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10-18-96
Bills

BILLS PASSED THE CONGRESS
BUT NOT YET RECEIVED AT THE
WHITE HOUSE

10/18/96
11:23AM

<u>Bill Number</u>	<u>Short Title</u>
1. H.R. 3219	Native American Housing Assistance and Self-Determination Act of 1996
2. H.R. 3452	Presidential and Executive Office Accountability Act
3. H.R. 4236	Omnibus Parks and Public Lands Management (Presidio)
4. H.R. 4278	Omnibus Fiscal Year 1997 Appropriations (DUPLICATE, IDENTICAL BILL, see H.R. 3610)
5. H.R. 4283	National Invasive Species Act of 1996

Bills to sign
October 9, 1996

- There are a number of bills (potentially 43, although don't give a number since he could choose to do fewer) that could be signed by the President today.
- Of these, he is definitely expected to sign three veterans measures for which we will likely have a signing statement this afternoon. The veterans measures are: a cost-of-living adjustment, health care eligibility reform and another minor bill on benefits for veterans. *
- (FYI FOR MIKE -- There may be a few other signing statements -- one on a rego measure doing away with a helium program, another on railroad retirement benefits. The remainder of the bills involve mostly local projects, commissions and other acts that would not require a presidential statement.)

Drafted/Cleared: Kathy/Barry

10-8-96
Bills → Legislation

Bills Awaiting Action

10/8/96

The President has signed two bills today:

- 1) Maritime Security Act of 1996
- 2) County Health Organization Exemption Act

(see attached background)

per Phil Caplan:

- There is a possibility that the President might sign up to 20 additional bills today (depends on whether he comes into the office or not).
- He will sign approx. 50 bills by late tomorrow.
- FYI Only -- do not bring up: There are no outstanding large problems with any of the bills except the Accountable Pipeline Safety and Partnership Act of 1996 (S. 1505). EPA was concerned that there were aspects of the bill that weakened environmental safeguards. These issues have been/are being worked out. However, whether or not the President will sign it hasn't been determined.

Drafted by JMason

Cleared by Phil Caplan, Brian Johnson

THE WHITE HOUSE
WASHINGTON

VP
10-8-96
Bills &
Legislation

October 8, 1996

MEMORANDUM FOR THE PRESIDENT

FROM: TODD STERN *TS*
PHIL CAPLAN

SUBJECT: The Maritime Security Act of 1996 -- H.R. 1350

This bill, based on a 1995 Administration proposal, creates a new system of contracting with and managing merchant marine vessels in order to strengthen the privately-owned U.S. merchant shipping fleet. Last day for action is today.

Background. Since WW II, the merchant fleet has declined from the largest in the world to 16th. Under the present system, enacted in 1936, operators of U.S. flag vessels receive subsidies based on the differences between labor costs on U.S. flagged vs. foreign flagged vessels. In return, operators must make their vessels available to the Pentagon in times of war or national emergencies. By 1998, over 90% of these contracts will expire.

H.R. 1350. Under the new Maritime Security Fleet Program (MSFP), participating vessels will receive a fixed \$2.1 million annual subsidy. This will give vessel owners greater incentive to operate more efficiently and reduce the Government's costs by half. Subsidy payments will be subject to appropriations; the program has already received \$100 million -- \$46M in FY '96 and \$54M in the omnibus bill -- though the money cannot be spent without this bill. Recipients of the subsidy will have to make their vessels, terminals and other equipment available to DoD in time of war, armed conflict, national emergency or mobilization. Under the old program, only the vessels were made available. *

Eligibility: Bill establishes eligibility standards for MSFP vessels such as age and military usefulness. First priority for contracts will be given to vessels 1) owned by U.S. citizens, or 2) less than 10 years old and owned by those who operate vessels for DoD. **Regulatory provisions:** Several operating restrictions will be discontinued. For example, MSFP vessels will be allowed to operate on certain domestic trade routes (e.g. between the U.S. and Puerto Rico) whereas under the old system, they could only operate on international routes.

Reemployment rights: Bill extends the same reemployment rights to merchant mariners as those guaranteed to members of the armed forces reserves called to active duty.

The bill passed the House by voice vote and the Senate 88-10. It has received all of the necessary clearances.

THE WHITE HOUSE
WASHINGTON

10-8-96
Bill +
legislation

October 8, 1996

MR. PRESIDENT:

Attached for your signature is H.R. 3056, a bill to allow certain county-operated health insuring organizations ("HIOs") in the State of California to expand their enrollment of Medicaid beneficiaries. **Last day for action is today.**

Under the "75/25" rule, Medicare and Medicaid beneficiaries may not exceed 75% of the total enrollment in an HIO participating in Medicaid. As a condition of the waiver of the 75/25 rule for these California HIOs, the 1990 Budget Reconciliation Act limited Medicaid enrollment to residents of the county in which each HIO operated.

H.R. 3056 would allow these county-operated HIOs in California to expand enrollment into counties other than the one in which they currently operate. It would primarily affect the Solano County HIO by allowing it to expand its services into Napa county (thereby serving an additional 11,500 Medicaid recipients).

The PAY-GO effect of H.R. 3056 would be to reduce Medicaid direct spending by less than \$500,000 annually. The bill passed both Houses by voice votes, OMB and HHS recommend approval, and the bill has received all necessary clearances.

Todd Stern *TJS*
Helen Howell

BILLS DUE; S104-2

09/30/96

10:08AM

Bills + Legislation

<u>Bill Number</u>	<u>Last Day For Action</u>	<u>Short Title</u>
1. H.R. 2428	10/01/96	Bill Emerson Good Samaritan Food Donations to Nonprofits
2. H.J.Res. 191	10/02/96	Honorary United States Citizenship for Mother Teresa
3. H.R. 1772	10/02/96	Oahu National Wildlife Refuge Waihee Marsh Inclusion
4. H.R. 2464	10/02/96	Goshute (Utah) Indian Reservation Lands Amendments
5. H.R. 2512	10/02/96	Crow Creek Sioux Tribe Infrastructure Development Trust Fund Act of 1996
6. H.R. 2679	10/02/96	North Platte National Wildlife Refuge Boundary Expansion
7. H.R. 2909	10/02/96	Silvio O. Conte National Fish and Wildlife Refuge Eminent Domain Prevention Act
8. H.R. 2982	10/02/96	Carbon Hill National Fish Hatchery Conveyance Act
9. H.R. 3060	10/02/96	Antarctic Science, Tourism, and Conservation Act of 1996

<u>Bill Number</u>	<u>Last Day For Action</u>	<u>Short Title</u>
10. H.R. 3120	10/02/96	Witness Retaliation, Witness Tampering and Jury Tampering Amendments
11. H.R. 3287	10/02/96	Crawford National Fish Hatchery Conveyance Act
12. H.R. 3553	10/02/96	Federal Trade Commission Reauthorization Act of 1996
13. H.R. 3675	10/02/96	Department of Transportation and Related Agencies Appropriations Act, 1997
14. H.R. 3676	10/02/96	Carjacking Correction Act of 1996
15. H.R. 3802	10/02/96	Electronic Freedom of Information Act Amendments of 1996
16. H.R. 3816	10/02/96	Energy and Water Development Appropriations Act, 1997
17. S. 533	10/02/96	Clarifying Rules Governing Removal of Cases to Federal Court
18. S. 677	10/02/96	Amending Federal Judicial Code to Repeal a Redundant Venue Provision
19. S. 1636	10/02/96	Mark O. Hatfield United States Courthouse

<u>Bill Number</u>	<u>Last Day For Action</u>	<u>Short Title</u>
20. S. 1995	10/02/96	National Air and Space Museum Dulles Center Annex
21. S. 1507	10/07/96	Parole Commission Phaseout Act of 1996
22. H.R. 1350	10/08/96	Maritime Security Act of 1996
23. H.R. 2366	10/08/96	Medical Device Reporting Requirement Amendments
24. H.R. 2504	10/08/96	Veatch-Baley Federal Complex
25. H.R. 2685	10/08/96	Medicare and Medicaid Coverage Data Bank Repeal
26. H.R. 3056	10/08/96	County Health Organizations Exemption Act
27. H.R. 3186	10/08/96	Sammy L. Davis Federal Building
28. H.R. 3400	10/08/96	Roman L. Hruska Federal Building and United States Courthouse
29. H.R. 3710	10/08/96	Sam M. Gibbons United States Courthouse
30. S. 1834	10/08/96	Indian Environmental General Assistance Program Reauthorization

<u>Bill Number</u>	<u>Last Day For Action</u>	<u>Short Title</u>
31. H.R. 2508	10/10/96	Animal Drug Availability Act of 1996
32. H.R. 2594	10/10/96	Railroad Unemployment Insurance Amendments Act of 1996
33. H.R. 2660	10/10/96	Tensas River National Wildlife Refuge Authorization
34. H.R. 3068	10/10/96	Prairie Island Indian Community Charter Revocation
35. S. 1675	10/10/96	Pam Lychner Sexual Offender Tracking and Identification Act of 1996
36. S. 1802	10/10/96	Wyoming Fish and Wildlife Land Conveyance
37. S. 1970	10/10/96	National Museum of the American Indian Act Amendments of 1996
38. S. 2085	10/10/96	Capitol Guide Voluntary Services Authorization
39. S. 2101	10/10/96	Educational Assistance to Families of Slain Federal Law Enforcement Officials

(As of 10/1 A.M.) BILL	STATUS IN HOUSE	STATUS SENATE	STATUS OF CONF.	SIGNING STATUS	ADMINISTRATION VIEWS
AGRICULTURE	Passed	Passed	No action in House or Senate		Can't say yet, but there were no veto threats throughout process.
COMMERCE, JUSTICE, STATE	Passed	Passed	No meetings yet		Census sampling and funding for Legal Services Corporation are big issues - senior advisors veto threat
DEFENSE	Passed	Passed	Passed by House and Senate	By 10/8	Bosnia, B-2, money issues essentially worked out, but we haven't said whether he'll sign
D.C.	Approved by Committee	On floor			Senior Advisors veto threat over DC vouchers and series of other issues in House bill
ENERGY & WATER	Passed	Passed	Passed by House and Senate	White House has not received	there were concerns as bill went through, checking on how conference handled
FOREIGN OPS	Passed	Passed	Delayed by Mexico City/family planning		Veto threat on Mexico City as well as various funding issues.
INTERIOR	Passed	Passed	Meeting; Head- waters/ Yellowstone land acquisition still issue		Land acquisition is BBA issue, but NEA funding provided (though not full), and language issues apparently resolved
LABOR, HHS, EDUCATION	Passed	Passed	Meeting		Letter hasn't gone yet, but likely to contain senior advisors veto threat over range of BBA funding issues, education stuff, Teamsters election

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LEG. BRANCH	Passed	Passed	Passed House and Senate	By 10/7	We haven't said whether he'll sign; no problems, but this is always a potential bargaining chip, so don't signal.
MIL. CON.	Passed	Passed	Passed House and Senate	Signed 9/30	Signinf statement expressed concern about unrequested projects. Final date for line-item veto is 10/6.
TRANSPORT.	Passed	Passed	Meeting		Letter to conferees urges support for several NEXTEA programs not inc. by H or S.; support S. level for Amtrak; object to transit project earmarks; object to various language provisions, inc. language on FAA, CAFE
TREASURY, POSTAL	Passed	Passed	House passed, Senate vote prob. 10/1		Includes Members' pay raise (COLA), issues seem to be resolved
VA, HUD	Passed	Passed	Completed, no action yet in House or Senate		Superfund concerns addressed and other funding issues ameliorated, but still some funding issues, including BBA (e.g. EPA) issues, but unclear how severe the problems are.

TALKING POINTS ON TEAM ACT/COMP TIME
MARCH 5, 1997

BACKGROUND:

- * The Senate Labor and Human Resources Committee today approved the TEAM Act but did not act on the Comp Time bill, known as the Family Friendly Workplace Act.
 - * The House Committee on Education and the Workforce is scheduled to mark up the Comp Time bill today, but not the TEAM Act.
 - * The Labor Department has sent letters to the respective committee chairmen, Jeffords and Goodling, threatening a veto of the Comp time bill, in its current form. A copy of those letters is attached.
 - * The Labor Department has also sent a letter to Chairman Jeffords stating that the Labor Department would recommend to the President that he veto the TEAM Act, in its current form. A copy of that letter is also attached.
 - * (FYI, we may be interested in working toward a compromise on one or both of these issues. A veto is likely on TEAM; they're likely to produce the same bill as he vetoed last year. However, there is a more realistic possibility for compromise on comp time **in the Senate**.
 - * (The VP, in his private meeting with the AFL-CIO earlier this year, strongly reiterated our opposition to both bills.)
 - * In the last Congress, the Congress passed the TEAM Act, but it was vetoed by the President (July, 1996). No attempt was made to override. The House passed the Comp time bill, but it never passed the Senate.
 - * (Apparently a meeting was held here yesterday on the comp time issue -- I'm going to try to find out what happened.)
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COMP TIME

- * Any comp time legislation must address three fundamental principles: real choice for employees, real protection against employer abuse, and preservation of basic worker rights, including the 40-hour workweek.
- * Unfortunately, the bills now under consideration would not leave it to the worker to choose comp time over overtime pay. Because it does not contain adequate protections, it

would, in effect, give employers the right to make that choice instead of workers.

- * The President made his own proposal last year to provide greater flexibility to workers interested in taking compensatory time instead of premium pay for overtime, and that measure would have met these principles.
- * We also believe that any legislation to authorize compensatory time -- paid time off -- under the Fair Labor Standards Act should be linked to the President's proposal to expand the Family and Medical Leave Act to allow parents greater involvement in the education of their children and in taking care of their parents. Enacting the President's proposal would go a long way toward achieving the stated goals of the bill now being considered in the Congress.

TEAM ACT

- * We support expanding labor-management cooperation, within the broad parameters allowed under current law, and some companies, such as IBM, have been able to set up teams that accomplish that goal without undermine the current law.
- * It's my understanding that the NLRB, independently, has been seeking to clarify the boundaries of current law to ensure that appropriate arrangements are not infringed upon.
- * The problem is that we don't want to undermine the ability of workers to choose their own independent representation.
- * The current TEAM bill, rather than promoting genuine teamwork, would undermine the system of checks and balances between employer and employee rights and obligations that has served this country well for more than half a century.
- * Unfortunately, they are marking up a bill that is virtually identical to the bill vetoed by the President last year. That is clearly not the way to make progress on this issue.

TOIV

Hilley/Podesta