any buildings on the Plaza.

We recommend that the President sign the enrolled bill.

Sincerely,

A handwritten signature in dark ink, appearing to read "Kirk K. Van Tine", with a stylized, cursive script.

Kirk K. Van Tine

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FORM	SUBJECT/TITLE	PAGES	DATE	RESTRICTION(S)
Letter	[Views of the U.S. Department of Justice] - To: Mitchell E. Daniels, Jr. - From: Daniel J. Bryant	2	09/12/2002	P5;

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One Hundred Seventh Congress
of the
United States of America

AT THE SECOND SESSION

*Begun and held at the City of Washington on Wednesday,
the twenty-third day of January, two thousand and two*

An Act

To amend the John F. Kennedy Center Act to authorize the Secretary of Transportation to carry out a project for construction of a plaza adjacent to the John F. Kennedy Center for the Performing Arts, and for other purposes.

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

SECTION 1. SHORT TITLE.

This Act may be cited as the "John F. Kennedy Center Plaza Authorization Act of 2002".

SEC. 2. JOHN F. KENNEDY CENTER PLAZA.

The John F. Kennedy Center Act (20 U.S.C. 76h et seq.) is amended—

- (1) by redesignating sections 12 and 13 as sections 13 and 14, respectively; and
- (2) by inserting after section 11 the following:

"SEC. 12. JOHN F. KENNEDY CENTER PLAZA.

"(a) DEFINITIONS.—In this section, the following definitions apply:

"(1) AIR RIGHTS.—The term 'air rights' means real property interests conveyed by deed, lease, or permit for the use of space between streets and alleys within the boundaries of the Project.

"(2) CENTER.—The term 'Center' means the John F. Kennedy Center for the Performing Arts.

"(3) GREEN SPACES.—The term 'green spaces' means areas within the boundaries of the Project or affected by the Project that are covered by grass, trees, or other vegetation.

"(4) PLAZA.—The term 'Plaza' means improvements to the area surrounding the John F. Kennedy Center building carried out under the Project and comprised of transportation elements (including roadways, sidewalks, and bicycle lanes) and non-transportation elements (including landscaping, green space, open public space, water, sewer, and utility connections).

"(5) PROJECT.—The term 'Project' means the Plaza project, as described in the TEA-21 report, providing for construction of a Plaza adjacent to the Center and for improved bicycle, pedestrian, and vehicular access to and around the Center. The term includes planning, design, engineering, and construction of the Plaza, buildings to be constructed on the Plaza, and related transportation improvements and may include any other elements of the Project identified in the TEA-21 report.

"(6) SECRETARY.—The term 'Secretary' means the Secretary of Transportation.

"(7) TEA-21 REPORT.—The term 'TEA-21 report' means the report of the Secretary submitted to Congress under section 1214 of the Transportation Equity Act for the 21st Century (20 U.S.C. 76j note; 112 Stat. 204).

"(b) RESPONSIBILITIES OF THE SECRETARY.—

"(1) IN GENERAL.—The Secretary shall be responsible for the Project and may undertake such activities as may be necessary to construct the Project, other than buildings to be constructed on the Plaza, substantially as described in the TEA-21 report.

"(2) PLANNING, DESIGN, ENGINEERING, AND CONSTRUCTION.—The Secretary shall be responsible for the planning, design, engineering, and construction of the Project, other than buildings to be constructed on the Plaza.

"(3) AGREEMENTS WITH THE BOARD AND OTHER AGENCIES.—The Secretary shall enter into memoranda of agreement with the Board and any appropriate Federal or other governmental agency to facilitate the planning, design, engineering, and construction of the Project.

"(4) CONSULTATION WITH THE BOARD.—The Secretary shall consult with the Board to maximize efficiencies in planning and executing the Project, including the construction of any buildings on the Plaza.

"(5) CONTRACTS.—Subject to the approval of the Board, the Secretary may enter into contracts on behalf of the Center related to the planning, design, engineering, and construction of the Project.

"(c) RESPONSIBILITIES OF THE BOARD.—

"(1) IN GENERAL.—The Board may undertake such activities as may be necessary to construct buildings on the Plaza for the Project.

"(2) RECEIPT OF TRANSFERS OF AIR RIGHTS.—The Board may receive from the District of Columbia such transfers of air rights as may be necessary for the planning, design, engineering, and construction of the Project.

"(3) CONSTRUCTION OF BUILDINGS.—The Board may construct, with non-appropriated funds, buildings on the Plaza for the Project and shall be responsible for the planning, design, engineering, and construction of the buildings.

"(4) ACKNOWLEDGMENT OF CONTRIBUTIONS.—

"(A) IN GENERAL.—The Board may acknowledge private contributions used in the construction of buildings on the Plaza for the Project in the interior of the buildings, but may not acknowledge private contributions on the exterior of the buildings.

"(B) APPLICABILITY OF OTHER REQUIREMENTS.—Any acknowledgment of private contributions under this paragraph shall be consistent with the requirements of section 4(b).

"(d) RESPONSIBILITIES OF THE DISTRICT OF COLUMBIA.—

"(1) MODIFICATION OF HIGHWAY SYSTEM.—Notwithstanding any State or local law, the Mayor of the District of Columbia, in consultation with the National Capital Planning Commission and the Secretary, shall have exclusive authority to amend or modify the permanent system of highways of the District

of Columbia as may be necessary to meet the requirements and needs of the Project.

“(2) CONVEYANCES.—

“(A) AUTHORITY.—Notwithstanding any State or local law, the Mayor of the District of Columbia shall have exclusive authority to convey or dispose of any interests in real estate (including air rights or air space as that term is defined by District of Columbia law) owned or controlled by the District of Columbia, as may be necessary to meet the requirements and needs of the Project.

“(B) CONVEYANCE TO THE BOARD.—Not later than 90 days following the date of receipt of notification from the Secretary of the requirements and needs of the Project, the Mayor of the District of Columbia shall convey or dispose of to the Board without compensation interests in real estate described in subparagraph (A).

“(3) AGREEMENTS WITH THE BOARD.—The Mayor of the District of Columbia shall have the authority to enter into memoranda of agreement with the Board and any Federal or other governmental agency to facilitate the planning, design, engineering, and construction of the Project.

“(e) OWNERSHIP.—

“(1) ROADWAYS AND SIDEWALKS.—Upon completion of the Project, responsibility for maintenance and oversight of roadways and sidewalks modified or improved for the Project shall remain with the owner of the affected roadways and sidewalks.

“(2) MAINTENANCE OF GREEN SPACES.—Subject to paragraph (3), upon completion of the Project, responsibility for maintenance and oversight of any green spaces modified or improved for the Project shall remain with the owner of the affected green spaces.

“(3) BUILDINGS AND GREEN SPACES ON THE PLAZA.—Upon completion of the Project, the Board shall own, operate, and maintain the buildings and green spaces established on the Plaza for the Project.

“(f) NATIONAL HIGHWAY BOUNDARIES.—

“(1) REALIGNMENT OF BOUNDARIES.—The Secretary may realign national highways related to proposed changes to the Northern and Southern Interchanges and the E Street Approach recommended in the TEA-21 report in order to facilitate the flow of traffic in the vicinity of the Center.

“(2) ACCESS TO CENTER FROM I-66.—The Secretary may improve direct access and egress between Interstate Route 66 and the Center, including its garages.”.

SEC. 3. AUTHORIZATION OF APPROPRIATIONS.

Section 13 of John F. Kennedy Center Act (as redesignated by section 2 of this Act) is amended—

- (1) by redesignating subsection (c) as subsection (d); and
- (2) by inserting after subsection (b) the following:

“(c) JOHN F. KENNEDY CENTER PLAZA.—There is authorized to be appropriated to the Secretary of Transportation for capital costs incurred in the planning, design, engineering, and construction of the project authorized by section 12 (including roadway improvements related to the North and South Interchanges and construction of the John F. Kennedy Center Plaza, but not including construction of any buildings on the plaza) a total of \$400,000,000 for fiscal

H. R. 5012—4

years 2003 through 2010. Such sums shall remain available until expended.”.

SEC. 4. CONFORMING AMENDMENTS.

(a) **SELECTION OF CONTRACTORS.**—Section 4(a)(2)(D) of the John F. Kennedy Center Act (20 U.S.C 76j(a)(2)(D)) is amended to read as follows:

“(D) **SELECTION OF CONTRACTORS.**—In carrying out the duties of the Board under this Act, the Board may negotiate any contract—

“(i) for planning, design, engineering, or construction of buildings to be erected on the John F. Kennedy Center Plaza under section 12 and for landscaping and other improvements to the Plaza; or

“(ii) for an environmental system for, a protection system for, or a repair to, maintenance of, or restoration of the John F. Kennedy Center for the Performing Arts,

with selected contractors and award the contract on the basis of contractor qualifications as well as price.”.

(b) **DEFINITIONS.**—Section 14 of the John F. Kennedy Center Act (as redesignated by section 2 of this Act) is amended by adding at the end the following: “Upon completion of the project for establishment of the John F. Kennedy Center Plaza authorized by section 12, the Board, in consultation with the Secretary of Transportation, shall amend the map that is on file and available for public inspection under the preceding sentence.”.

Speaker of the House of Representatives.

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

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

P1 National Security Classified Information [(a)(1) of the PRA]
P2 Relating to the appointment to Federal office [(a)(2) of the PRA]
P3 Release would violate a Federal statute [(a)(3) of the PRA]
P4 Release would disclose trade secrets or confidential commercial or
financial information [(a)(4) of the PRA]
P5 Release would disclose confidential advise between the President
and his advisors, or between such advisors [(a)(5) of the PRA]
P6 Release would constitute a clearly unwarranted invasion of
personal privacy [(a)(6) of the PRA]

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.

b(1) National security classified information [(b)(1) of the FOIA]
b(2) Release would disclose internal personnel rules and practices of
an agency [(b)(2) of the FOIA]
b(3) Release would violate a Federal statute [(b)(3) of the FOIA]
b(4) Release would disclose trade secrets or confidential or financial
information [(b)(4) of the FOIA]
b(6) Release would constitute a clearly unwarranted invasion of
personal privacy [(b)(6) of the FOIA]
b(7) Release would disclose information compiled for law enforcement
purposes [(b)(7) of the FOIA]
b(8) Release would disclose information concerning the regulation of
financial institutions [(b)(8) of the FOIA]
b(9) Release would disclose geological or geophysical information
concerning wells [(b)(9) of the FOIA]

 *** TX REPORT ***

TRANSMISSION OK

TX/RX NO	1139	
CONNECTION TEL		67090
CONNECTION ID	ADMIN	
ST. TIME	09/13 19:03	
USAGE T	01'26	
PGS. SENT	4	
RESULT	OK	

SS/ RM NO. _____

WHITE HOUSE STAFFING MEMORANDUMDate: 9-13-02 5:30 PM ACTION / CONCURRENCE / COMMENT DUE BY: 9-16-02 10:30 AM

ENROLLED BILL H.R. 5012 - JOHN F. KENNEDY CENTER PLAZA
 Subject: AUTHORIZATION ACT OF 2002

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

REMARKS:

PI FASE FORWARD COMMENTS DIRECTLY TO JIM JUKES, X53458, FAX X56148, BY

WHITE HOUSE STAFFING MEMORANDUM

Date: 9-13-02 5:30 PM ACTION / CONCURRENCE / COMMENT DUE BY: 9-16-02 10:30 AMSubject: ENROLLED BILL H.R. 5012 - JOHN F. KENNEDY CENTER PLAZA
AUTHORIZATION ACT OF 2002

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

REMARKS:

PLEASE FORWARD COMMENTS DIRECTLY TO JIM JUKES, X53458, FAX X56148, BY 10:30 A.M., MONDAY, SEPTEMBER 16, 2002, WITH A COPY TO THE STAFF SECRETARY. THANK YOU.

RESPONSE:

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

 *** TX REPORT ***

TRANSMISSION OK

TX/RX NO 1141
 CONNECTION TEL 56958
 CONNECTION ID
 ST. TIME 09/13 19:06
 USAGE T 01'28
 PGS. SENT 4
 RESULT OK

SS/ RM NO. _____

WHITE HOUSE STAFFING MEMORANDUM

Date: 9-13-02 5:30 PM - ACTION / CONCURRENCE / COMMENT DUE BY: 9-16-02 10:30 AM

ENROLLED BILL H.R. 5012 - JOHN F. KENNEDY CENTER PLAZA
 Subject: AUTHORIZATION ACT OF 2002

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

REMARKS:

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WHITE HOUSE STAFFING MEMORANDUMDate: **9-13-02 5:30 PM** ACTION / CONCURRENCE / COMMENT DUE BY: **9-16-02 10:30 AM****ENROLLED BILL H.R. 5012 - JOHN F. KENNEDY CENTER PLAZA**Subject: **AUTHORIZATION ACT OF 2002**

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

REMARKS:

PLEASE FORWARD COMMENTS DIRECTLY TO JIM JUKES, X53458, FAX X56148, BY 10:30 A.M., MONDAY, SEPTEMBER 16, 2002, WITH A COPY TO THE STAFF SECRETARY. THANK YOU.

RESPONSE:

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

 *** TX REPORT ***

TRANSMISSION OK

TX/RX NO 1143
 CONNECTION TEL 51005
 CONNECTION ID
 ST. TIME 09/13 19:10
 USAGE T 01'27
 PGS. SENT 4
 RESULT OK

SS/ RM NO. _____

WHITE HOUSE STAFFING MEMORANDUMDate: 9-13-02 5:30 PM ACTION / CONCURRENCE / COMMENT DUE BY: 9-16-02 10:30 AM

ENROLLED BILL H.R. 5012 - JOHN F. KENNEDY CENTER PLAZA
 Subject: AUTHORIZATION ACT OF 2002

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

REMARKS:

PLEASE FORWARD COMMENTS DIRECTLY TO JIM JUKES. X53458. FAX X56148. BY

WHITE HOUSE STAFFING MEMORANDUMDate: 9-13-02 5:30 PM ACTION / CONCURRENCE / COMMENT DUE BY: 9-16-02 10:30 AMSubject: ENROLLED BILL H.R. 5012 - JOHN F. KENNEDY CENTER PLAZA
AUTHORIZATION ACT OF 2002

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

REMARKS:

PLEASE FORWARD COMMENTS DIRECTLY TO JIM JUKES, X53458, FAX X56148, BY 10:30 A.M., MONDAY, SEPTEMBER 16, 2002, WITH A COPY TO THE STAFF SECRETARY. THANK YOU.

RESPONSE:

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

 *** TX REPORT ***

TRANSMISSION OK

TX/RX NO	1145	
CONNECTION TEL		62710
CONNECTION ID	CEQ	
ST. TIME	09/13 19:14	
USAGE T	01'27	
PGS. SENT	4	
RESULT	OK	

SS/ RM NO. _____

WHITE HOUSE STAFFING MEMORANDUMDate: 9-13-02 5:30 PM ACTION / CONCURRENCE / COMMENT DUE BY: 9-16-02 10:30 AM**ENROLLED BILL H.R. 5012 - JOHN F. KENNEDY CENTER PLAZA**Subject: AUTHORIZATION ACT OF 2002

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

REMARKS:

PLEASE FORWARD COMMENTS DIRECTLY TO JIM JUKES. X53458. FAX X56148. BY

WHITE HOUSE STAFFING MEMORANDUMDate: **9-13-02 5:30 PM** ACTION / CONCURRENCE / COMMENT DUE BY: **9-16-02 10:30 AM**Subject: **ENROLLED BILL H.R. 5012 - JOHN F. KENNEDY CENTER PLAZA**
AUTHORIZATION ACT OF 2002

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

REMARKS:

PLEASE FORWARD COMMENTS DIRECTLY TO JIM JUKES, X53458, FAX X56148, BY 10:30 A.M., MONDAY, SEPTEMBER 16, 2002, WITH A COPY TO THE STAFF SECRETARY. THANK YOU.

RESPONSE:

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

 *** TX REPORT ***

TRANSMISSION OK

TX/RX NO 1147
 CONNECTION TEL 69720
 CONNECTION ID
 ST. TIME 09/13 19:17
 USAGE T 01'24
 PGS. SENT 4
 RESULT OK

SS/ RM NO. _____

WHITE HOUSE STAFFING MEMORANDUM

Date: 9-13-02 5:30 PM ACTION / CONCURRENCE / COMMENT DUE BY: 9-16-02 10:30 AM

ENROLLED BILL H.R. 5012 - JOHN F. KENNEDY CENTER PLAZA

Subject: AUTHORIZATION ACT OF 2002

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

REMARKS:

PLEASE FORWARD COMMENTS DIRECTLY TO JIM JUKES. X53458. FAX X56148. BY

WHITE HOUSE STAFFING MEMORANDUMDate: 9-13-02 5:30 PM ACTION / CONCURRENCE / COMMENT DUE BY: 9-16-02 10:30 AM**ENROLLED BILL H.R. 5012 - JOHN F. KENNEDY CENTER PLAZA**Subject: AUTHORIZATION ACT OF 2002

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

REMARKS:

PLEASE FORWARD COMMENTS DIRECTLY TO JIM JUKES, X53458, FAX X56148, BY 10:30 A.M., MONDAY, SEPTEMBER 16, 2002, WITH A COPY TO THE STAFF SECRETARY. THANK YOU.

RESPONSE:

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

 *** TX REPORT ***

TRANSMISSION OK

TX/RX NO 1149
 CONNECTION TEL 66212
 CONNECTION ID
 ST. TIME 09/13 19:21
 USAGE T 01:27
 PGS. SENT 4
 RESULT OK

SS/ RM NO. _____

WHITE HOUSE STAFFING MEMORANDUMDate: 9-13-02 5:30 PM ACTION / CONCURRENCE / COMMENT DUE BY: 9-16-02 10:30 AM**ENROLLED BILL H.R. 5012 - JOHN F. KENNEDY CENTER PLAZA**Subject: AUTHORIZATION ACT OF 2002

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

REMARKS:

PLEASE FORWARD COMMENTS DIRECTLY TO JIM JUKES. X53458. FAX X56148. BY

WHITE HOUSE STAFFING MEMORANDUMDate: **9-13-02 5:30 PM** ACTION / CONCURRENCE / COMMENT DUE BY: **9-16-02 10:30 AM****ENROLLED BILL H.R. 5012 - JOHN F. KENNEDY CENTER PLAZA**Subject: **AUTHORIZATION ACT OF 2002**

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

REMARKS:

PLEASE FORWARD COMMENTS DIRECTLY TO JIM JUKES, X53458, FAX X56148, BY 10:30 A.M., MONDAY, SEPTEMBER 16, 2002, WITH A COPY TO THE STAFF SECRETARY. THANK YOU.

RESPONSE:

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

WHITE HOUSE STAFFING MEMORANDUM

Date: 9-13-02 5:30 PM ACTION / CONCURRENCE / COMMENT DUE BY: 9-16-02 10:30 AMSubject: ENROLLED BILL H.R. 5012 - JOHN F. KENNEDY CENTER PLAZA
AUTHORIZATION ACT OF 2002

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

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RESPONSE:

OK AHC 9/14 0730

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)
Memorandum	John F. Kennedy Center Plaza Authorization Act of 2002 - To: POTUS - From: Mitchell E. Daniels, Jr.	3	09/13/2002	P5;

**This marker identifies the original location of the withdrawn item listed above.
For a complete list of items withdrawn from this folder, see the
Withdrawal/Redaction Sheet at the front of the folder.**

COLLECTION:

Executive Clerk, Office Of the

SERIES:

Saunders, G. Timothy (Tim) - Bill Files

FOLDER TITLE:

09/18/2002 [H.R. 5012] [771413] [1]

FRC ID:

6360

OA Num.:

9467

NARA Num.:

9358

RESTRICTION CODES

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

- P1 National Security Classified Information [(a)(1) of the PRA]
- P2 Relating to the appointment to Federal office [(a)(2) of the PRA]
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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.
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- C. Closed in accordance with restrictions contained in donor's deed of gift.

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- b(8) Release would disclose information concerning the regulation of financial institutions [(b)(8) of the FOIA]
- b(9) Release would disclose geological or geophysical information concerning wells [(b)(9) of the FOIA]

SS/ RM NO. _____

WHITE HOUSE STAFFING MEMORANDUM

02 SEP 16 AM 9:15

Date: 9-13-02 5:30 PM ACTION / CONCURRENCE / COMMENT DUE BY: 9-16-02 10:30 AM

ENROLLED BILL H.R. 5012 - JOHN F. KENNEDY CENTER PLAZA

Subject: AUTHORIZATION ACT OF 2002

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

REMARKS:

PLEASE FORWARD COMMENTS DIRECTLY TO JIM JUKES, X53458, FAX X56148, BY 10:30 A.M., MONDAY, SEPTEMBER 16, 2002, WITH A COPY TO THE STAFF SECRETARY. THANK YOU.

NO COMMENT

RESPONSE:

XC: cover sheet to the Israel
for disarming

2002 SEP 13 PM 7:35

EXEC. OFC. PRESIDENT
WH STRATEGIC INITIATIVES

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

SS/ RM NO. _____

WHITE HOUSE STAFFING MEMORANDUM

02 SEP 16 AM 9:15

Date: 9-13-02 5:30 PM ACTION / CONCURRENCE / COMMENT DUE BY: 9-16-02 10:30 AM

ENROLLED BILL H.R. 5012 - JOHN F. KENNEDY CENTER PLAZA

Subject: AUTHORIZATION ACT OF 2002

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

REMARKS:

PLEASE FORWARD COMMENTS DIRECTLY TO JIM JUKES, X53458, FAX X56148, BY 10:30 A.M., MONDAY, SEPTEMBER 16, 2002, WITH A COPY TO THE STAFF SECRETARY. THANK YOU.

No Comment.

RESPONSE:

*Phil Hooley, CEQ
9/16/02*

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

SS/ RM NO. _____

WHITE HOUSE STAFFING MEMORANDUM

Date: 9-13-02 5:30 PM ACTION / CONCURRENCE / COMMENT DUE BY: 9-16-02 10:30 AM

02 SEP 16 AM 10:29

Subject: ENROLLED BILL H.R. 5012 - JOHN F. KENNEDY CENTER PLAZA
AUTHORIZATION ACT OF 2002

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

REMARKS:

PLEASE FORWARD COMMENTS DIRECTLY TO JIM JUKES, X53458, FAX X56148, BY 10:30 A.M., MONDAY, SEPTEMBER 16, 2002, WITH A COPY TO THE STAFF SECRETARY. THANK YOU.

RESPONSE:

CSA has no comment
DHC

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

SS/ RM NO. _____

WHITE HOUSE STAFFING MEMORANDUM

Date: 9-13-02 5:30 PM ACTION / CONCURRENCE / COMMENT DUE BY: 9-16-02 10:30 AMSubject: ENROLLED BILL H.R. 5012 - JOHN F. KENNEDY CENTER PLAZA
AUTHORIZATION ACT OF 2002

02 SEP 16 AM 11:11

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

REMARKS:

PLEASE FORWARD COMMENTS DIRECTLY TO JIM JUKES, X53458, FAX X56148, BY 10:30 A.M., MONDAY, SEPTEMBER 16, 2002, WITH A COPY TO THE STAFF SECRETARY. THANK YOU.

OK-NEC

RESPONSE:

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

SS/ RM NO. _____

WHITE HOUSE STAFFING MEMORANDUM

Date: 9-13-02 5:30 PM ACTION / CONCURRENCE / COMMENT DUE BY: 9-16-02 10:30 AM

Subject: ENROLLED BILL H.R. 5012 - JOHN F. KENNEDY CENTER PLAZA
AUTHORIZATION ACT OF 2002

02 SEP 16 AM 11:25

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

REMARKS:

PLEASE FORWARD COMMENTS DIRECTLY TO JIM JUKES, X53458, FAX X56148, BY 10:30 A.M., MONDAY, SEPTEMBER 16, 2002, WITH A COPY TO THE STAFF SECRETARY. THANK YOU.

RESPONSE:

No comment
CCB
9/16/02

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

WHITE HOUSE STAFFING MEMORANDUMDate: 9-13-02 5:30 PM ACTION / CONCURRENCE / COMMENT DUE BY: 9-16-02 10:30 AMSubject: ENROLLED BILL H.R. 5012 - JOHN F. KENNEDY CENTER PLAZA
AUTHORIZATION ACT OF 2002

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

REMARKS:

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OK - No Comment

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)
Memorandum	John F. Kennedy Center Plaza Authorization Act of 2002 - To: POTUS - From: Mitchell E. Daniels, Jr.	3	09/13/2002	P5;

**This marker identifies the original location of the withdrawn item listed above.
For a complete list of items withdrawn from this folder, see the
Withdrawal/Redaction Sheet at the front of the folder.**

COLLECTION:

Executive Clerk, Office Of the

SERIES:

Saunders, G. Timothy (Tim) - Bill Files

FOLDER TITLE:

09/18/2002 [H.R. 5012] [771413] [1]

FRC ID:

6360

OA Num.:

9467

NARA Num.:

9358

RESTRICTION CODES

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

- P1 National Security Classified Information [(a)(1) of the PRA]
- P2 Relating to the appointment to Federal office [(a)(2) of the PRA]
- P3 Release would violate a Federal statute [(a)(3) of the PRA]
- P4 Release would disclose trade secrets or confidential commercial or financial information [(a)(4) of the PRA]
- P5 Release would disclose confidential advise between the President and his advisors, or between such advisors [(a)(5) of the PRA]
- P6 Release would constitute a clearly unwarranted invasion of personal privacy [(a)(6) of the PRA]

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.

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

- b(1) National security classified information [(b)(1) of the FOIA]
- b(2) Release would disclose internal personnel rules and practices of an agency [(b)(2) of the FOIA]
- b(3) Release would violate a Federal statute [(b)(3) of the FOIA]
- b(4) Release would disclose trade secrets or confidential or financial information [(b)(4) of the FOIA]
- b(6) Release would constitute a clearly unwarranted invasion of personal privacy [(b)(6) of the FOIA]
- b(7) Release would disclose information compiled for law enforcement purposes [(b)(7) of the FOIA]
- b(8) Release would disclose information concerning the regulation of financial institutions [(b)(8) of the FOIA]
- b(9) Release would disclose geological or geophysical information concerning wells [(b)(9) of the FOIA]

SS/ RM NO. _____

WHITE HOUSE STAFFING MEMORANDUMDate: 9-13-02 5:30 PM ACTION / CONCURRENCE / COMMENT DUE BY: 9-16-02 10:30 AMSubject: ENROLLED BILL H.R. 5012 - JOHN F. KENNEDY CENTER PLAZA
AUTHORIZATION ACT OF 2002

02 SEP 16 PM 1:03

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

REMARKS:

PLEASE FORWARD COMMENTS DIRECTLY TO JIM JUKES, X53458, FAX X56148, BY 10:30 A.M., MONDAY, SEPTEMBER 16, 2002, WITH A COPY TO THE STAFF SECRETARY. 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)
Routing Memo	[Re: H.R. 5012] - From: OVP	1	09/16/2002	P5;

**This marker identifies the original location of the withdrawn item listed above.
For a complete list of items withdrawn from this folder, see the
Withdrawal/Redaction Sheet at the front of the folder.**

COLLECTION:

Executive Clerk, Office Of the

SERIES:

Saunders, G. Timothy (Tim) - Bill Files

FOLDER TITLE:

09/18/2002 [H.R. 5012] [771413] [1]

FRC ID:

6360

OA Num.:

9467

NARA Num.:

9358

RESTRICTION CODES

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

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

P1 National Security Classified Information [(a)(1) of the PRA]
P2 Relating to the appointment to Federal office [(a)(2) of the PRA]
P3 Release would violate a Federal statute [(a)(3) of the PRA]
P4 Release would disclose trade secrets or confidential commercial or financial information [(a)(4) of the PRA]
P5 Release would disclose confidential advise between the President and his advisors, or between such advisors [(a)(5) of the PRA]
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SS/ RM NO. _____

WHITE HOUSE STAFFING MEMORANDUMDate: 9-13-02 5:30 PM ACTION / CONCURRENCE / COMMENT DUE BY: 9-16-02 10:30 AMSubject: **ENROLLED BILL H.R. 5012 - JOHN F. KENNEDY CENTER PLAZA**
AUTHORIZATION ACT OF 2002

	ACTION	FYI		ACTION	FYI
VICE PRESIDENT	☒	☐	HUBBARD	☒	☐
CARD	☒	☐	IRASTORZA	☐	☐
BARTLETT	☒	☐	JOHNSON	☐	☐
BLAKEMAN	☐	☐	LINDSEY	☒	☐
BOLTEN	☒	☐	MARBURGER	☐	☐
BRIDGELAND	☒	☐	MIERS	☐	☐
CALIO	☒	☐	RICE	☐	☒
CONNAUGHTON	☒	☐	RIDGE	☒	☐
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FLEISCHER	☒	☐	SPELLINGS	☒	☐
GERSON	☐	☐	CLERK	☐	☒
GONZALES	☒	☐	_____	☐	☐
HAGIN	☐	☐	_____	☐	☐
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)
Statement	[Draft re: H.R. 5012]	1	09/16/2002	P5;

**This marker identifies the original location of the withdrawn item listed above.
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Withdrawal/Redaction Sheet at the front of the folder.**

COLLECTION:

Executive Clerk, Office Of the

SERIES:

Saunders, G. Timothy (Tim) - Bill Files

FOLDER TITLE:

09/18/2002 [H.R. 5012] [771413] [1]

FRC ID:

6360

OA Num.:

9467

NARA Num.:

9358

RESTRICTION CODES

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

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

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WHITE HOUSE STAFFING MEMORANDUM

Date: 9-13-02 5:30 PM ACTION / CONCURRENCE / COMMENT DUE BY: 9-16-02 10:30 AMSubject: ENROLLED BILL H.R. 5012 - JOHN F. KENNEDY CENTER PLAZA
AUTHORIZATION ACT OF 2002

02 SEP 16 PM 1:23

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

REMARKS:

PLEASE FORWARD COMMENTS DIRECTLY TO JIM JUKES, X53458, FAX X56148, BY 10:30 A.M., MONDAY, SEPTEMBER 16, 2002, WITH A COPY TO THE STAFF SECRETARY. THANK YOU.

RESPONSE:

Legislative Affairs (Howard) - ch

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)
Memorandum	John F. Kennedy Center Plaza Authorization Act of 2002 - To: POTUS - From: Mitchell E. Daniels, Jr.	3	09/13/2002	P5;

**This marker identifies the original location of the withdrawn item listed above.
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Withdrawal/Redaction Sheet at the front of the folder.**

COLLECTION:

Executive Clerk, Office Of the

SERIES:

Saunders, G. Timothy (Tim) - Bill Files

FOLDER TITLE:

09/18/2002 [H.R. 5012] [771413] [1]

FRC ID:

6360

OA Num.:

9467

NARA Num.:

9358

RESTRICTION CODES

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

- P1 National Security Classified Information [(a)(1) of the PRA]
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WHITE HOUSE STAFFING MEMORANDUM

Date: 9-13-02 5:30 PM ACTION / CONCURRENCE / COMMENT DUE BY: 9-16-02 10:30 AMSubject: ENROLLED BILL H.R. 5012 - JOHN F. KENNEDY CENTER PLAZA
AUTHORIZATION ACT OF 2002

02 SEP 15 PM 02:13

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

REMARKS:

PLEASE FORWARD COMMENTS DIRECTLY TO JIM JUKES, X53458, FAX X56148, BY 10:30 A.M., MONDAY, SEPTEMBER 16, 2002, WITH A COPY TO THE STAFF SECRETARY. THANK YOU.

OK

RESPONSE:

cc Ling
Reuben

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)
Memorandum	John F. Kennedy Center Plaza Authorization Act of 2002 - To: POTUS - From: Mitchell E. Daniels, Jr.	3	09/13/2002	P5;

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Withdrawal/Redaction Sheet at the front of the folder.**

COLLECTION:

Executive Clerk, Office Of the

SERIES:

Saunders, G. Timothy (Tim) - Bill Files

FOLDER TITLE:

09/18/2002 [H.R. 5012] [771413] [1]

FRC ID:

6360

OA Num.:

9467

NARA Num.:

9358

RESTRICTION CODES

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

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and his advisors, or between such advisors [(a)(5) of the PRA]
P6 Release would constitute a clearly unwarranted invasion of
personal privacy [(a)(6) of the PRA]

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.

b(1) National security classified information [(b)(1) of the FOIA]
b(2) Release would disclose internal personnel rules and practices of
an agency [(b)(2) of the FOIA]
b(3) Release would violate a Federal statute [(b)(3) of the FOIA]
b(4) Release would disclose trade secrets or confidential or financial
information [(b)(4) of the FOIA]
b(6) Release would constitute a clearly unwarranted invasion of
personal privacy [(b)(6) of the FOIA]
b(7) Release would disclose information compiled for law enforcement
purposes [(b)(7) of the FOIA]
b(8) Release would disclose information concerning the regulation of
financial institutions [(b)(8) of the FOIA]
b(9) Release would disclose geological or geophysical information
concerning wells [(b)(9) of the FOIA]

SS/ RM NO.

WHITE HOUSE STAFFING MEMORANDUM

HEL6)

Date: 9-13-02 5:30 PM ACTION / CONCURRENCE / COMMENT DUE BY: 9-16-02 10:30 AM

02 SEP 16 PM 2:25

ENROLLED BILL H.R. 5012 - JOHN F. KENNEDY CENTER PLAZA

Subject: AUTHORIZATION ACT OF 2002

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

REMARKS:

PLEASE FORWARD COMMENTS DIRECTLY TO JIM JUKES, X53458, FAX X56148, BY 10:30 A.M., MONDAY, SEPTEMBER 16, 2002, WITH A COPY TO THE STAFF SECRETARY. THANK YOU.

No objections

RESPONSE:

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