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ID 801482

THE WHITE HOUSE

WASHINGTON

DATE: 12 MAR 80

FOR ACTION: JIM MCINTYRE

INFO ONLY: TOM JONES

SUBJECT: CUTLER MEMO RE DEPARTMENT OF EDUCATION - ADMINISTRATIVE
CONFERENCE

+++++
+ RESPONSE DJE TO RICK HJICHESON STAFF SECRETARY (456-7052) +
+ BY: 1200 PM FRIDAY 14 MAR 89 +
+++++

ACTION REQUESTED: YOUR COMMENTS

STAFF RESPONSE: () I CONCUR. () NO COMMENT. () HOLD.

PLEASE NOTE OTHER COMMENTS BELOW:

**Electrostatic Copy Made
for Preservation Purposes**

THE WHITE HOUSE

WASHINGTON

March 8, 1980

MEMORANDUM FOR THE PRESIDENT

FROM:

LLOYD CUTLER



RE:

Department of Education/
Administrative Conference

The Administrative Conference is comprised of representatives from twelve Cabinet departments and thirteen administrative agencies. The new Department of Education has not formally been designated a member of the Conference. The attached letter to the Conference makes this formal designation.

Justice concurs.

THE WHITE HOUSE

WASHINGTON

To Margaret McKenna

Pursuant to the authority contained in the Administrative Conference Act, 5 U.S.C. 573(b)(3), I hereby designate the Department of Education to membership in the Administrative Conference of the United States. This designation is to take effect on the effective date of the Department of Education Organization Act, P.L. 96-88.

Sincerely,

The Honorable Margaret A. McKenna
Acting Chair
Administrative Conference of
the United States
Suite 500
2120 L Street, N.W.
Washington, D.C. 20037

EXECUTIVE OFFICE OF THE PRESIDENT
OFFICE OF MANAGEMENT AND BUDGET

3/13/80

Patti,

OMB's comments
on ~~Cutler~~ memo
comments due
noon Friday, 3/14.

Ginni Cochran
ext 4962



EXECUTIVE OFFICE OF THE PRESIDENT

OFFICE OF MANAGEMENT AND BUDGET

WASHINGTON, D.C. 20503

MAR 13 1980

MEMORANDUM FOR RICK HUTCHESON

FROM: Harrison Wellford *HW*

SUBJECT: Department of Education/Administrative
Conference

I concur with the recommendation of Lloyd Cutler to designate formally the Department of Education as a member of the Administrative Conference, and agree that the attached letter to the Conference should be sent.

Attachment

THE WHITE HOUSE

WASHINGTON

To Margaret McKenna

Pursuant to the authority contained in the Administrative Conference Act, 5 U.S.C. 573(b)(3), I hereby designate the Department of Education to membership in the Administrative Conference of the United States. This designation is to take effect on the effective date of the Department of Education Organization Act, P.L. 96-88.

Sincerely,

The Honorable Margaret A. McKenna
Acting Chair
Administrative Conference of
the United States
Suite 500
2120 L Street, N.W.
Washington, D.C. 20037

ID 801482

THE WHITE HOUSE
WASHINGTON

*McIntyre
White
Willford (action)
HRVL-info
Cutler
Harris*

DATE: 12 MAR 80

FOR ACTION: JIM MCINTYRE

INFO ONLY: TOM JONES

SUBJECT: CUTLER MEMO RE DEPARTMENT OF EDUCATION - ADMINISTRATIVE
CONFERENCE

+++++
+ RESPONSE DUE TO RICK HUTCHESON STAFF SECRETARY (456-7052) +
+ BY: 1200 PM FRIDAY 14 MAR 89 +
+++++

ACTION REQUESTED: YOUR COMMENTS

STAFF RESPONSE: (-) I CONCUR. () NO COMMENT. () HOLD.

PLEASE NOTE OTHER COMMENTS BELOW:

*received by HW
MAR 12 1980*

THE WHITE HOUSE

WASHINGTON

March 8, 1980

MEMORANDUM FOR THE PRESIDENT

FROM: LLOYD CUTLER *LCC*

RE: Department of Education/
Administrative Conference

The Administrative Conference is comprised of representatives from twelve Cabinet departments and thirteen administrative agencies. The new Department of Education has not formally been designated a member of the Conference. The attached letter to the Conference makes this formal designation.

Justice concurs.

THE WHITE HOUSE

WASHINGTON

To Margaret McKenna

Pursuant to the authority contained in the Administrative Conference Act, 5 U.S.C. 573(b)(3), I hereby designate the Department of Education to membership in the Administrative Conference of the United States. This designation is to take effect on the effective date of the Department of Education Organization Act, P.L. 96-88.

Sincerely,

The Honorable Margaret A. McKenna
Acting Chair
Administrative Conference of
the United States
Suite 500
2120 L Street, N.W.
Washington, D.C. 20037

MEMORANDUM

THE WHITE HOUSE

WASHINGTON

March 13, 1980

FOR: OFFICE OF PRESIDENTIAL PERSONNEL

FROM: TOM JONES
WHITE HOUSE RECORDS OFFICE

SUBJECT: MEMBERSHIP IN THE ADMINISTRATIVE CONFERENCE OF THE
UNITED STATES FOR THE NEW DEPARTMENT OF EDUCATION/
CHAIRMANSHIP & VICE CHAIRMANSHIP OF THE CONFERENCE

The office of the Staff Secretary is holding the original of the attached request for the designation of the Dept. of Education to be a member of the Administrative Conference of the U. S. until such time as there is a Chairman or Acting Chairman (Vice Chairman) to receive it.

At the present time there is neither.

The former Chairman, Robert A. Anthony, resigned effective 10/31/79. At that time the Vice Chairman, Margaret A. McKenna, began to act as Chairman. She continued to serve in this capacity until 12/15/79 at which time she terminated her government service upon leaving her position as Deputy Counsel to the President. In her capacity as Deputy Counsel to the President she had been appointed to the Council under the law as part of the "...not more than one half shall be officials or personnel of Federal regulatory agencies or executive departments." Under the law the service of any member shall terminate whenever a change in their employment status makes them ineligible for Council membership under the conditions of their original appointment thus, her tenure on the Council automatically came to an end on 12/15/79 when she left the White House payroll and government service.

I have attached a copy of that portion of the U. S. Code which pertains to the above.

cc Rick Hutcheson

COUNCIL OF THE
ADMINISTRATIVE CONFERENCE OF THE UNITED STATES

Independent

AUTHORITY: P.L. 88-499, August 30, 1964

METHOD: See below

MEMBERS: The Chairman of the Administrative Conference
of the United States

AND

TEN other members appointed by the President,
of whom not more than one half shall be
officials or personnel of Federal regulatory
agencies or executive departments

CHAIRMAN: The Chairman of the Administrative Conference
shall be Chairman of the Council

VICE
CHAIRMAN: The President may designate a member of
of the Council as Vice Chairman

TERM: Members other than the Chairman shall be appointed
for three year terms and may continue to serve
until a successor is appointed. The service of any
member shall terminate whenever a change in his
employment status would make him ineligible for
Council membership under the conditions of his
original appointment.

SALARY:

5 expedi-

Explanatory Notes.

In paragraph (1), the words "subchapter II of this chapter" are substituted for "the Administrative Procedure Act (5 U.S.C. 1001-1011)" to reflect the codification of the Act in this title. The word "naval" is omitted as included in "military".

In paragraph (2), the words "section 551(1) of this title" are substituted for

"section 2(a) of the Administrative Procedure Act (5 U.S.C. 1001(a))".

Standard changes are made to conform with the definitions applicable and the style of this title as outlined in the preface to the report.

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Library References

Administrative Law and Procedure C.J.S. Public Administrative Bodies and Procedure § 1 et seq.

§ 573. Administrative Conference of the United States

(a) The Administrative Conference of the United States consists of not more than 91 nor less than 75 members appointed as set forth in subsection (b) of this section.

(b) The Conference is composed of—

(1) a full-time Chairman appointed for a 5-year term by the President, by and with the advice and consent of the Senate. The Chairman is entitled to pay at the highest rate established by statute for the chairman of an independent regulatory board or commission, and may continue to serve until his successor is appointed and has qualified;

(2) the chairman of each independent regulatory board or commission or an individual designated by the board or commission;

(3) the head of each Executive department or other administrative agency which is designated by the President, or an individual designated by the head of the department or agency;

(4) when authorized by the Council referred to in section 575(b) of this title, one or more appointees from a board, commission, department, or agency referred to in this subsection, designated by the head thereof with, in the case of a board or commission, the approval of the board or commission;

(5) individuals appointed by the President to membership on the Council who are not otherwise members of the Conference; and

(6) not more than 36 other members appointed by the Chairman, with the approval of the Council, for terms of 2 years, except that the number of members appointed by the Chairman may at no time be less than one-third nor more than two-fifths of the total number of members. The Chairman shall select the members in a manner which will provide broad representation

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(2) arrange for interchange among administrative agencies of information potentially useful in improving administrative procedure; and

(3) collect information and statistics from administrative agencies and publish such reports as it considers useful for evaluating and improving administrative procedure.

Pub.L. 89-554, Sept. 6, 1966, 80 Stat. 390.

Historical and Revision Notes

Derivation:	United States Code	Revised Statutes and Statutes at Large
	5 U.S.C. 1045c	Aug. 30, 1964, Pub.L. 88-490, § 5, 78 Stat. 616.

Explanatory Notes

Standard changes are made to conform style of this title as outlined in the preface with the definitions applicable and the face to the report.

Library References

United States ☞ 41.

C.J.S. United States § 41.

§ 575. Organization of the Conference

(a) The membership of the Administrative Conference of the United States meeting in plenary session constitutes the Assembly of the Conference. The Assembly has ultimate authority over all activities of the Conference. Specifically, it has the power to—

(1) adopt such recommendations as it considers appropriate for improving administrative procedure. A member who disagrees with a recommendation adopted by the Assembly is entitled to enter a dissenting opinion and an alternate proposal in the record of the Conference proceedings, and the opinion and proposal so entered shall accompany the Conference recommendation in a publication or distribution thereof; and

(2) adopt bylaws and regulations not inconsistent with this subchapter for carrying out the functions of the Conference, including the creation of such committees as it considers necessary for the conduct of studies and the development of recommendations for consideration by the Assembly.

(b) The Conference includes a Council composed of the Chairman of the Conference, who is Chairman of the Council, and 10 other members appointed by the President, of whom not more than one-half shall be employees of Federal regulatory agencies or Executive departments. The President may designate a member of the Council as Vice Chairman. During the absence or incapacity of the Chairman, or when that office is vacant, the Vice Chairman shall serve as Chairman. The term of each member, except the Chairman, is 3 years. When the term of a member ends, he may continue to serve until a successor is appointed. However, the service of any member

ends when a change in his employment status would make him ineligible for Council membership under the conditions of his original appointment. The Council has the power to—

(1) determine the time and place of plenary sessions of the Conference and the agenda for the sessions. The Council shall call at least one plenary session each year;

(2) propose bylaws and regulations, including rules of procedure and committee organization, for adoption by the Assembly;

(3) make recommendations to the Conference or its committees on a subject germane to the purpose of the Conference;

(4) receive and consider reports and recommendations of committees of the Conference and send them to members of the Conference with the views and recommendations of the Council;

(5) designate a member of the Council to preside at meetings of the Council in the absence or incapacity of the Chairman and Vice Chairman;

(6) designate such additional officers of the Conference as it considers desirable;

(7) approve or revise the budgetary proposals of the Chairman; and

(8) exercise such other powers as may be delegated to it by the Assembly.

(c) The Chairman is the chief executive of the Conference. In that capacity he has the power to—

(1) make inquiries into matters he considers important for Conference consideration, including matters proposed by individuals inside or outside the Federal Government;

(2) be the official spokesman for the Conference in relations with the several branches and agencies of the Federal Government and with interested organizations and individuals outside the Government, including responsibility for encouraging Federal agencies to carry out the recommendations of the Conference;

(3) request agency heads to provide information needed by the Conference, which information shall be supplied to the extent permitted by law;

(4) recommend to the Council appropriate subjects for action by the Conference;

(5) appoint, with the approval of the Council, members of committees authorized by the bylaws and regulations of the Conference;

(6) prepare, for approval of the Council, estimates of the budgetary requirements of the Conference;

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(7) appoint and fix the pay of employees, define their duties and responsibilities, and direct and supervise their activities;

(8) rent office space in the District of Columbia;

(9) provide necessary services for the Assembly, the Council, and the committees of the Conference;

(10) organize and direct studies ordered by the Assembly or the Council, to contract for the performance of such studies with any public or private persons, firm, association, corporation, or institution under title III of the Federal Property and Administrative Services Act of 1949, as amended (41 U.S.C. 251-260), and to use from time to time, as appropriate, experts and consultants who may be employed in accordance with section 3109 of this title at rates not in excess of the maximum rate of pay for grade GS-15 as provided in section 5332 of this title;

(11) utilize, with their consent, the services and facilities of Federal agencies and of State and private agencies and instrumentalities with or without reimbursement;

(12) accept, hold, administer, and utilize gifts, devises, and bequests of property, both real and personal, for the purpose of aiding and facilitating the work of the Conference. Gifts and bequests of money and proceeds from sales of other property received as gifts, devises, or bequests shall be deposited in the Treasury and shall be disbursed upon the order of the Chairman. Property accepted pursuant to this section, and the proceeds thereof, shall be used as nearly as possible in accordance with the terms of the gifts, devises, or bequests. For purposes of Federal income, estate, or gift taxes, property accepted under this section shall be considered as a gift, devise, or bequest to the United States;

(13) accept voluntary and uncompensated services, notwithstanding the provisions of section 3679(b) of the Revised Statutes (31 U.S.C. 665(b));

(14) on request of the head of an agency, furnish assistance and advice on matters of administrative procedure; and

(15) exercise such additional authority as the Council or Assembly delegates to him.

The Chairman shall preside at meetings of the Council and at each plenary session of the Conference, to which he shall make a full report concerning the affairs of the Conference since the last preceding plenary session. The Chairman, on behalf of the Conference, shall transmit to the President and Congress an annual report and such interim reports as he considers desirable.

Pub.L. 89-554, Sept. 6, 1966, 80 Stat. 390; Pub.L. 92-526, § 1, Oct. 21, 1972, 86 Stat. 1048.

ID 801483

THE WHITE HOUSE

WASHINGTON

DATE: 12 MAR 80

FOR ACTION: FRAN VOORDE

PHIL WISE

Hold

INFO ONLY: THE VICE PRESIDENT

STU EIZENSTAT

SUBJECT: OWEN MEMO RE LEADERSHIP IN THE WAR ON HUNGER

+++++

+ RESPONSE DUE TO RICK HUTCHESON STAFF SECRETARY (456-7052) +

+ BY: 1200 PM FRIDAY 14 MAR 80 +

+++++

ACTION REQUESTED: YOUR COMMENTS

STAFF RESPONSE: () I CONCUR. () NO COMMENT. () HOLD.

PLEASE NOTE OTHER COMMENTS BELOW:

**Electrostatic Copy Made
for Preservation Purposes**

THE WHITE HOUSE

WASHINGTON

ACTION

March 10, 1980

MEMORANDUM FOR: THE PRESIDENT

FROM: HENRY OWEN ~~100~~

SUBJECT: Leadership in the War on Hunger

1. Sol Linowitz advised (Tab B) that the Hunger Commission's final report will be ready in late March. I suggest that you reply (Tab A) stating your desire to receive the report at an East Room meeting designed to energize international efforts to free the poorest nations from the threat of mass hunger. Congressional, civic, and religious leaders would attend the meeting, where you would demonstrate to several important constituencies that your interest in relieving human suffering has not been submerged by current budgetary and security crises.

2. You could, at this convocation:

-- sign the new international Food Aid Convention, putting a floor under food aid programs (at no additional cost to the US budget); the Convention should be completed at final negotiations in London next week;

-- ask the Congress to speed enactment of your Food Security Reserve and PL-480 bills, (at no increase in our budgetary outlays);

-- call on other countries to parallel this US contribution toward creating nationally held grain resources dedicated to meeting food needs of the low income countries in emergencies;

-- endorse, in general terms, the food policy recommendations of the Hunger Commission report -- that is, champion a strategy of concentrating international development aid on measures to free poor people of the lowest income nations from the scourge of malnutrition (we will refine this strategy while assuring that it can be achieved within reduced FY 1981 US budgets for development aid);

-- cite the steps we are already taking or supporting to increase food production in developing nations, i.e., our contributions to the multilateral agricultural research centers and to development bank lending for agriculture; innovative AID food and nutrition programs; launching ISTC with priority on agricultural research; and reservation of some PL-480 food for emergency stocks in vulnerable poor countries; and

-- ask the assembled Hunger Commission members, religious and civil leaders and members of Congress to support this campaign; and appeal to the voluntary agencies for increased efforts in the poorest countries.

3. Such a meeting would lay a basis for our seeking international action along these lines at the Venice Economic Summit, if you wished to do so.

4. If you approve of the meeting described in paragraph 1, I will propose a list of attendees and alternative dates about the end of March.

5. OMB, State, Agriculture, and IDCA concur in the above.

RECOMMENDATIONS:

1. That you sign the letter to Sol Linowitz at Tab A.

Approve _____ Disapprove _____

*Concur
2/3*

2. That you authorize preparation for the meeting, including submission to you of alternative dates and a proposed list of attendees.

Approve _____ Disapprove _____

*Your schedule
is v. HPLS.
28.*

RA

THE WHITE HOUSE

WASHINGTON

To Sol Linowitz

Thank you for your progress report on the work of the Commission on World Hunger. I look forward to receiving the Commission's final report before the end of March.

If my schedule permits, I would like to meet members of the Commission and other interested citizens on the occasion of presentation of the report and of my signing the Food Aid Convention.

It is particularly important, at a time of unavoidable fiscal retrenchments, that we confirm our dedication to a sustained and victorious campaign against hunger.

Sincerely,

The Honorable Sol M. Linowitz
Chairman
Presidential Commission
on World Hunger
734 Jackson Place, N.W.
Washington, D.C. 20006

THE WHITE HOUSE

The Honorable Sol M. Linowitz
Chairman
Presidential Commission
on World Hunger
734 Jackson Place, N.W.
Washington, D.C. 20006

B

Presidential Commission on World Hunger

734 Jackson Place, NW/Washington, DC 20006
Telephone 202 395-3505



Amb. Sol M. Linowitz
Chairman

Dr. Jean Mayer
Vice Chairman

Dr. Steven Muller
Vice Chairman

Dr. Norman E. Borlaug
D. W. Brooks
Harry F. Chapin
John Denver
Senator Robert Dole
Dr. Walter P. Falcon
Orville L. Freeman
Congressman Benjamin Gilman
Senator Patrick Leahy
Bess Myerson
Congressman Richard Nolan
Dr. Howard A. Schneider
Dr. Adele Smith Simmons
Raymond C. Singletary, Jr.
Dr. Eugene L. Stockwell
Dr. Clifton R. Wharton, Jr.
Thomas H. Wyman

Daniel E. Shaughnessy
Executive Director

February 20, 1980

The President
The White House
Washington, D.C.

Dear Mr. President:

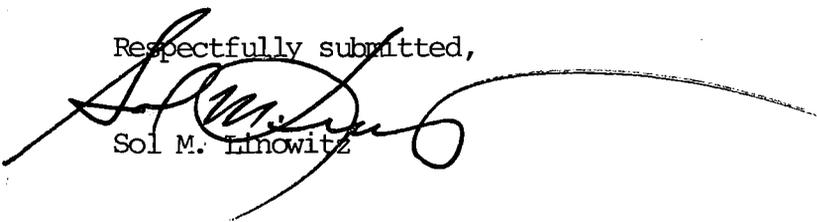
As you know, our Commission was very heartened by our meeting with you in December. Your continued support and encouragement is most welcome as we complete our analysis.

At our meeting in December, you requested that we complete our full report within two months. While we are very close to that objective, it will take some additional time to complete the remaining chapters of the report in a manner consistent with the quality and content of the Preliminary Report. Our Commission is scheduled to meet on February 29th and at that meeting, we should be able to complete the remaining chapters. As a result, I anticipate that by mid-March we will have completed our report and will be able to submit it to you no later than the end of March.

I know that you are very interested in our public education activities and I am pleased to say that while we are completing our report, we are also undertaking our public education work based on the material presented in the Preliminary Report. This includes dealings with many private organizations who are very interested in world hunger and public education related to it as well as activities dealing with our educational and public school systems.

While I regret the delay in presenting a final document, I am convinced that the additional time will be most important in assuring a report that is as useful as the subject deserves and requires.

Respectfully submitted,


Sol M. Linowitz

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ID 301483

THE WHITE HOUSE
WASHINGTON

DATE: 12 MAR 80

FOR ACTION: FRAN VOORDE

PHIL WINE

Still hold

INFO ONLY: THE VICE PRESIDENT

STU EIZENSTAT

SUBJECT: OWEN MEMO RE LEADERSHIP IN THE WAR ON HUNGER

UNUUB
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+ BY: 1200 PM FRIDAY 14 MAR 80 +
+ + + + +

ACTION REQUESTED: YOUR COMMENTS

STAFF RESPONSE: () I CONCUR. () NO COMMENT. (X) HOLD.

PLEASE NOTE OTHER COMMENTS BELOW:

UNUUB
**Electrostatic Copy Made
for Preservation Purposes**