

George W. Bush Presidential Library

Collection: Executive Clerk, Office of the

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

Folder Title: 09/30/2002 [H.R. 1646] [771458] [1]

Withdrawn/Redacted Material

The George W. Bush Library

DOCUMENT NO.	FORM	SUBJECT/TITLE	PAGES	DATE	RESTRICTION(S)
001	Memorandum	Foreign Relations Authorization Act, Fiscal Year 2003 - To: POTUS - From: Austin Smythe	5	09/27/2002	P5;
002	Discussion Paper	Attachment B - Other Significant Provisions of H.R. 1646	6	N.D.	P5;
003	Memorandum	Foreign Relations Authorization Act, Fiscal Year 2003 - To: POTUS - From: Austin Smythe	4	09/27/2002	P5;
004	Discussion Paper	Attachment B - Other Significant Provisions of H.R. 1646	5	N.D.	P5;
005	Draft	Signing Statement on Foreign Relations Authorization Act H.R. 1646	3	09/29/2002	P5;
006	Memorandum	Foreign Relations Authorization Act, Fiscal Year 2003 - To: POTUS - From: Austin Smythe	5	09/27/2002	P5;
007	Discussion Paper	Attachment B - Other Significant Provisions of H.R. 1646	6	N.D.	P5;

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Saunders, G. Timothy (Tim) - Bill Files

FOLDER TITLE:

09/30/2002 [H.R. 1646] [771458] [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]
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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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DOCUMENT NO.	FORM	SUBJECT/TITLE	PAGES	DATE	RESTRICTION(S)
008	Draft	Statement by the President [re: H.R. 1646]	4	N.D.	P5;
009	Email	Revised Signing Statement for H.R. 1646 - To: Harriet Miers - From: James J. Jukes	1	09/29/2002	P5;
010	Email	Re: Signing Statement for H.R. 1646 - To: Harriet Miers et al. - From: Lawrence A. Fleischer	1	09/28/2002	P5;
011	Draft	Signing Statement on Foreign Relations Authorization Act H.R. 1646	4	09/29/2002	P5;
012	Draft	Statement by the President [re: H.R. 1646]	3	09/30/2002	P5;
013	Email	Re: Updated Signing Statement for H.R. 1646 - To: Stuart W. Bowen - From: James J. Jukes	1	09/30/2002	P5;
014	Email	Re: State Department Comments on Draft Signing Statement on Foreign Relations - To: G. Timothy Saunders - From: James J. Jukes	1	09/30/2002	P5;

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022	Discussion Paper	Attachment B - Other Significant Provisions of H.R. 1646	5	N.D.	P5;
023	Routing Memo	Enrolled Bill H.R. 1646 - To: James J. Jukes - From: Jonathan Burks, OVP	1	09/29/2002	P5;

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LAW_M

771458

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 9A BILL FILES RECEIVED FROM THE OFFICE OF
THE EXECUTIVE CLERK - SEP 30 02 ENROLLED BILL H.R.
1646 - FOREIGN RELATIONS AUTHORIZATION ACT
FISCAL YEAR 2003**

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 authorize appropriations for the Department of State for fiscal year 2003, to authorize appropriations under the Arms Export Control Act and the Foreign Assistance Act of 1961 for security assistance for fiscal year 2003, 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 "Foreign Relations Authorization Act, Fiscal Year 2003".

SEC. 2. ORGANIZATION OF ACT INTO DIVISIONS; TABLE OF CONTENTS.

(a) DIVISIONS.—This Act is organized into two divisions as follows:

(1) DIVISION A.—Department of State Authorization Act, Fiscal Year 2003.

(2) DIVISION B.—Security Assistance Act of 2002.

(b) TABLE OF CONTENTS.—The table of contents for this Act is as follows:

Sec. 1. Short title.

Sec. 2. Organization of Act into divisions; table of contents.

Sec. 3. Definitions.

DIVISION A—DEPARTMENT OF STATE AUTHORIZATION ACT, FISCAL YEAR 2003

Sec. 101. Short title.

TITLE I—AUTHORIZATIONS OF APPROPRIATIONS

Subtitle A—Department of State

Sec. 111. Administration of foreign affairs.

Sec. 112. United States educational, cultural, and public diplomacy programs.

Sec. 113. Contributions to international organizations.

Sec. 114. International Commissions.

Sec. 115. Migration and refugee assistance.

Sec. 116. Grants to The Asia Foundation.

Subtitle B—United States International Broadcasting Activities

Sec. 121. Authorizations of appropriations.

TITLE II—DEPARTMENT OF STATE AUTHORITIES AND ACTIVITIES

Subtitle A—Basic Authorities and Activities

Sec. 201. Emergency evacuation services.

Sec. 202. Special agent authorities.

Sec. 203. International Litigation Fund.

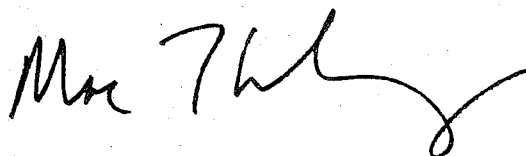
Sec. 204. State Department records of overseas deaths of United States citizens from nonnatural causes.

Sec. 205. Foreign Relations Historical Series.

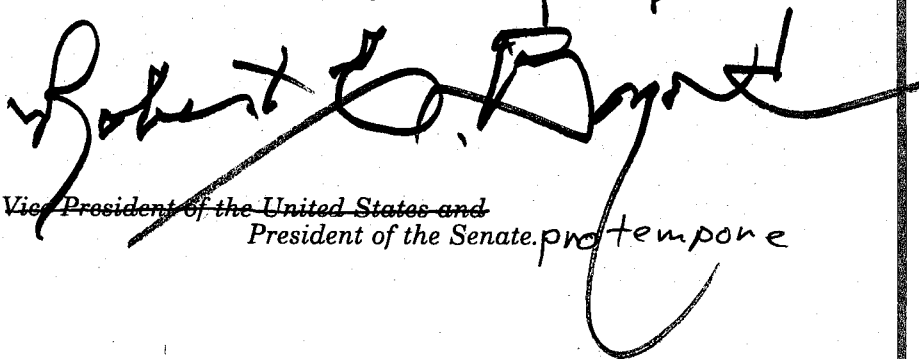
H. R. 1646—115

vessel joins the naval forces of that country, performed at a shipyard located in the United States, including a United States Navy shipyard.

(g) EXPIRATION OF AUTHORITY.—The authority to transfer a vessel under this section shall expire at the end of the two-year period beginning on the date of the enactment of this Act.



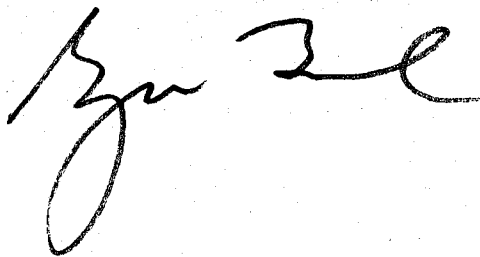
Speaker of the House of Representatives. *pro tempore*



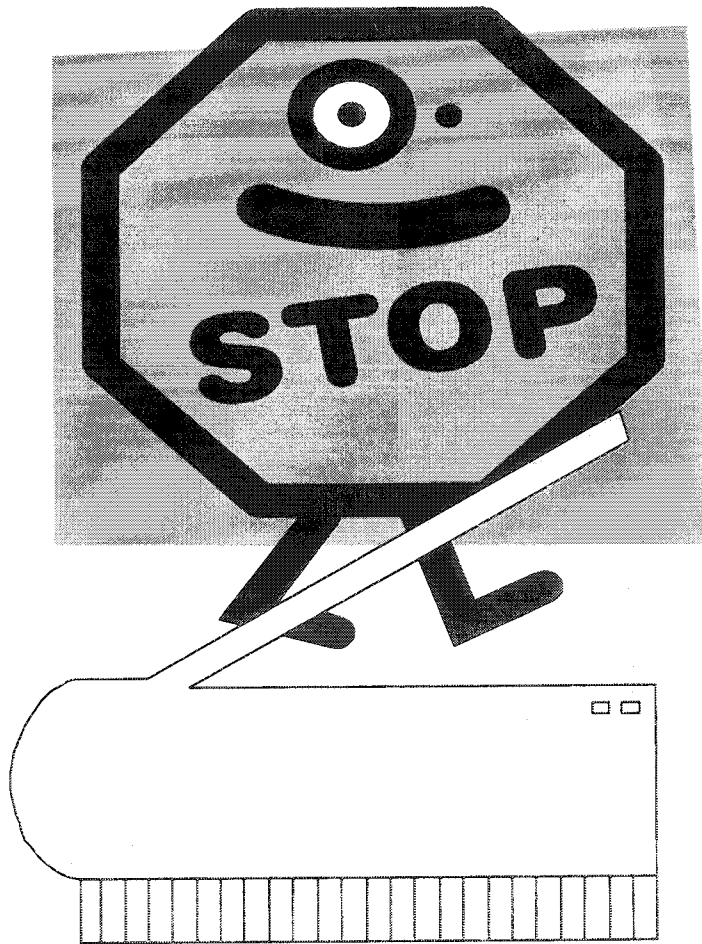
~~Vice President of the United States and~~
President of the Senate. *pro tempore*

APPROVED

SEP 30 2002



ORM
Scanning insert sheet



Remainder of case not scanned

APPROPRIATIONS AUTHORIZATIONS FOR FY 2003

(\$ in millions)

	<u>H.R. 1646</u>	<u>Request</u>	<u>Difference</u>
Division A - Department of State			
<i>Administration of Foreign Affairs</i>			
Diplomatic & Consular Programs (D&CP)	4,030.0	4,019.0	11.0
Capital Investment Fund (CIF)	200.0	177.0	23.0
Office of the Inspector General	30.8	30.8	0.0
Educational and Cultural Exchange Programs	260.0	247.1	12.9
Representation Allowances	9.0	9.0	0.0
Protection of Foreign Missions and Officials	11.0	11.0	0.0
Embassy Security, Construction, & Maintenance (base prgm)	555.0	553.0	2.0
Worldwide Security Construction 1/	1,000.0	755.0	245.0
Emerg. in the Diplomatic and Consular Service	15.0	15.0	0.0
Repatriation Loans Program Account	1.2	1.2	0.0
Payment to the American Institute of Taiwan	18.8	18.8	0.0
<i>International Organizations and Conferences</i>			
Contrib. to Int'l. Peacekeeping Activities (CIPA)	726.0	726.0	0.0
Contributions to Int'l. Organizations (CIO)	891.4	891.4	0.0
<i>Other State Department Accounts</i>			
Payment to the Asia Foundation	15.0	9.4	5.6
East-West Center	15.0	14.3	0.7
North/South Center	2.5	0.0	2.5
National Endowment for Democracy	42.0	36.0	6.0
Migration and Refugee Assistance	820.0	705.6	114.4
<i>International Commissions</i>			
IBWC-Salaries & Expenses	28.4	28.4	0.0
IBWC-Construction	9.5	9.5	0.0
American Sections	8.7	8.7	0.0
International Fisheries Commission	19.8	19.8	0.0
Subtotal	8,709.1	8,286.0	423.0
Broadcasting Board of Governors			
International Broadcasting Operations	505.8	477.8	28.0
Broadcasting to Cuba	25.9	25.9	0.0
Broadcasting Capital Improvements	13.7	13.7	0.0
Subtotal	545.4	517.4	28.0
Division B - Security Assistance			
Foreign Military Financing Program	4,107.2	4,107.2	0.0
Non-prolif. anti-terrorism, demining, & related programs	382.4	372.4	10.0
International Military Education and Training (IMET)	85.0	80.0	5.0
Subtotal	4,574.6	4,559.6	15.0
TOTAL	13,829.1	13,363.0	466.1

1/ H.R. 1646 amends previous authorization contained in the Security Embassy Construction and Counter-terrorism Act of 1999.

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REVISED SS/ RM NO. _____

WHITE HOUSE STAFFING MEMORANDUM

Date: 9-28-02 11:15 AM ACTION / CONCURRENCE / COMMENT DUE BY: 9-29-02 5:00 PM

REVISED INSTRUCTIONS FOR ENROLLED BILL MEMO ON H.R. 1646 - FOREIGN
RELATIONS AUTHORIZATION ACT

(NOTE: COMMENTS SHOULD GO TO JIM JUKES RATHER THAN BETH

Subject: ROSSMAN.)

	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 YOUR COMMENTS TO JIM JUKES, EXTENSION 53458/FAX 56148, BY
5:00 PM SUNDAY, SEPTEMBER 29, AND SEND A COPY TO THE STAFF SECRETARY. THANK
YOU.

RESPONSE:

REVISED

Harriet E. Miers
Assistant to the President
and Staff Secretary

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For a complete list of items withdrawn from this folder, see the
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COLLECTION:

Executive Clerk, Office Of the

SERIES:

Saunders, G. Timothy (Tim) - Bill Files

FOLDER TITLE:

09/30/2002 [H.R. 1646] [771458] [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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STATEMENT BY THE PRESIDENT

I have today signed into law H.R. 1646, the "Foreign Relations Authorization Act, Fiscal Year 2003." This Act authorizes appropriations, and provides important new authorities, for diplomatic and related activities of the U.S. Government. Many provisions in the Act will strengthen our ability to advance American interests around the globe, including nonproliferation of weapons of mass destruction, and to meet our international commitments, including those to the United Nations. Regrettably, the Act contains a number of provisions that impermissibly interfere with the constitutional functions of the presidency in foreign affairs, including provisions that purport to establish foreign policy that are of significant concern.

The executive branch shall construe as advisory the provisions of the Act, including sections 408, 616, 621, 633, and 1343(b), that purport to direct or burden the conduct of negotiations by the executive branch with foreign governments, international organizations, or other entities abroad or which purport to direct executive branch officials to use the U.S. voice and vote in international organizations to achieve specified foreign policy objectives. Such provisions, if construed as mandatory rather than advisory, would impermissibly interfere with the President's constitutional authorities to conduct the Nation's foreign affairs, participate in international negotiations, and supervise the unitary executive branch.

The executive branch shall also construe provisions in the Act that mandate submission of information to the Congress or the public, such as sections 204, 215, 603, 613(b), 615 and 1602, in a manner consistent with the President's constitutional authority to withhold information the disclosure of which could impair the foreign relations, the national security, the deliberative processes of the Executive, or the performance of the Executive's constitutional duties. The Secretary of State

will, of course, continue as a matter of comity to keep the Congress appropriately informed of the Nation's foreign affairs activities.

Several provisions of the Act, including sections 650, 1205(d)(5), and 1501(7) call for executive branch officials to submit to the Congress recommendations for legislation. The executive branch shall implement these provisions in a manner consistent with the President's constitutional authority to supervise the unitary executive branch and to recommend to the Congress such measures as the President judges necessary and expedient.

Section 214, concerning Jerusalem, impermissibly interferes with the President's constitutional authority to conduct the Nation's foreign affairs and to supervise the unitary executive branch. Moreover, the purported direction in section 214 would, if construed as mandatory rather than advisory, impermissibly interfere with the President's constitutional authority to formulate the position of the United States, speak for the Nation in international affairs, and determine the terms on which recognition is given to foreign states. U.S. policy regarding Jerusalem has not changed.

The executive branch shall implement sections 325 and 687 in a manner consistent with the equal protection requirements of the Due Process Clause of the Fifth Amendment to the Constitution.

Section 505 of the Act excludes U.S. Government employees abroad assigned to duty as correspondents for the Voice of America (VOA) from the statutory responsibilities of the Secretary of State for security of certain U.S. Government personnel abroad and of chiefs of U.S. missions for direction of such personnel. Pursuant to the constitutional authority of the President to conduct the Nation's foreign affairs and to supervise the unitary executive branch, the Secretary of State

may provide such direction as may be necessary with respect to the security and conduct of U.S. Government employees abroad assigned to duty as VOA correspondents.

Section 604 purports to require the imposition of certain sanctions on the Palestinian Liberation Organization or Palestinian Authority based on the determinations that the President makes or fails to make in the report provided for in section 603. Although a waiver authority is also provided, I note that some of these sanctions, in particular with respect to visas and the status of representational offices, bear on the President's power with respect to the timing and nature of diplomatic communications. Accordingly, I shall construe these requirements in a manner consistent with my constitutional responsibilities for the conduct of foreign affairs.

Section 645 of the Act purports to require the President to implement a law through a particular subordinate officer in the Department of Commerce. The executive branch shall implement this provision in a manner consistent with the President's authority to supervise the unitary executive branch, including the authority to direct which officers in the executive branch shall assist the President in faithfully executing the law.

Section 686 makes seven additional plaintiffs with judgments against Iran eligible for payments under the Victims of Trafficking and Violence Protection Act of 2000. While U.S. victims of international terrorism are deserving of compensation in accordance with the law, the continued piecemeal legislative approach that addresses some victims and not others is neither equitable nor practicable. The Congress should develop a comprehensive proposal that provides compensation for all victims, following the principles my Administration outlined in June of this year. Such a proposal should not draw upon blocked assets to fund victim compensation, so as to preserve the prerogatives of the President in the area of foreign affairs.

Sections 321 and 322, which provide certain retirement benefits to discrete groups of Federal employees, undermine fundamental principles underlying Federal retirement systems. These sections introduce serious inequities in the operation of those systems, and set undesirable precedents. My Administration will submit to the Congress appropriate legislation to repeal section 321 and to adopt remedial legislation in lieu of section 322 that would not undermine the integrity, equity, and sound funding principles of our Federal retirement systems.

Section 1206 could be misconstrued to imply a change in the "one China" policy of the United States when, in fact, that U.S. policy remains unchanged. To the extent that this section could be read to purport to change United States policy, it impermissibly interferes with the President's constitutional authority to conduct the Nation's foreign affairs.

Section 1406 of the Act requires that actions to remove items from the munitions list be subject to reprogramming notifications to committees of Congress. By its plain terms, this provision does not subject such actions to any committee approval requirements, which would be impermissible under the constitutional separation of powers, and accordingly, the executive branch shall so implement it.

My approval of the Act does not constitute my adoption of the various statements of policy in the Act as U.S. foreign policy. Given the Constitution's commitment to the presidency of the authority to conduct the Nation's foreign affairs, the executive branch shall construe such policy statements as advisory, giving them the due weight that comity between the legislative and executive branches should require, to the extent consistent with U.S. foreign policy.

THE WHITE HOUSE,

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7 more victims

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*Taiwan
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THE WHITE HOUSE,

WHITE HOUSE STAFFING MEMORANDUM

Date: 9-29-02, 7:30 PM ACTION / CONCURRENCE / COMMENT DUE BY: 9-30-02, 10:00 AM

REVISED SIGNING STATEMENT FOR H.R. 1646, FOREIGN RELATIONS

Subject: AUTHORIZATION ACT

	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 SEND COMMENTS TO JIM JUKES, EXT. 53458, FAX 56148, BY 10:00 AM MONDAY, 9-30-02, WITH COPY TO 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)
Draft	Signing Statement on Foreign Relations Authorization Act H.R. 1646	3	09/29/2002	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:

09/30/2002 [H.R. 1646] [771458] [1]

FRC ID:

6360

OA Num.:

9467

NARA Num.:

9358

RESTRICTION CODES

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

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WHITE HOUSE STAFFING MEMORANDUM

Date: 9-27-02, 10:00 PM ACTION / CONCURRENCE / COMMENT DUE BY: 9-29-02, 5:00 PMSubject: ENROLLED BILL H.R. 1646, FOREIGN RELATIONS AUTHORIZATION ACT, FISCAL YEAR 2003

	ACTION	FYI		ACTION	FYI
VICE PRESIDENT	☒	☐	HUBBARD	☒	☐
CARD	☒	☐	IRASTORZA	☐	☐
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HAGIN	☐	☐	_____	☐	☐
HAWKINS	☒	☐	_____	☐	☐

REMARKS:

PLEASE SEND COMMENTS TO BETH ROSSMAN, EXT. 54790, FAX 53729, NO LATER THAN 5:00 PM SUNDAY, 9-29-02, WITH COPY TO STAFF SECRETARY. THANK YOU.

RESPONSE:

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

Withdrawal Marker

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FORM	SUBJECT/TITLE	PAGES	DATE	RESTRICTION(S)
Memorandum	Foreign Relations Authorization Act, Fiscal Year 2003 - To: POTUS - From: Austin Smythe	5	09/27/2002	P5;

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APPROPRIATIONS AUTHORIZATIONS FOR FY 2003

(\$ in millions)

	<u>H.R. 1646</u>	<u>Request</u>	<u>Difference</u>
Division A - Department of State			
<i>Administration of Foreign Affairs</i>			
Diplomatic & Consular Programs (D&CP)	4,030.0	4,019.0	11.0
Capital Investment Fund (CIF)	200.0	177.0	23.0
Office of the Inspector General	30.8	30.8	0.0
Educational and Cultural Exchange Programs	260.0	247.1	12.9
Representation Allowances	9.0	9.0	0.0
Protection of Foreign Missions and Officials	11.0	11.0	0.0
Embassy Security, Construction, & Maintenance (base prgm)	555.0	553.0	2.0
Worldwide Security Construction 1/	1,000.0	755.0	245.0
Emerg. in the Diplomatic and Consular Service	15.0	15.0	0.0
Repatriation Loans Program Account	1.2	1.2	0.0
Payment to the American Institute of Taiwan	18.8	18.8	0.0
<i>International Organizations and Conferences</i>			
Contrib. to Int'l. Peacekeeping Activities (CIPA)	726.0	726.0	0.0
Contributions to Int'l. Organizations (CIO)	891.4	891.4	0.0
<i>Other State Department Accounts</i>			
Payment to the Asia Foundation	15.0	9.4	5.6
East-West Center	15.0	14.3	0.7
North/South Center	2.5	0.0	2.5
National Endowment for Democracy	42.0	36.0	6.0
Migration and Refugee Assistance	820.0	705.6	114.4
<i>International Commissions</i>			
IBWC-Salaries & Expenses	28.4	28.4	0.0
IBWC-Construction	9.5	9.5	0.0
American Sections	8.7	8.7	0.0
International Fisheries Commission	19.8	19.8	0.0
Subtotal	8,709.1	8,286.0	423.0
Broadcasting Board of Governors			
International Broadcasting Operations	505.8	477.8	28.0
Broadcasting to Cuba	25.9	25.9	0.0
Broadcasting Capital Improvements	13.7	13.7	0.0
Subtotal	545.4	517.4	28.0
Division B - Security Assistance			
Foreign Military Financing Program	4,107.2	4,107.2	0.0
Non-prolif, anti-terrorism, demining, & related programs	382.4	372.4	10.0
International Military Education and Training (IMET)	85.0	80.0	5.0
Subtotal	4,574.6	4,559.6	15.0
TOTAL	13,829.1	13,363.0	466.1

1/ H.R. 1646 amends previous authorization contained in the Security Embassy Construction and Counter-terrorism Act of 1999.

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Discussion Paper	Attachment B - Other Significant Provisions of H.R. 1646	6	N.D.	P5;

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WHITE HOUSE STAFFING MEMORANDUM

Date: 9-28-02 11:15 AM ACTION / CONCURRENCE / COMMENT DUE BY: 9-29-02 5:00 PM

SIGNING STATEMENT FOR H.R. 1646 - FOREIGN RELATIONS AUTHORIZATION

Subject: ACT

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

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RESPONSE:

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

Withdrawal Marker

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FORM	SUBJECT/TITLE	PAGES	DATE	RESTRICTION(S)
Draft	Statement by the President [re: H.R. 1646]	4	N.D.	P5;

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

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FORM	SUBJECT/TITLE	PAGES	DATE	RESTRICTION(S)
Email	Revised Signing Statement for H.R. 1646 - To: Harriet Miers - From: James J. Jukes	1	09/29/2002	P5;

**This marker identifies the original location of the withdrawn item listed above.
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COLLECTION:

Executive Clerk, Office Of the

SERIES:

Saunders, G. Timothy (Tim) - Bill Files

FOLDER TITLE:

09/30/2002 [H.R. 1646] [771458] [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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FORM	SUBJECT/TITLE	PAGES	DATE	RESTRICTION(S)
Email	Re: Signing Statement for H.R. 1646 - To: Harriet Miers et al. - From: Lawrence A. Fleischer	1	09/28/2002	P5;

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FOLDER TITLE:

09/30/2002 [H.R. 1646] [771458] [1]

FRC ID:

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From: James J. Jukes on 09/29/2002 03:58:57 PM

Record Type: Record

To: See the distribution list at the bottom of this message

cc:

Subject: FYI - Timing issue on State authorization bill signature

State (Jim Terry) mentioned to me today that the President needs to sign the bill by **3:00** tomorrow (Monday) to give the Department enough time to execute the funds transfer to the UN before the FY 2001-02 funds lapse at midnight. I asked Jim if the Department had communicated the timing issue to the right people at OMB/WH. He said that he understood that Mike Andricos had been informed.

I conveyed this comment to the Staff Secretary (Harriet Miers), and it was news to her. I told her that I could not vouch for the accuracy of State's comment.

Message Sent To:

Robin Cleveland/OMB/EOP@EOP
Karyn T. Carson/OMB/EOP@EOP
Eric C. Pelletier/OMB/EOP@EOP
Lauren C. Lobrano/OMB/EOP@EOP
Augustine T. Smythe/OMB/EOP@EOP
John D. Burnim/OMB/EOP@EOP
Annette E. Rooney/OMB/EOP@EOP
Rodney G. Bent/OMB/EOP@EOP
Joseph G. Pipan/OMB/EOP@EOP
George M. Andricos/NSC/EOP@EOP
John B. Bellinger/NSC/EOP@EOP
Stephen E. Biegun/NSC/EOP@EOP
G. Timothy Saunders/WHO/EOP@EOP
David E. Kalbaugh/WHO/EOP@EOP

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FORM	SUBJECT/TITLE	PAGES	DATE	RESTRICTION(S)
Draft	Signing Statement on Foreign Relations Authorization Act H.R. 1646	4	09/29/2002	P5;

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FORM	SUBJECT/TITLE	PAGES	DATE	RESTRICTION(S)
Draft	Statement by the President [re: H.R. 1646]	3	09/30/2002	P5;

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SERIES:

Saunders, G. Timothy (Tim) - Bill Files

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FORM	SUBJECT/TITLE	PAGES	DATE	RESTRICTION(S)
Email	Re: Updated Signing Statement for H.R. 1646 - To: Stuart W. Bowen - From: James J. Jukes	1	09/30/2002	P5;

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SERIES:

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09/30/2002 [H.R. 1646] [771458] [1]

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FORM	SUBJECT/TITLE	PAGES	DATE	RESTRICTION(S)
Email	Re: State Department Comments on Draft Signing Statement on Foreign Relations - To: G. Timothy Saunders - From: James J. Jukes	1	09/30/2002	P5;

**This marker identifies the original location of the withdrawn item listed above.
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SERIES:

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FOLDER TITLE:

09/30/2002 [H.R. 1646] [771458] [1]

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Harriet Miers
09/30/2002 01:53:28 PM

Record Type: Record

To: G. Timothy Saunders/WHO/EOP@EOP
cc:
Subject: Re: Updated signing statement for HR 1646

Even more recent!

----- Forwarded by Harriet Miers/WHO/EOP on 09/30/2002 01:57 PM -----

From: James J. Jukes on 09/30/2002 01:50:39 PM

Record Type: Record

To: See the distribution list at the bottom of this message
cc: Noel J. Francisco/WHO/EOP@EOP
Subject: Re: Updated signing statement for HR 1646

This version makes the two-word grammatical change requested by Noel in the attached note.



hr1646ss9.30omb145pm.d

----- Forwarded by James J. Jukes/OMB/EOP on 09/30/2002 01:47 PM -----



Noel J. Francisco
09/30/2002 01:44:29 PM

Record Type: Record

To: James J. Jukes/OMB/EOP@EOP
cc:
bcc:
Subject: Re: Updated signing statement for HR 1646

Jim -- Many apologies for this, but I think that my re-draft of this was not grammatical, and so should have the following, non-substantive change (in bold):

Section 1406 of the Act requires that actions to remove items from the munitions list be subject to reprogramming notifications to committees of Congress. By its plain terms, this provision does not subject such actions to any committee approval requirements, which **would be** impermissible under the constitutional separation of powers, and accordingly, the executive branch shall so implement it.

From: James J. Jukes on 09/30/2002 01:36:52 PM

From: James J. Jukes on 09/30/2002 01:36:52 PM

Record Type: Record

To: Noel J. Francisco/WHO/EOP@EOP

cc: See the distribution list at the bottom of this message

bcc:

Subject: Re: Updated signing statement for HR 1646 

Here is a clean version that makes Noel's attached change, which is agreeable to Justice and State.

The only major loose end I am aware of is a signoff on the whole statement from the NSC front office. I understand that there was some possibility of further edits to the Jerusalem language.



hr1646ss9.30omb130pm.d

Noel J. Francisco



Noel J. Francisco
09/30/2002 01:02:59 PM

Record Type: Record

To: Noel J. Francisco/WHO/EOP@EOP

cc: See the distribution list at the bottom of this message

bcc:

Subject: Re: Updated signing statement for HR 1646 

Actually, I meant to sent the following:

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Noel J. Francisco



Noel J. Francisco
09/30/2002 01:00:34 PM

Record Type: Record

To: James J. Jukes/OMB/EOP@EOP

cc: See the distribution list at the bottom of this message

From: James J. Jukes on 09/30/2002 01:36:52 PM

Record Type: Record

To: Noel J. Francisco/WHO/EOP@EOP
cc: See the distribution list at the bottom of this message
bcc:
Subject: Re: Updated signing statement for HR 1646 

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hr1646ss9.30omb130pm.d

Noel J. Francisco



Noel J. Francisco
09/30/2002 01:02:59 PM

Record Type: Record

To: Noel J. Francisco/WHO/EOP@EOP
cc: See the distribution list at the bottom of this message
bcc:
Subject: Re: Updated signing statement for HR 1646 

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Noel J. Francisco



Noel J. Francisco
09/30/2002 01:00:34 PM

Record Type: Record

To: James J. Jukes/OMB/EOP@EOP
cc: See the distribution list at the bottom of this message
bcc: Records Management@EOP
Subject: Re: Updated signing statement for HR 1646 

I think that is too weak. How about:

9/30, 1:45 p.m.

STATEMENT BY THE PRESIDENT

✓ I have today signed into law H.R. 1646, the Foreign Relations Authorization Act, Fiscal Year 2003.["] This Act authorizes appropriations, and provides important new authorities, for diplomatic and related activities of the U.S. Government. Many provisions in the Act will strengthen our ability to advance American interests around the globe, including nonproliferation of weapons of mass destruction, and to meet our international commitments, including those to the United Nations. Regrettably, the Act contains a number of provisions that impermissibly interfere with the constitutional functions of the presidency in foreign affairs, including provisions that purport to establish foreign policy that are of significant concern.

✓ The executive branch shall construe as advisory the provisions of the Act, including Sections 408, 616, 621, 633, and 1343(b), that purport to direct or burden the conduct of negotiations by the executive branch with foreign governments, international organizations, or other entities abroad or which purport to direct executive branch officials to use the U.S. voice and vote in international organizations to achieve specified foreign policy objectives. Such provisions, if construed as mandatory rather than advisory, would impermissibly interfere with the President's constitutional authorities to conduct the Nation's foreign affairs, participate in international negotiations, and supervise the unitary executive branch.

✓ The executive branch shall also construe provisions in the Act that mandate submission of information to^{the} Congress or the public, such as sections 204, 215, 603, 613(b), 615 and 1602, in a manner consistent with the President's constitutional authority to withhold information the disclosure of which could impair the foreign relations, the national security, the deliberative processes of the Executive, or the performance of the Executive's constitutional duties. The Secretary of State will, of course, continue as a matter of comity to keep the Congress appropriately informed of the Nation's foreign affairs activities.

✓ Several provisions of the Act, including sections 650, 1205(d)(5), and 1501(7) call for executive branch officials to submit to^{the} Congress recommendations for legislation. The executive branch shall implement these provisions in a manner consistent with the President's constitutional authority to supervise the unitary executive branch and to recommend to^{the} Congress such measures as the President judges necessary and expedient.

Section 214, concerning Jerusalem, impermissibly interferes with the President's constitutional authority to conduct the Nation's foreign affairs and to supervise the unitary executive branch. Moreover, the purported direction in section 214 would, if construed as mandatory rather than advisory, impermissibly interfere with the President's constitutional authority to formulate the position of the United States, speak for the Nation in international affairs, and determine the terms on which recognition is given to foreign states. U.S. policy regarding Jerusalem has not changed.

The executive branch shall implement sections 325 and 687 in a manner consistent with the equal protection requirements of the Due Process Clause of the Fifth Amendment to the Constitution.

Section 505 of the Act excludes U.S. Government employees abroad assigned to duty as correspondents for the Voice of America (VOA) from the statutory responsibilities of the Secretary of State for security of certain U.S. Government personnel abroad and of chiefs of U.S. missions for direction of such personnel. Pursuant to the constitutional authority of the President to conduct the Nation's foreign affairs and to supervise the unitary executive branch, the Secretary of State may provide such direction as may be necessary with respect to the security and conduct of U.S. Government employees abroad assigned to duty as VOA correspondents.

Section 604 purports to require the imposition of certain sanctions on the Palestinian Liberation Organization or Palestinian Authority based on the determinations that the President makes or fails to make in the report provided for in section 603. Although a waiver authority is also provided, I note that some of these sanctions, in particular with respect to visas and the status of representational offices, bear on the President's power with respect to the timing and nature of diplomatic communications. Accordingly, I shall construe these requirements in a manner consistent with my constitutional responsibilities for the conduct of foreign affairs.

Section 645 of the Act purports to require the President to implement a law through a particular subordinate officer in the Department of Commerce. The executive branch shall implement this provision in a manner consistent with the President's authority to supervise the unitary executive branch, including the authority to direct which officers in the executive branch shall assist the President in faithfully executing the law.

✓ Section 686 makes seven additional plaintiffs with judgments against Iran eligible for payments under the Victims of Trafficking and Violence Protection Act of 2000. While U.S. victims of international terrorism are deserving of compensation in accordance with the law, the continued piecemeal legislative approach that addresses some victims and not others is neither equitable nor practicable.

✓ The Congress should develop a comprehensive proposal that provides compensation for all victims, following the principles my Administration outlined in June of this year. Such a proposal should not draw upon blocked assets to fund victim compensation, so as to preserve the prerogatives of the President in the area of foreign affairs.

Sections 321 and 322, which provide certain retirement benefits to discrete groups of Federal employees, undermine fundamental principles underlying Federal retirement systems. These sections introduce serious inequities in the operation of those systems, and set undesirable precedents. My Administration will submit to ✓ the Congress appropriate legislation to repeal section 321 and to adopt remedial legislation in lieu of section 322 that would not undermine the integrity, equity, and sound funding principles of our Federal retirement systems.

✓ Section 1206 could be misconstrued to imply a change in the "one China" policy of the United States when, in fact, that ~~United States~~ policy remains unchanged. To the extent that this section could be read to purport to change United States policy, it impermissibly interferes with the President's constitutional authority to conduct the Nation's foreign affairs.

Section 1406 of the Act requires that actions to remove items from the munitions list be subject to reprogramming notifications to committees of Congress. By its plain terms, this provision does not subject such actions to any committee approval requirements, which would be impermissible under the constitutional separation of powers, and accordingly, the executive branch shall so implement it.

My approval of the Act does not constitute my adoption of the various statements of policy in the Act as U.S. foreign policy. Given the Constitution's commitment to the presidency of the authority to conduct the Nation's foreign affairs, the executive branch shall construe such policy statements as advisory, giving them the due weight that comity between the legislative and executive branches should require, to the extent consistent with U.S. foreign policy.

OFFICE OF THE EXECUTIVE CLERK
TRACKING SHEET FOR PRESIDENTIAL DOCUMENTS

TITLE:

HRC 1646- Foreign Relations Auth. Act

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: 1 / 02 Time: a.m./p.m.)
In final: 1 / 02 Time: a.m./p.m.

SENT TO CORRESPONDENCE FOR TYPING IN FINAL:

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

TO HARRIET MIERS' OFFICE:

(For staffing: 1 / 02 Time: a.m./p.m.)
In final: 9/30 / 02 Time: 3:25 a.m./p.m.

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

Date: 1 / 02 Time: a.m./p.m.
POSTED: 1 / 02 Time: a.m./p.m.

NOTIFICATIONS:

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

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

 (Person/time) (Other)

 (Person/time) (Other)

OTHER INFORMATION:

Send:
→ Jukes

REVISED SS/ RM NO. _____

WHITE HOUSE STAFFING MEMORANDUM

Date: **9-28-02 11:15 AM** ACTION / CONCURRENCE / COMMENT DUE BY: **9-29-02 5:00 PM**

**REVISED INSTRUCTIONS FOR ENROLLED BILL MEMO ON H.R. 1646 - FOREIGN
RELATIONS AUTHORIZATION ACT**

(NOTE: COMMENTS SHOULD GO TO JIM JUKES RATHER THAN BETH

Subject: ROSSMAN.)

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

REMARKS:

**PLEASE FORWARD YOUR COMMENTS TO JIM JUKES, EXTENSION 53458/FAX 56148, BY
5:00 PM SUNDAY, SEPTEMBER 29, AND SEND A COPY TO THE STAFF SECRETARY. THANK
YOU.**

RESPONSE:

REVISED

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

Withdrawal Marker

The George W. Bush Library

FORM	SUBJECT/TITLE	PAGES	DATE	RESTRICTION(S)
Memorandum	Foreign Relations Authorization Act, Fiscal Year 2003 - To: POTUS - From: Austin Smythe	4	09/27/2002	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:

09/30/2002 [H.R. 1646] [771458] [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]
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
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FORM	SUBJECT/TITLE	PAGES	DATE	RESTRICTION(S)
Discussion Paper	Attachment B - Other Significant Provisions of H.R. 1646	5	N.D.	P5;

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REVISED SS/ RM NO. _____

WHITE HOUSE STAFFING MEMORANDUM

Date: 9-28-02 11:15 AM ACTION / CONCURRENCE / COMMENT DUE BY: 9-29-02 5:00 PM

REVISED INSTRUCTIONS FOR ENROLLED BILL MEMO ON H.R. 1646 - FOREIGN
RELATIONS AUTHORIZATION ACT

(NOTE: COMMENTS SHOULD GO TO JIM JUKES RATHER THAN BETH

Subject: ROSSMAN.)

	ACTION	FYI		ACTION	FYI
VICE PRESIDENT	☒	☐	HUBBARD	☒	☐
CARD	☒	☐	IRASTORZA	☐	☐
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FLEISCHER	☐	☒	SPELLINGS	☒	☐
GERSON	☐	☐	CLERK	☐	☒
GONZALES	☒	☐	_____	☐	☐
HAGIN	☐	☐	_____	☐	☐
HAWKINS	☒	☐	_____	☐	☐

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RESPONSE: _____

REVISED

Harriet E. Miers
Assistant to the President
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WHITE HOUSE STAFFING MEMORANDUM

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RELATIONS AUTHORIZATION ACT

(NOTE: COMMENTS SHOULD GO TO JIM JUKES RATHER THAN BETH

Subject: ROSSMAN.)

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CARD	☒	☐	IRASTORZA	☐	☐
BARTLETT	☒	☐	JOHNSON	☐	☐
BLAKEMAN	☐	☐	LINDSEY	☒	☐
BOLTEN	☒	☐	MARBURGER	☐	☐
BRIDGELAND	☒	☐	MIERS	☐	☒
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REVISED

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 *** TX REPORT ***

TRANSMISSION OK

TX/RX NO	1484	
CONNECTION TEL		66212
CONNECTION ID		
ST. TIME	09/28 12:10	
USAGE T	04'06	
PGS. SENT	10	
RESULT	OK	

REVISED SS/ RM NO. _____

WHITE HOUSE STAFFING MEMORANDUM

Date: 9-28-02 11:15 AM ACTION / CONCURRENCE / COMMENT DUE BY: 9-29-02 5:00 PM

REVISED INSTRUCTIONS FOR ENROLLED BILL MEMO ON H.R. 1646 - FOREIGN
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RESPONSE:

REVISED

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 *** TX REPORT ***

TRANSMISSION OK

TX/RX NO	1479	
CONNECTION TEL		69720
CONNECTION ID		
ST. TIME	09/28 11:34	
USAGE T	04'06	
PGS. SENT	11	
RESULT	OK	

REVISED

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REVISED

Harriet E. Miers
Assistant to the President
and Staff Secretary

 *** TX REPORT ***

TRANSMISSION OK

TX/RX NO 1480
 CONNECTION TEL 51005
 CONNECTION ID
 ST. TIME 09/28 11:38
 USAGE T 03'42
 PGS. SENT 9
 RESULT OK

REVISED

SS/ RM NO. _____

WHITE HOUSE STAFFING MEMORANDUM

Date: 9-28-02 11:15 AM ACTION / CONCURRENCE / COMMENT DUE BY: 9-29-02 5:00 PM

REVISED INSTRUCTIONS FOR ENROLLED BILL MEMO ON H.R. 1646 - FOREIGN
 RELATIONS AUTHORIZATION ACT

(NOTE: COMMENTS SHOULD GO TO JIM JUKES RATHER THAN BETH

Subject: ROSSMAN.)

	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	☒	☐	_____	☐	☐

REVISED SS/ RM NO. _____

WHITE HOUSE STAFFING MEMORANDUM

Date: 9-28-02 11:15 AM ACTION / CONCURRENCE / COMMENT DUE BY: 9-29-02 5:00 PM

REVISED INSTRUCTIONS FOR ENROLLED BILL MEMO ON H.R. 1646 - FOREIGN
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(NOTE: COMMENTS SHOULD GO TO JIM JUKES RATHER THAN BETH

Subject: ROSSMAN.)

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

REMARKS:

PLEASE FORWARD YOUR COMMENTS TO JIM JUKES, EXTENSION 53458/FAX 56148, BY
5:00 PM SUNDAY, SEPTEMBER 29, AND SEND A COPY TO THE STAFF SECRETARY. THANK
YOU.

RESPONSE:

REVISED

Harriet E. Miers
Assistant to the President
and Staff Secretary

 *** TX REPORT ***

TRANSMISSION OK

TX/RX NO 1481
 CONNECTION TEL 56958
 CONNECTION ID
 ST. TIME 09/28 11:42
 USAGE T 04'02
 PGS. SENT 10
 RESULT OK

REVISED

SS/ RM NO. _____

WHITE HOUSE STAFFING MEMORANDUM

Date: 9-28-02 11:15 AM ACTION / CONCURRENCE / COMMENT DUE BY: 9-29-02 5:00 PM

REVISED INSTRUCTIONS FOR ENROLLED BILL MEMO ON H.R. 1646 - FOREIGN
 RELATIONS AUTHORIZATION ACT

(NOTE: COMMENTS SHOULD GO TO JIM JUKES RATHER THAN BETH

Subject: ROSSMAN.)

	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	☒	☐	_____	☐	☐

REVISED SS/ RM NO. _____

WHITE HOUSE STAFFING MEMORANDUM

Date: 9-28-02 11:15 AM ACTION / CONCURRENCE / COMMENT DUE BY: 9-29-02 5:00 PM

REVISED INSTRUCTIONS FOR ENROLLED BILL MEMO ON H.R. 1646 - FOREIGN
RELATIONS AUTHORIZATION ACT

(NOTE: COMMENTS SHOULD GO TO JIM JUKES RATHER THAN BETH

Subject: ROSSMAN.)

	ACTION	FYI		ACTION	FYI
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CONNAUGHTON	☐	☐	RIDGE	☒	☐
DANIELS	☐	☒	ROVE	☒	☐
FLEISCHER	☐	☒	SPELLINGS	☒	☐
GERSON	☐	☐	CLERK	☐	☒
GONZALES	☒	☐	_____	☐	☐
HAGIN	☐	☐	_____	☐	☐
HAWKINS	☒	☐	_____	☐	☐

REMARKS:

PLEASE FORWARD YOUR COMMENTS TO JIM JUKES, EXTENSION 53458/FAX 56148, BY
5:00 PM SUNDAY, SEPTEMBER 29, AND SEND A COPY TO THE STAFF SECRETARY. THANK
YOU.

RESPONSE:

REVISED

Harriet E. Miers
Assistant to the President
and Staff Secretary

 *** TX REPORT ***

TRANSMISSION OK

TX/RX NO 1482
 CONNECTION TEL 912544860295
 CONNECTION ID
 ST. TIME 09/28 11:52
 USAGE T 05'39
 PGS. SENT 11
 RESULT OK

REVISED SS/ RM NO. _____

WHITE HOUSE STAFFING MEMORANDUM

Date: 9-28-02 11:15 AM ACTION / CONCURRENCE / COMMENT DUE BY: 9-29-02 5:00 PM

REVISED INSTRUCTIONS FOR ENROLLED BILL MEMO ON H.R. 1646 - FOREIGN
 RELATIONS AUTHORIZATION ACT

(NOTE: COMMENTS SHOULD GO TO JIM JUKES RATHER THAN BETH
 Subject: ROSSMAN.)

	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	☒	☐	_____	☐	☐

REVISED SS/ RM NO. _____

WHITE HOUSE STAFFING MEMORANDUM

Date: 9-28-02 11:15 AM ACTION / CONCURRENCE / COMMENT DUE BY: 9-29-02 5:00 PM

REVISED INSTRUCTIONS FOR ENROLLED BILL MEMO ON H.R. 1646 - FOREIGN
RELATIONS AUTHORIZATION ACT

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Subject: ROSSMAN.)

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BLAKEMAN	☐	☐	LINDSEY	☒	☐
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HAWKINS	☒	☐	_____	☐	☐

REMARKS:

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YOU.

RESPONSE:

REVISED

Harriet E. Miers
Assistant to the President
and Staff Secretary

 *** TX REPORT ***

TRANSMISSION OK

TX/RX NO 1483
 CONNECTION TEL 67090
 CONNECTION ID ADMIN
 ST. TIME 09/28 11:48
 USAGE T 04'00
 PGS. SENT 10
 RESULT OK

REVISED

SS/ RM NO. _____

WHITE HOUSE STAFFING MEMORANDUM

Date: 9-28-02 11:15 AM ACTION / CONCURRENCE / COMMENT DUE BY: 9-29-02 5:00 PM

REVISED INSTRUCTIONS FOR ENROLLED BILL MEMO ON H.R. 1646 - FOREIGN
 RELATIONS AUTHORIZATION ACT

(NOTE: COMMENTS SHOULD GO TO JIM JUKES RATHER THAN BETH

Subject: ROSSMAN.)

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GERSON	☐	☐	CLERK	☐	☒
GONZALES	☒	☐	_____	☐	☐
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HAWKINS	☒	☐	_____	☐	☐

REVISED SS/ RM NO. _____

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Date: 9-28-02 11:15 AM ACTION / CONCURRENCE / COMMENT DUE BY: 9-29-02 5:00 PM

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RELATIONS AUTHORIZATION ACT

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CALIO	☒	☐	RICE	☒	☐
CONNAUGHTON	☐	☐	RIDGE	☒	☐
DANIELS	☐	☒	ROVE	☒	☐
FLEISCHER	☐	☒	SPELLINGS	☒	☐
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GONZALES	☒	☐	_____	☐	☐
HAGIN	☐	☐	_____	☐	☐
HAWKINS	☒	☐	_____	☐	☐

REMARKS:

PLEASE FORWARD YOUR COMMENTS TO JIM JUKES, EXTENSION 53458/FAX 56148, BY
5:00 PM SUNDAY, SEPTEMBER 29, AND SEND A COPY TO THE STAFF SECRETARY. THANK
YOU.

RESPONSE:

REVISED

Harriet E. Miers
Assistant to the President
and Staff Secretary

Withdrawal Marker

The George W. Bush Library

FORM	SUBJECT/TITLE	PAGES	DATE	RESTRICTION(S)
Memorandum	Foreign Relations Authorization Act, Fiscal Year 2003 - To: POTUS - From: Austin Smythe	4	09/27/2002	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:

09/30/2002 [H.R. 1646] [771458] [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]

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]

Withdrawal Marker

The George W. Bush Library

FORM	SUBJECT/TITLE	PAGES	DATE	RESTRICTION(S)
Discussion Paper	Attachment B - Other Significant Provisions of H.R. 1646	5	N.D.	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:

09/30/2002 [H.R. 1646] [771458] [1]

FRC ID:

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RESTRICTION CODES

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

- b(1) National security classified information [(b)(1) of the FOIA]
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- b(4) Release would disclose trade secrets or confidential or financial information [(b)(4) of the FOIA]
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- 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]

Withdrawal Marker

The George W. Bush Library

FORM	SUBJECT/TITLE	PAGES	DATE	RESTRICTION(S)
Routing Memo	Enrolled Bill H.R. 1646 - To: James J. Jukes - From: Jonathan Burks, OVP	1	09/29/2002	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:

09/30/2002 [H.R. 1646] [771458] [1]

FRC ID:

6360

OA Num.:

9467

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9358

RESTRICTION CODES

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- P3 Release would violate a Federal statute [(a)(3) of the PRA]
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- 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]

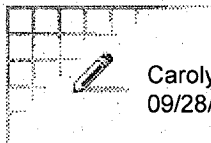
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- b(9) Release would disclose geological or geophysical information concerning wells [(b)(9) of the FOIA]



Carolyn E. Cleveland
09/28/2002 11:13:31 AM

Record Type: Record

To: See the distribution list at the bottom of this message
cc: See the distribution list at the bottom of this message
Subject: REVISED COMMENT INSTRUCTIONS ON ENROLLED BILL MEMO FOR H.R. 1646, FOREIGN
RELATIONS AUTHORIZATION ACT, FISCAL YEAR 2003

Reference the staffing package which was delivered to you last night. Comments should be sent to Jim Jukes, extension 53458/fax 56148, rather than Beth Rossman. A revised version of the staffing package has been delivered to your offices. Thank you.

Message Sent To:

Harriet Miers/WHO/EOP@EOP
Jonathan W. Burks/OVP/EOP@EOP
Andrew H. Card/WHO/EOP@EOP
Daniel J. Bartlett/WHO/EOP@EOP
Joshua B. Bolten/WHO/EOP@EOP
Nicholas E. Calio/WHO/EOP@EOP
Mitchell Daniels/OMB/EOP@EOP
Lawrence A. Fleischer/WHO/EOP@EOP
Alberto R. Gonzales/WHO/EOP@EOP
Patrick J. Bumatay/WHO/EOP@EOP
Krista L. Ritacco/WHO/EOP@EOP
Melissa S. Bennett/WHO/EOP@EOP
Carol J. Thompson/WHO/EOP@EOP
James J. Jukes/OMB/EOP@EOP
Albert Hawkins/WHO/EOP@EOP
Cynthia R. Mendi/WHO/EOP@EOP
Glenn Hubbard/CEA/EOP@EOP
Lawrence B. Lindsey/OPD/EOP@EOP
Leslie A. Mooney/OPD/EOP@EOP
Stephen E. Biegun/NSC/EOP@EOP
Condoleezza Rice/NSC/EOP@EOP
Carl Buchholz/WHO/EOP@EOP
Karl C. Rove/WHO/EOP@EOP
Henry C. Hager/WHO/EOP@EOP
Margaret M. Spellings/OPD/EOP@EOP
Eleanor L. Gillmor/OPD/EOP@EOP
G. Timothy Saunders/WHO/EOP@EOP

Message Copied To:

Stuart W. Bowen/WHO/EOP@EOP
Barbara A. Barclay/WHO/EOP@EOP
Debra D. Bird/WHO/EOP@EOP
Karen D. Cruson/WHO/EOP@EOP
Elizabeth L. Rossman/OMB/EOP@EOP

WHITE HOUSE STAFFING MEMORANDUM

Date: 9-27-02, 10:00 PM ACTION / CONCURRENCE / COMMENT DUE BY: 9-29-02, 5:00 PM

Subject: ENROLLED BILL H.R. 1646, FOREIGN RELATIONS AUTHORIZATION ACT, FISCAL YEAR 2003

	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 SEND COMMENTS TO BETH ROSSMAN, EXT. 54790, FAX 53729, NO LATER THAN 5:00 PM SUNDAY, 9-29-02, WITH COPY TO STAFF SECRETARY. THANK YOU.

RESPONSE:

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