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Folder Title: 10/05/2001 [H. R. 2510]

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DOCUMENT NO.	FORM	SUBJECT/TITLE	PAGES	DATE	RESTRICTION(S)
001	Statement	[Statement of Administration Policy]	2	10/05/2001	P5;

COLLECTION TITLE:

Executive Clerk, Office Of the

SERIES:

Saunders, G. Timothy (Tim) - Bill Files

FOLDER TITLE:

10/05/2001 [H. R. 2510]

FRC ID:

779

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]

THE PRESIDENT HAS SEEN

10-5-01



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

01 SEP 27 PM 8:55

THE DIRECTOR

September 27, 2001

MEMORANDUM FOR THE PRESIDENT

SUBJECT: Enrolled Bill H.R. 2510 - Defense Production Act Amendments of 2001
Sponsors - Reps. King (R) NY and Maloney (D) NY

Last Day for Action

The Department of Defense recommends that H.R. 2510 be approved prior to the expiration of existing Defense Production Act authorities on September 30, 2001, as the Department expects that the authorities "will be used extensively in our current emergency."

Purpose

Extends by two years, through September 30, 2003, the expiration date of the Defense Production Act of 1950, and the authorization of appropriations for that Act.

Agency Recommendations

Office of Management and Budget	Approval
Department of Defense	Approval
Department of Commerce	Approval
Department of Energy	Approval
Federal Emergency Management Agency (FEMA)	Approval
National Security Council	Approval (Informally)
Department of Justice	No objection (Informally)
Department of the Treasury	No objection (Informally)

Discussion

The Defense Production Act (DPA) of 1950, as amended, contains authorities for selected agencies, such as the Department of Defense and FEMA, to assure the timely availability of essential industrial resources for national defense and domestic needs during an emergency situation. Under these authorities, Federal agencies are granted contract priority with their contractors regardless of other competing manufacturer contracts. The Department of Defense used these authorities to ensure priority production and shipment of numerous items urgently needed by the coalition forces during the Persian Gulf War and during its operations in Bosnia

and Kosovo. The DPA also authorizes appropriations to assist the private sector to develop certain products that would not otherwise be commercially available in the domestic market. The Department of Defense recently used this authority to support the production of specialty aluminum used in F-16 fighter components.

The DPA expires on September 30, 2001. H.R. 2510 would extend the DPA and its authorization of appropriations through FY 2003.

Agency Views

In its views letter, the Department of Defense "strongly supports enactment" of H.R. 2510. The Department notes that DPA authorities are "indispensable in expediting production to meet critical requirements for our military operations." DPA authorities are also "used as a basis to support the Civil Reserve Air Fleet program, which enables use of commercial aircraft to support deployment of troops and materiel."

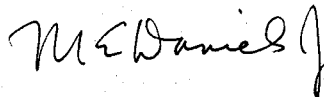
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The Federal Emergency Management Agency "strongly recommend[s] that the President sign the bill." FEMA states that the "expiration of [DPA] provisions could have a severe impact on the Nation's emergency resource preparedness to meet threats to our national defense and national security, including threats and acts of terrorism."

Conclusion and Recommendations

We join Defense, Commerce, Energy, FEMA, and NSC in recommending the approval of H.R. 2510, which passed the House by voice vote and the Senate by unanimous consent.



Mitchell E. Daniels, Jr.
Director

Enclosures

For Immediate Release

October 5, 2001

On Friday, October 5, 2001, the President signed into law:

H.R. 2510, the "Defense Production Act Amendments of 2001" extends the
Defense Production Act of 1950 through September 30, 2003, *which*
and the
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One Hundred Seventh Congress
of the
United States of America

OCT-05-2001 09:30

OMB/LRD/RDI

202 395 5716 P.02/02



GENERAL COUNSEL

GENERAL COUNSEL OF THE DEPARTMENT OF DEFENSE
1600 DEFENSE PENTAGON
WASHINGTON, D. C. 20301-1600

SEP 27 2001

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

Dear Mr. Daniels:

This is in response to your request for the views of the Department of Defense on an enrolled bill, H.R. 2510, "To extend the expiration date of the Defense Production Act of 1950, and for other purposes."

The Department of Defense strongly supports enactment of this legislation and recommends that the President approve it. The legislation would extend the termination date of the Act from September 30, 2001 to September 30, 2003. The extension would enable the Department to use the Act to maintain a strong industrial base capable of meeting national defense requirements in times of national emergency as well as in peacetime.

Title I of the Act provides for priority performance on contracts and orders to meet approved national defense and emergency preparedness program requirements. It is indispensable in expediting production to meet critical requirements for our military operations. The Defense Production Act was used to ensure priority production and shipment of numerous items urgently needed by the coalition forces during the Persian Gulf War. We also relied on this Act for our operations in Bosnia and Kosovo. We expect it will be used extensively in our current emergency. It also is used as a basis to support the Civil Reserve Air Fleet program, which enables use of commercial aircraft to support deployment of troops and materiel.

Title III of the Act authorizes the Department to establish assured and affordable production capacity for items essential for national defense. Title III is an extremely valuable tool that enables the Department to field technologically superior systems, upgrade the capabilities of older systems, and reduce operations and sustainment costs.

Sincerely,

for William J. Haynes II



WHITE HOUSE STAFFING MEMORANDUM

Date: 9-27-01 ACTION / CONCURRENCE / COMMENT DUE BY: 9-28-01 3:00 PMSubject: ENROLLED BILL H.R. 2510 -- DEFENSE PRODUCTION ACT AMENDMENTS OF
2001 SPONSORS -- REPS. KING (R) NY AND MALONEY (D) NY

	ACTION	FYI		ACTION	FYI
VICE PRESIDENT <i>concur</i>	☒	☐	IRASTORZA	☐	☐
HUGHES <i>ok</i>	☒	☐	JOHNSON	☒	☐
ROVE <i>N/C</i>	☒	☐	LINDSEY <i>ok</i>	☒	☐
BOLTEN <i>N/C</i>	☒	☐	SPELLINGS	☒	☐
HAGIN	☒	☐	MIERS	☐	☐
DANIELS	☒	☐	RICE <i>concur</i>	☒	☐
BLAKEMAN	☐	☐	CONNAUGHTON	☐	☐
CALIO <i>OK</i>	☒	☐	GERSON	☐	☐
FLEISCHER	☒	☐	CLERK	☐	☒
GONZALES <i>ok</i>	☒	☐	_____	☐	☐
HAWKINS	☒	☐	_____	☐	☐
HUBBARD <i>ok</i>	☒	☐	_____	☐	☐

REMARKS:

PLEASE FORWARD COMMENTS TO THE STAFF SECRETARY, X62702, NO LATER THAN
3:00 P.M. TOMORROW, SEPTEMBER 28. THANKS.

RESPONSE: _____

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



GENERAL COUNSEL OF THE DEPARTMENT OF DEFENSE
1600 DEFENSE PENTAGON
WASHINGTON, D. C. 20301-1600

SEP 27 2001

GENERAL COUNSEL

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

Dear Mr. Daniels:

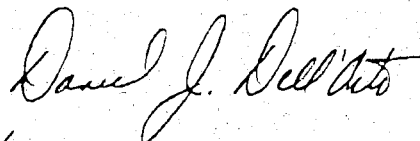
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Sincerely,


for William J. Haynes II





**GENERAL COUNSEL OF THE
UNITED STATES DEPARTMENT OF COMMERCE**
Washington, D.C. 20230

September 27, 2001

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

Dear Mr. Daniels:

This responds to your request for the views of the Department of Commerce on H.R. 2510, an enrolled bill:

To extend the expiration date of the Defense Production Act of 1950, and for other purposes.

The Department of Commerce strongly recommends that the President approve H.R. 2510 which reauthorizes the Defense Production Act (DPA) for a period of two years. If not extended, the DPA will lapse on September 30, 2001.

The continuation of the DPA is critical because it grants to the President, and by delegation to the Secretary of Commerce and other agencies, the authority to undertake priorities and allocations activities under the Defense Priorities and Allocations System (DPAS). Such priorities and allocations activities include authority to require preferential acceptance and performance of contracts and orders supporting certain approved national defense and energy programs. Authorized DPAS activities under the DPA also include allocating materials, services, and facilities in such a manner as to promote the national defense. There is urgent need for the exercise of this authority in support of actions being taken following the September 11th terror attacks.

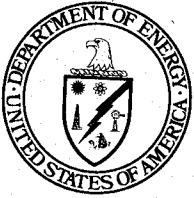
The DPA also gives the Department of Commerce the authority to implement reporting requirements regarding the impact of offsets on the defense preparedness, industrial competitiveness, employment, and trade of the United States. The DPA further allows the Department of Commerce to implement mandatory defense industrial base studies of critical defense industry sectors. The extension of the DPA provided by H.R. 2510 will allow the Department of Commerce to maintain the full range of programs it administers and participates in under the authority of the DPA.

Enactment of H.R. 2510 will not require an increase in the appropriations for the Department of Commerce for Fiscal Year 2002.

Sincerely,

A handwritten signature in cursive script, reading "Theodore W. Kassinger", is written over a horizontal line.

Theodore W. Kassinger



Department of Energy

Washington, DC 20585

September 27, 2001

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

Dear Mr. Daniels:

This responds to your request for Department of Energy (DOE) views on H.R. 2510, an enrolled bill cited as the "Defense Production Act Amendments of 2001."

The bill would extend the Defense Production Act of 1950 (DPA) for two years.

The DPA is scheduled to expire September 30, 2001. The Department would have preferred a 3-year extension of the Act. However, the authorities provided by the Act are so critical that the lesser extension provided by H.R. 2510 warrants the President's approval.

Accordingly, the Department recommends that the President approve H.R. 2510.

Sincerely,

A handwritten signature in dark ink, appearing to read "Lee Liberman Otis", is written over a light blue circular stamp.

Lee Liberman Otis
General Counsel





Federal Emergency Management Agency

Washington, D.C. 20472

SEP 27 2001

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

Dear Mr. Daniels:

This enrollment letter responds to the OMB request for comments on enrolled bill H.R. 2510, "Defense Production Act Amendments of 2001". The bill is a simple two-year reauthorization of the Defense Production Act (DPA) from September 30, 2001 to September 30, 2003. The Administration had proposed a three-year extension with certain technical amendments. The two-year extension is a compromise between the House-passed three-year reauthorization and the Senate-passed one-year extension, a result that we support. On behalf of Director Joe M. Allbaugh we strongly recommend that the President sign the bill.

The Defense Production Act is the Nation's major statute for mobilization readiness. The non-permanent provisions in Titles I, III, and VII will expire on September 30 if the President does not sign this enrolled bill. The expiration of these provisions could have a severe impact on the Nation's emergency resource preparedness to meet threats to our national defense and national security, including threats and acts of terrorism. Reauthorization of the DPA for two years will permit continuity of many military and civil programs, and will continue the system of priorities and allocations for essential military and civilian needs supporting the national defense and emergency preparedness.

Sincerely,

Michael D. Brown
Acting Deputy Director



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

THE DIRECTOR

September 27, 2001

MEMORANDUM FOR THE PRESIDENT

SUBJECT: Enrolled Bill H.R. 2510 - Defense Production Act Amendments of 2001
Sponsors - Reps. King (R) NY and Maloney (D) NY

Last Day for Action

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Agency Recommendations

Office of Management and Budget	Approval
Department of Defense	Approval
Department of Commerce	Approval
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Federal Emergency Management Agency (FEMA)	Approval
National Security Council	Approval (Informally)
Department of Justice	No objection (Informally)
Department of the Treasury	No objection (Informally)

Discussion

The Defense Production Act (DPA) of 1950, as amended, contains authorities for selected agencies, such as the Department of Defense and FEMA, to assure the timely availability of essential industrial resources for national defense and domestic needs during an emergency situation. Under these authorities, Federal agencies are granted contract priority with their contractors regardless of other competing manufacturer contracts. The Department of Defense used these authorities to ensure priority production and shipment of numerous items urgently needed by the coalition forces during the Persian Gulf War and during its operations in Bosnia

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Agency Views

In its views letter, the Department of Defense "strongly supports enactment" of H.R. 2510. The Department notes that DPA authorities are "indispensable in expediting production to meet critical requirements for our military operations." DPA authorities are also "used as a basis to support the Civil Reserve Air Fleet program, which enables use of commercial aircraft to support deployment of troops and materiel."

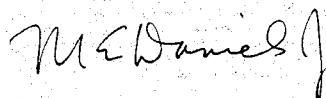
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Conclusion and Recommendations

We join Defense, Commerce, Energy, FEMA, and NSC in recommending the approval of H.R. 2510, which passed the House by voice vote and the Senate by unanimous consent.



Mitchell E. Daniels, Jr.
Director

Enclosures



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

'01 SEP 27 PM9:40

THE DIRECTOR

September 27, 2001

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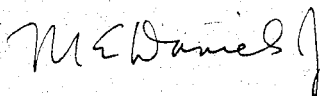
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Mitchell E. Daniels, Jr.
Director

Enclosures



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

01 SEP 27 PM 3:40

THE DIRECTOR

September 27, 2001

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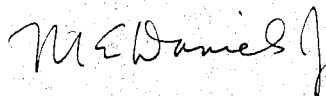
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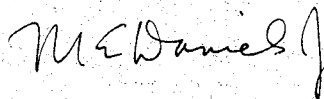
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	ACTION	FYI		ACTION	FYI
VICE PRESIDENT	☒	☐	IRASTORZA	☐	☐
HUGHES	☒	☐	JOHNSON	☒	☐
ROVE	☒	☐	LINDSEY	☒	☐
BOLTEN	☒	☐	SPELLINGS	☒	☐
HAGIN	☐	☐	MIERS	☐	☐
DANIELS	☒	☐	RICE	☒	☐
BLAKEMAN	☐	☐	CONNAUGHTON	☐	☐
CALIO	☒	☐	GERSON	☐	☐
FLEISCHER	☒	☐	CLERK	☐	☒
GONZALES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

REMARKS:

PLEASE FORWARD COMMENTS TO THE STAFF SECRETARY, X62702, NO LATER THAN
3:00 P.M. TOMORROW, SEPTEMBER 28. THANKS.

RESPONSE: _____

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

WHITE HOUSE STAFFING MEMORANDUM

Date: 9-27-01 ACTION / CONCURRENCE / COMMENT DUE BY: 9-28-01 3:00 PMSubject: ENROLLED BILL H.R. 2510 -- DEFENSE PRODUCTION ACT AMENDMENTS OF
2001 SPONSORS -- REPS. KING (R) NY AND MALONEY (D) NY

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

REMARKS:

PLEASE FORWARD COMMENTS TO THE STAFF SECRETARY, X62702, NO LATER THAN
3:00 P.M. TOMORROW, SEPTEMBER 28. THANKS.

RESPONSE: _____

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



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

01 SEP 27 PM 8:55

THE DIRECTOR

September 27, 2001

MEMORANDUM FOR THE PRESIDENT

SUBJECT: Enrolled Bill H.R. 2510 - Defense Production Act Amendments of 2001
Sponsors - Reps. King (R) NY and Maloney (D) NY

Last Day for Action

The Department of Defense recommends that H.R. 2510 be approved prior to the expiration of existing Defense Production Act authorities on September 30, 2001, as the Department expects that the authorities "will be used extensively in our current emergency."

Purpose

Extends by two years, through September 30, 2003, the expiration date of the Defense Production Act of 1950, and the authorization of appropriations for that Act.

Agency Recommendations

Office of Management and Budget	Approval
Department of Defense	Approval
Department of Commerce	Approval
Department of Energy	Approval
Federal Emergency Management Agency (FEMA)	Approval
National Security Council	Approval (Informally)
Department of Justice	No objection (Informally)
Department of the Treasury	No objection (Informally)

Discussion

The Defense Production Act (DPA) of 1950, as amended, contains authorities for selected agencies, such as the Department of Defense and FEMA, to assure the timely availability of essential industrial resources for national defense and domestic needs during an emergency situation. Under these authorities, Federal agencies are granted contract priority with their contractors regardless of other competing manufacturer contracts. The Department of Defense used these authorities to ensure priority production and shipment of numerous items urgently needed by the coalition forces during the Persian Gulf War and during its operations in Bosnia

and Kosovo. The DPA also authorizes appropriations to assist the private sector to develop certain products that would not otherwise be commercially available in the domestic market. The Department of Defense recently used this authority to support the production of specialty aluminum used in F-16 fighter components.

The DPA expires on September 30, 2001. H.R. 2510 would extend the DPA and its authorization of appropriations through FY 2003.

Agency Views

In its views letter, the Department of Defense "strongly supports enactment" of H.R. 2510. The Department notes that DPA authorities are "indispensable in expediting production to meet critical requirements for our military operations." DPA authorities are also "used as a basis to support the Civil Reserve Air Fleet program, which enables use of commercial aircraft to support deployment of troops and materiel."

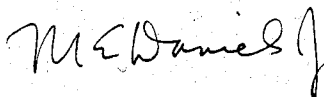
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The Department of Energy advises that it would have preferred a three-year extension of the Act, as had been proposed by the Administration. Energy advises, however, that "the authorities provided by the Act are so critical that the lesser extension provided by H.R. 2510 warrants the President's approval."

The Federal Emergency Management Agency "strongly recommend[s] that the President sign the bill." FEMA states that the "expiration of [DPA] provisions could have a severe impact on the Nation's emergency resource preparedness to meet threats to our national defense and national security, including threats and acts of terrorism."

Conclusion and Recommendations

We join Defense, Commerce, Energy, FEMA, and NSC in recommending the approval of H.R. 2510, which passed the House by voice vote and the Senate by unanimous consent.



Mitchell E. Daniels, Jr.
Director

Enclosures

WHITE HOUSE STAFFING MEMORANDUM

Date: 9-27-01 ACTION / CONCURRENCE / COMMENT DUE BY: 9-28-01 3:00 PMSubject: ENROLLED BILL H.R. 2510 -- DEFENSE PRODUCTION ACT AMENDMENTS OF
2001 SPONSORS -- REPS. KING (R) NY AND MALONEY (D) NY

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

REMARKS:

PLEASE FORWARD COMMENTS TO THE STAFF SECRETARY, X62702, NO LATER THAN
3:00 P.M. TOMORROW, SEPTEMBER 28. THANKS.

RESPONSE: _____

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

WHITE HOUSE STAFFING MEMORANDUM

Date: 9-27-01ACTION / CONCURRENCE / COMMENT DUE BY: 9-28-01 3:00 PM

ENROLLED BILL H.R. 2510 -- DEFENSE PRODUCTION ACT AMENDMENTS OF
 Subject: 2001 SPONSORS -- REPS. KING (R) NY AND MALONEY (D) NY

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

REMARKS:

PLEASE FORWARD COMMENTS TO THE STAFF SECRETARY, X62702, NO LATER THAN
 3:00 P.M. TOMORROW, SEPTEMBER 28. THANKS.

RESPONSE:

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



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

01 SEP 27 PM 0155

THE DIRECTOR

September 27, 2001

MEMORANDUM FOR THE PRESIDENT

SUBJECT: Enrolled Bill H.R. 2510 - Defense Production Act Amendments of 2001
Sponsors - Reps. King (R) NY and Maloney (D) NY

Last Day for Action

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Department of Defense	Approval
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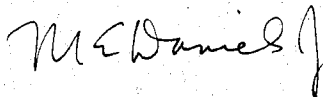
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Conclusion and Recommendations

We join Defense, Commerce, Energy, FEMA, and NSC in recommending the approval of H.R. 2510, which passed the House by voice vote and the Senate by unanimous consent.



Mitchell E. Daniels, Jr.
Director

Enclosures

 *** TX REPORT ***

TRANSMISSION OK

TX/RX NO	0228	
CONNECTION TEL		56958
CONNECTION ID		
ST. TIME	09/27 22:12	
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PGS. SENT	4	
RESULT	OK	

SS/ RM NO. _____

WHITE HOUSE STAFFING MEMORANDUM

Date: 9-27-01 ACTION / CONCURRENCE / COMMENT DUE BY: 9-28-01 3:00 PM

ENROLLED BILL H.R. 2510 -- DEFENSE PRODUCTION ACT AMENDMENTS OF
 Subject: 2001 SPONSORS -- REPS. KING (R) NY AND MALONEY (D) NY

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

REMARKS:

PLEASE FORWARD COMMENTS TO THE STAFF SECRETARY, X62702, NO LATER THAN
 3:00 P.M. TOMORROW, SEPTEMBER 28. THANKS.

 *** TX REPORT ***

TRANSMISSION OK

TX/RX NO 0227
 CONNECTION TEL 51005
 CONNECTION ID
 ST. TIME 09/27 22:04
 USAGE T 01'39
 PGS. SENT 4
 RESULT OK

SS/ RM NO. _____

WHITE HOUSE STAFFING MEMORANDUM

Date: 9-27-01 ACTION / CONCURRENCE / COMMENT DUE BY: 9-28-01 3:00 PM

ENROLLED BILL H.R. 2510 -- DEFENSE PRODUCTION ACT AMENDMENTS OF
 Subject: 2001 SPONSORS -- REPS. KING (R) NY AND MALONEY (D) NY

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

REMARKS:

PLEASE FORWARD COMMENTS TO THE STAFF SECRETARY, X62702, NO LATER THAN
 3:00 P.M. TOMORROW, SEPTEMBER 28. THANKS.

 *** TX REPORT ***

TRANSMISSION OK

TX/RX NO	0226	
CONNECTION TEL		66212
CONNECTION ID		
ST. TIME	09/27 22:00	
USAGE T	01'39	
PGS. SENT	4	
RESULT	OK	

SS/ RM NO. _____

WHITE HOUSE STAFFING MEMORANDUM

Date: 9-27-01 ACTION / CONCURRENCE / COMMENT DUE BY: 9-28-01 3:00 PM

ENROLLED BILL H.R. 2510 -- DEFENSE PRODUCTION ACT AMENDMENTS OF
 Subject: 2001 SPONSORS -- REPS. KING (R) NY AND MALONEY (D) NY

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

REMARKS:

PLEASE FORWARD COMMENTS TO THE STAFF SECRETARY, X62702, NO LATER THAN
 3:00 P.M. TOMORROW. SEPTEMBER 28. THANKS

SS/ RM NO. _____

WHITE HOUSE STAFFING MEMORANDUM

Date: 9-27-01ACTION / CONCURRENCE / COMMENT DUE BY: 9-28-01 3:00 PM SEP 28 AMB:01

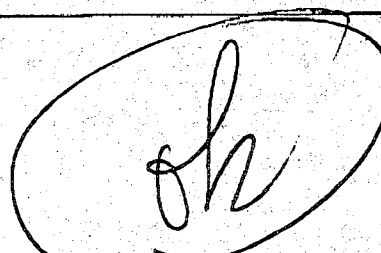
ENROLLED BILL H.R. 2510 -- DEFENSE PRODUCTION ACT AMENDMENTS OF
 Subject: 2001 SPONSORS -- REPS. KING (R) NY AND MALONEY (D) NY

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

REMARKS:

PLEASE FORWARD COMMENTS TO THE STAFF SECRETARY, X62702, NO LATER THAN
 3:00 P.M. TOMORROW, SEPTEMBER 28. THANKS.

RESPONSE: _____


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

WHITE HOUSE STAFFING MEMORANDUM

Date: 9-27-01ACTION / CONCURRENCE / COMMENT DUE BY: 9-28-01 3:00 PM

01 SEP 28 AM 11:14

ENROLLED BILL H.R. 2510 -- DEFENSE PRODUCTION ACT AMENDMENTS OF
 Subject: 2001 SPONSORS -- REPS. KING (R) NY AND MALONEY (D) NY

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

REMARKS:

PLEASE FORWARD COMMENTS TO THE STAFF SECRETARY, X62702, NO LATER THAN
 3:00 P.M. TOMORROW, SEPTEMBER 28. THANKS.

RESPONSE:

No Comment

2001 SEP 28 AM 8:22
 EXEC. OFF. PRESIDENT
 WH STRATEGIC INITIATIVES

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

WHITE HOUSE STAFFING MEMORANDUM

Date: 9-27-01 ACTION / CONCURRENCE / COMMENT DUE BY: 9-28-01 3:00 PMENROLLED BILL H.R. 2510 -- DEFENSE PRODUCTION ACT AMENDMENTS OF
Subject: 2001 SPONSORS -- REPS. KING (R) NY AND MALONEY (D) NY

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

REMARKS:

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3:00 P.M. TOMORROW, SEPTEMBER 28. THANKS.

RESPONSE: _____

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



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

01 SEP 27 19:55

THE DIRECTOR

September 27, 2001

MEMORANDUM FOR THE PRESIDENT

SUBJECT: Enrolled Bill H.R. 2510 - Defense Production Act Amendments of 2001
Sponsors - Reps. King (R) NY and Maloney (D) NY

Last Day for Action

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Agency Recommendations

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Department of Defense	Approval
Department of Commerce	Approval
Department of Energy	Approval
Federal Emergency Management Agency (FEMA)	Approval
National Security Council	Approval (Informally)
Department of Justice	No objection (Informally)
Department of the Treasury	No objection (Informally)

Discussion

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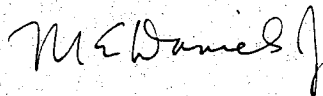
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Conclusion and Recommendations

We join Defense, Commerce, Energy, FEMA, and NSC in recommending the approval of H.R. 2510, which passed the House by voice vote and the Senate by unanimous consent.



Mitchell E. Daniels, Jr.
Director

Enclosures

SS/ RM NO.

01 SEP 28 PM 3:40

WHITE HOUSE STAFFING MEMORANDUM

Date: 9-27-01

ACTION / CONCURRENCE / COMMENT DUE BY: 9-28-01 3:00 PM

Subject: ENROLLED BILL H.R. 2510 -- DEFENSE PRODUCTION ACT AMENDMENTS OF
2001 SPONSORS -- REPS. KING (R) NY AND MALONEY (D) NY

Chris

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

REMARKS:

PLEASE FORWARD COMMENTS TO THE STAFF SECRETARY, X62702, NO LATER THAN
3:00 P.M. TOMORROW, SEPTEMBER 28. THANKS.

OK

RESPONSE:

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

SS/ RI/ NO. _____

WHITE HOUSE STAFFING MEMORANDUM

Date: 9-27-01 ACTION / CONCURRENCE / COMMENT DUE BY: 9-28-01 3:00 PM

Subject: ENROLLED BILL H.R. 2510 -- DEFENSE PRODUCTION ACT AMENDMENTS OF
2001 SPONSORS -- REPS. KING (R) NY AND MALONEY (D) NY

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

REMARKS:

PLEASE FORWARD COMMENTS TO THE STAFF SECRETARY, X62702, NO LATER THAN
3:00 P.M. TOMORROW, SEPTEMBER 28. THANKS.

RESPONSE:

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



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

01 SEP 27 14:56

THE DIRECTOR

September 27, 2001

MEMORANDUM FOR THE PRESIDENT

SUBJECT: Enrolled Bill H.R. 2510 - Defense Production Act Amendments of 2001
Sponsors - Reps. King (R) NY and Maloney (D) NY

Last Day for Action

The Department of Defense recommends that H.R. 2510 be approved prior to the expiration of existing Defense Production Act authorities on September 30, 2001, as the Department expects that the authorities "will be used extensively in our current emergency."

Purpose

Extends by two years, through September 30, 2003, the expiration date of the Defense Production Act of 1950, and the authorization of appropriations for that Act.

Agency Recommendations

Office of Management and Budget	Approval
Department of Defense	Approval
Department of Commerce	Approval
Department of Energy	Approval
Federal Emergency Management Agency (FEMA)	Approval
National Security Council	Approval (Informally)
Department of Justice	No objection (Informally)
Department of the Treasury	No objection (Informally)

Discussion

The Defense Production Act (DPA) of 1950, as amended, contains authorities for selected agencies, such as the Department of Defense and FEMA, to assure the timely availability of essential industrial resources for national defense and domestic needs during an emergency situation. Under these authorities, Federal agencies are granted contract priority with their contractors regardless of other competing manufacturer contracts. The Department of Defense used these authorities to ensure priority production and shipment of numerous items urgently needed by the coalition forces during the Persian Gulf War and during its operations in Bosnia

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The DPA expires on September 30, 2001. H.R. 2510 would extend the DPA and its authorization of appropriations through FY 2003.

Agency Views

In its views letter, the Department of Defense "strongly supports enactment" of H.R. 2510. The Department notes that DPA authorities are "indispensable in expediting production to meet critical requirements for our military operations." DPA authorities are also "used as a basis to support the Civil Reserve Air Fleet program, which enables use of commercial aircraft to support deployment of troops and materiel."

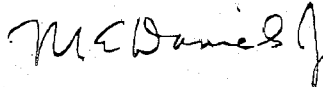
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The Federal Emergency Management Agency "strongly recommend[s] that the President sign the bill." FEMA states that the "expiration of [DPA] provisions could have a severe impact on the Nation's emergency resource preparedness to meet threats to our national defense and national security, including threats and acts of terrorism."

Conclusion and Recommendations

We join Defense, Commerce, Energy, FEMA, and NSC in recommending the approval of H.R. 2510, which passed the House by voice vote and the Senate by unanimous consent.



Mitchell E. Daniels, Jr.
Director

Enclosures

WHITE HOUSE STAFFING MEMORANDUM

Date: 9-27-01

ACTION / CONCURRENCE / COMMENT DUE BY: 9-28-01 3:00 PM

ENROLLED BILL H.R. 2510 -- DEFENSE PRODUCTION ACT AMENDMENTS OF
 Subject: 2001 SPONSORS -- REPS. KING (R) NY AND MALONEY (D) NY

01 SEP 28 PM 3:40

	ACTION	FYI		ACTION	FYI
VICE PRESIDENT	☒	☐	IRASTORZA	☐	☐
HUGHES	☒	☐	JOHNSON	☒	☐
ROVE	☒	☐	LINDSEY	☒	☐
BOLTEN	☒	☐	SPELLINGS	☒	☐
HAGIN	☐	☐	MIERS	☐	☐
DANIELS	☒	☐	RICE	☒	☐
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GONZALES	☒	☐	_____	☐	☐
HAWKINS	☒	☐	_____	☐	☐
HUBBARD	☒	☐	_____	☐	☐

REMARKS:

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 3:00 P.M. TOMORROW, SEPTEMBER 28. THANKS.

OK - REI

RESPONSE: _____

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

WHITE HOUSE STAFFING MEMORANDUM

Date: 9-27-01 ACTION / CONCURRENCE / COMMENT DUE BY: 9-28-01 3:00 PMSubject: ENROLLED BILL H.R. 2510 -- DEFENSE PRODUCTION ACT AMENDMENTS OF
2001 SPONSORS -- REPS. KING (R) NY AND MALONEY (D) NY

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Ext. 62702



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

01 SEP 27 14:55

THE DIRECTOR

September 27, 2001

MEMORANDUM FOR THE PRESIDENT

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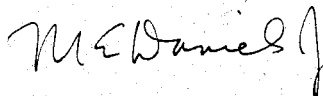
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Mitchell E. Daniels, Jr.
Director

Enclosures

WHITE HOUSE STAFFING MEMORANDUM

01 SEP 28 PM 3:40

Date: 9-27-01

ACTION / CONCURRENCE / COMMENT DUE BY: 9-28-01 3:00 PM

ENROLLED BILL H.R. 2510 -- DEFENSE PRODUCTION ACT AMENDMENTS OF
 Subject: 2001 SPONSORS -- REPS. KING (R) NY AND MALONEY (D) NY

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

REMARKS:

PLEASE FORWARD COMMENTS TO THE STAFF SECRETARY, X62702, NO LATER THAN
 3:00 P.M. TOMORROW, SEPTEMBER 28. THANKS.

no comts

RESPONSE:

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

WHITE HOUSE STAFFING MEMORANDUM

Date: 9-27-01

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HUBBARD	☒	☐	_____	☐	☐

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RESPONSE:

Harriet E. Miers
 Assistant to the President
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 Ext. 62702



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

01 SEP 27 PM 8:55

THE DIRECTOR

September 27, 2001

MEMORANDUM FOR THE PRESIDENT

SUBJECT: Enrolled Bill H.R. 2510 - Defense Production Act Amendments of 2001
Sponsors - Reps. King (R) NY and Maloney (D) NY

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Department of Defense	Approval
Department of Commerce	Approval
Department of Energy	Approval
Federal Emergency Management Agency (FEMA)	Approval
National Security Council	Approval (Informally)
Department of Justice	No objection (Informally)
Department of the Treasury	No objection (Informally)

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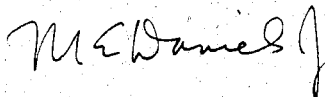
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Conclusion and Recommendations

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Mitchell E. Daniels, Jr.
Director

Enclosures

SS/ RM NO.

6963

WHITE HOUSE STAFFING MEMORANDUM

Date: 9-27-01

ACTION / CONCURRENCE / COMMENT DUE BY: 9-28-01 3:00 PM

Subject: ENROLLED BILL H.R. 2510 -- DEFENSE PRODUCTION ACT AMENDMENTS OF
 2001 SPONSORS -- REPS. KING (R) NY AND MALONEY (D) NY

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

REMARKS:

PLEASE FORWARD COMMENTS TO THE STAFF SECRETARY, X62702, NO LATER THAN
 3:00 P.M. TOMORROW, SEPTEMBER 28. THANKS.

RESPONSE:

September 28, 2001

The NSC staff concurs with the attached statement.

[Signature]
 Condoleezza Rice

Assistant to the President
 for National Security Affairs

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



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

01 SEP 27 PM 8:55

THE DIRECTOR

September 27, 2001

MEMORANDUM FOR THE PRESIDENT

SUBJECT: Enrolled Bill H.R. 2510 - Defense Production Act Amendments of 2001
Sponsors - Reps. King (R) NY and Maloney (D) NY

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Agency Recommendations

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Department of Defense	Approval
Department of Commerce	Approval
Department of Energy	Approval
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National Security Council	Approval (Informally)
Department of Justice	No objection (Informally)
Department of the Treasury	No objection (Informally)

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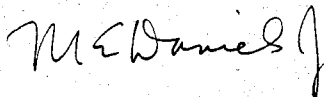
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Conclusion and Recommendations

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Mitchell E. Daniels, Jr.
Director

Enclosures



OFFICE OF THE VICE PRESIDENT
WASHINGTON

'01 SEP 28 PM 3:40

September 28, 2001

MEMORANDUM FOR HARRIET MIERS
STAFF SECRETARY

FROM:

JONATHAN BURKS 
DEPUTY STAFF SECRETARY TO THE VICE PRESIDENT

SUBJECT:

**Enrolled Bill H.R. 2510 – Defense Production Act
Amendments of 2001**

The Office of the Vice President has reviewed the above-referenced draft and concurs in the recommendation to sign the enrolled bill.

WHITE HOUSE STAFFING MEMORANDUM

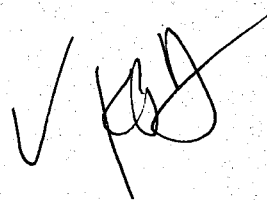
Date: 9-27-01 ACTION / CONCURRENCE / COMMENT DUE BY: 9-28-01 3:00 PMSubject: ENROLLED BILL H.R. 2510 -- DEFENSE PRODUCTION ACT AMENDMENTS OF
2001 SPONSORS -- REPS. KING (R) NY AND MALONEY (D) NY

	ACTION	FYI		ACTION	FYI
VICE PRESIDENT	☒	☐	IRASTORZA	☐	☐
HUGHES →	☒	☐	JOHNSON	☒	☐
ROVE	☒	☐	LINDSEY	☒	☐
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REMARKS:

PLEASE FORWARD COMMENTS TO THE STAFF SECRETARY, X62702, NO LATER THAN
3:00 P.M. TOMORROW, SEPTEMBER 28. THANKS.

RESPONSE:



Harriet E. Miers
Assistant to the President
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Assistant to the President
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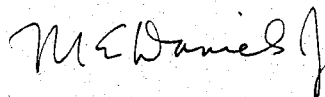
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Conclusion and Recommendations

We join Defense, Commerce, Energy, FEMA, and NSC in recommending the approval of H.R. 2510, which passed the House by voice vote and the Senate by unanimous consent.



Mitchell E. Daniels, Jr.
Director

Enclosures

WHITE HOUSE STAFFING MEMORANDUM

Date: 9-27-01 ACTION / CONCURRENCE / COMMENT DUE BY: 9-28-01 3:00 PMSubject: ENROLLED BILL H.R. 2510 -- DEFENSE PRODUCTION ACT AMENDMENTS OF
2001 SPONSORS -- REPS. KING (R) NY AND MALONEY (D) NY

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

REMARKS:

PLEASE FORWARD COMMENTS TO THE STAFF SECRETARY, X62702, NO LATER THAN
3:00 P.M. TOMORROW, SEPTEMBER 28. THANKS.

RESPONSE:

*Legislation Affair (Howard) - ok*Harriet E. Miers
Assistant to the President
and Staff Secretary
Ext. 62702

WHITE HOUSE STAFFING MEMORANDUM

Date: 9-27-01

ACTION / CONCURRENCE / COMMENT DUE BY: 9-28-01 3:00 PM

ENROLLED BILL H.R. 2510 -- DEFENSE PRODUCTION ACT AMENDMENTS OF
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HAWKINS	☒	☐	_____	☐	☐
HUBBARD	☒	☐	_____	☐	☐

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PLEASE FORWARD COMMENTS TO THE STAFF SECRETARY, X62702, NO LATER THAN
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RESPONSE:

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



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

01 SEP 27 PM 8:55

THE DIRECTOR

September 27, 2001

MEMORANDUM FOR THE PRESIDENT

SUBJECT: Enrolled Bill H.R. 2510 - Defense Production Act Amendments of 2001
Sponsors - Reps. King (R) NY and Maloney (D) NY

Last Day for Action

The Department of Defense recommends that H.R. 2510 be approved prior to the expiration of existing Defense Production Act authorities on September 30, 2001, as the Department expects that the authorities "will be used extensively in our current emergency."

Purpose

Extends by two years, through September 30, 2003, the expiration date of the Defense Production Act of 1950, and the authorization of appropriations for that Act.

Agency Recommendations

Office of Management and Budget	Approval
Department of Defense	Approval
Department of Commerce	Approval
Department of Energy	Approval
Federal Emergency Management Agency (FEMA)	Approval
National Security Council	Approval (Informally)
Department of Justice	No objection (Informally)
Department of the Treasury	No objection (Informally)

Discussion

The Defense Production Act (DPA) of 1950, as amended, contains authorities for selected agencies, such as the Department of Defense and FEMA, to assure the timely availability of essential industrial resources for national defense and domestic needs during an emergency situation. Under these authorities, Federal agencies are granted contract priority with their contractors regardless of other competing manufacturer contracts. The Department of Defense used these authorities to ensure priority production and shipment of numerous items urgently needed by the coalition forces during the Persian Gulf War and during its operations in Bosnia

and Kosovo. The DPA also authorizes appropriations to assist the private sector to develop certain products that would not otherwise be commercially available in the domestic market. The Department of Defense recently used this authority to support the production of specialty aluminum used in F-16 fighter components.

The DPA expires on September 30, 2001. H.R. 2510 would extend the DPA and its authorization of appropriations through FY 2003.

Agency Views

In its views letter, the Department of Defense "strongly supports enactment" of H.R. 2510. The Department notes that DPA authorities are "indispensable in expediting production to meet critical requirements for our military operations." DPA authorities are also "used as a basis to support the Civil Reserve Air Fleet program, which enables use of commercial aircraft to support deployment of troops and materiel."

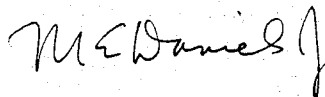
The Department of Commerce recommends approval of H.R. 2510 because there is "urgent need for the exercise of [DPA] authority in support of actions being taken following the September 11th terror attacks."

The Department of Energy advises that it would have preferred a three-year extension of the Act, as had been proposed by the Administration. Energy advises, however, that "the authorities provided by the Act are so critical that the lesser extension provided by H.R. 2510 warrants the President's approval."

The Federal Emergency Management Agency "strongly recommend[s] that the President sign the bill." FEMA states that the "expiration of [DPA] provisions could have a severe impact on the Nation's emergency resource preparedness to meet threats to our national defense and national security, including threats and acts of terrorism."

Conclusion and Recommendations

We join Defense, Commerce, Energy, FEMA, and NSC in recommending the approval of H.R. 2510, which passed the House by voice vote and the Senate by unanimous consent.



Mitchell E. Daniels, Jr.
Director

Enclosures

Withdrawal Marker

The George W. Bush Library

FORM	SUBJECT/TITLE	PAGES	DATE	RESTRICTION(S)
Statement	[Statement of Administration Policy]	2	10/05/2001	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:

10/05/2001 [H. R. 2510]

FRC ID:

779

OA Num.:

730

NARA Num.:

1456

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).

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- 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]



GENERAL COUNSEL

GENERAL COUNSEL OF THE DEPARTMENT OF DEFENSE
1600 DEFENSE PENTAGON
WASHINGTON, D. C. 20301-1600

SEP 27 2001

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

Dear Mr. Daniels:

This is in response to your request for the views of the Department of Defense on an enrolled bill, H.R. 2510, "To extend the expiration date of the Defense Production Act of 1950, and for other purposes."

The Department of Defense strongly supports enactment of this legislation and recommends that the President approve it. The legislation would extend the termination date of the Act from September 30, 2001 to September 30, 2003. The extension would enable the Department to use the Act to maintain a strong industrial base capable of meeting national defense requirements in times of national emergency as well as in peacetime.

Title I of the Act provides for priority performance on contracts and orders to meet approved national defense and emergency preparedness program requirements. It is indispensable in expediting production to meet critical requirements for our military operations. The Defense Production Act was used to ensure priority production and shipment of numerous items urgently needed by the coalition forces during the Persian Gulf War. We also relied on this Act for our operations in Bosnia and Kosovo. We expect it will be used extensively in our current emergency. It also is used as a basis to support the Civil Reserve Air Fleet program, which enables use of commercial aircraft to support deployment of troops and materiel.

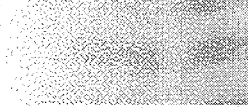
Title III of the Act authorizes the Department to establish assured and affordable production capacity for items essential for national defense. Title III is an extremely valuable tool that enables the Department to field technologically superior systems, upgrade the capabilities of older systems, and reduce operations and sustainment costs.

Sincerely,

A handwritten signature in dark ink, appearing to read "William J. Haynes II".
for William J. Haynes II



mm



G. Timothy Saunders

10/05/2001 10:08:51 AM

Record Type: Record

To: Harriet Miers/WHO/EOP@EOP

cc:

Subject: Further Background: Defense Production Act Amendments of 2001

----- Forwarded by G. Timothy Saunders/WHO/EOP on 10/05/2001 10:08 AM -----

From: James J. Jukes on 10/05/2001 09:30:02 AM

Record Type: Record

To: G. Timothy Saunders/WHO/EOP@EOP

cc:

Subject: Defense Production Act Amendments of 2001

mm
Dianne has just faxed you the Defense letter. The "background" section of our Statement of Administration Policy (below) may also be useful to you.

----- Forwarded by James J. Jukes/OMB/EOP on 10/05/2001 09:28 AM -----

September 5, 2001
(House)

H.R. 2510 - Defense Production Act Amendments of 2001
(Rep. King (R) New York and Rep. Maloney (D) New York)

The Administration supports H.R. 2510, which would extend the expiration date and authorization of appropriations for the Defense Production Act through FY 2004.

The expiration of the Defense Production Act could have a severe impact on the Nation's ability to respond to national security threats, both at home and abroad. Thus, passage of H.R. 2510 would ensure the President's continued ability to provide for the Nation's security by providing authority to: (1) establish, expand, or maintain essential domestic industrial capacity; (2) direct priority performance of contracts and orders to meet approved national security requirements; and (3) suspend or prohibit a foreign acquisition of a U.S. firm when that acquisition would present a threat to the Nation's security.

* * * * *