

10/19/78

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Memo	Moore to Pres. Carter, 4pp., re:Personal matter	10/18/78	C

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THE PRESIDENT'S SCHEDULE

Thursday - OCTOBER 19, 1978

8:15 Dr. Zbigniew Brzezinski - The Oval Office.

9:00 Senator Daniel K. Inouye. (Mr. Frank Moore).
(15 min.) The Oval Office.

10:00 Senator Ted Stevens. (Mr. Frank Moore).
(10 min.) The Oval Office.

10:30 Mr. Jody Powell - The Oval Office.

11:30 Taping Session. (Mr. Jerry Rafshoon) - Cabinet Room.
(15 min.)

12:00 Ohio State Constituency Briefing. (Mr. Tim Kraft).
(10 min.) Room 450, EOB.

1:30 Mr. Emmett Hughes. (Mr. Jody Powell).
(20 min.) The Oval Office.

THE WHITE HOUSE
WASHINGTON

11:35 a.m.

vote was 54-44

margin directly attributable
to calls president made (and a
couple from vice president)

almost everyone president talked
to switched their vote, including
magnuson.

-- per bob thomson

*ERA
rescission
J*

THE WHITE HOUSE
WASHINGTON

October 19, 1978

MEMORANDUM FOR THE PRESIDENT

FROM:

FRANK MOORE *f.m./pd*

Nancy, the kids and I are driving to Georgia this evening. We plan to return Monday evening, and I will be in the office on Tuesday morning.

The White House operators will have my telephone numbers should you need to reach me at anytime.

1

THE WHITE HOUSE
WASHINGTON

Vance
9:45 am
10/19/78

5 Africa - announcement
by Press Conference
Waldheim - will be sup-
portive - mtg in staff

=

Trouble in U.N.

France feels +

M^r Henry +

=

Pic Botha made positive
statement

PW Botha lb on Rhodesia

THE WHITE HOUSE
WASHINGTON

Phil
has
seen

THE WHITE HOUSE
WASHINGTON

OCTOBER 19, 1978

MR. PRESIDENT

YOU ARE SCHEDULED FOR A HAIRCUT.

SHALL WE RESCHEDULE NEXT WEEK _____

LATER ON TODAY _____

OTHER _____

4:30

PHIL

THE WHITE HOUSE
WASHINGTON

Phil has
seen

THE WHITE HOUSE
WASHINGTON

10/19/78

Mr. President:

Have you decided if you're
going to the Blair House for
lunch?

Phil

yes no

J
I need to be
there at least
1 1/2 hours
J

THE WHITE HOUSE
WASHINGTON

October 18, 1979

MEETING WITH SENATOR TED STEVENS

Thursday, October 19, 1978

10:00 a.m. (15 minutes)

The Cabinet Room

From: Frank Moore *f.m./pd*

I. PURPOSE

To discuss Alaska d-2 lands

II. BACKGROUND, PARTICIPANTS & PRESS PLAN

- A. Background: The attached memorandum to you from Secretary Andrus explains much of the background. Senator Stevens may or may not have been deliberately delaying resolution of the "d-2" issue in Committee. We believe it is more likely he was just fighting hard in the Energy and Natural Resources Committee for a strongly-held position.

At any rate, Congress adjourned without resolving the issue. Senator Gravel threatened to filibuster a last-second compromise worked out by all other interested parties, including Senator Jackson, Congressman Udall and Secretary Andrus.

Senator Stevens will try to convince you that you should not use the Antiquities Act to preserve Alaska lands until legislation can be passed.

- B. Participants: The President, Senator Stevens, Rupert Cutler (Dept. of Agriculture), Steven Silver (Stevens' chief aide on Alaska lands), Stu Eizenstat, Secretary Andrus, Frank Moore and Bob Thomson.
- C. Press Plan: White House Photo only.

III. TALKING POINTS

1. Senator Stevens - before we begin, I would like to thank you for the reasonable way in which you have presented your case on the Alaska lands legislation.

It is not likely that you and I will ever totally agree about what should be done with federal lands in Alaska. However, my staff tells me you are always willing to listen to other points of view and have done your best to arrive at a compromise under the most difficult circumstances.

2. As I said at our last meeting, I have decided to authorize some form of administrative action to protect the lands at issue in Alaska until Congress can devise appropriate legislation. Secretary Andrus has prepared information for me indicating in a general way what alternative courses of action are available. I will be reviewing more detailed information from Secretary Andrus and Secretary Bergland. After reviewing our options, I will then make a decision as to the appropriate course to follow. During all of this, I expect Secretary Andrus and Secretary Bergland to be in touch with you, Senator Gravel, Congressman Don Young and the Congressional leadership.
3. Whatever unilateral action I take, it is intended to be temporary until Congress acts. Therefore, I sincerely hope that you and other Congressional leaders can agree on permanent legislation as soon as possible next year.
4. (In response to Stevens' inquiry about the Antiquities Act)
The Antiquities Act must be considered one of the options that I am considering. It has been used to create 66 national monuments, many of which were subsequently designated national parks. The courts have indicated I have broad discretion to employ the Antiquities Act and I cannot rule out its use.

IV. ADDITIONAL INFORMATION

Senator Ted Stevens

Wife: Ann

Administration Support 31.9%

Committees: Committee on Commerce, Science and Transportation
Committee on Government Affairs
Committee on Appropriations



United States Department of the Interior

OFFICE OF THE SECRETARY
WASHINGTON, D.C. 20240

MEMORANDUM TO THE PRESIDENT

From: Secretary of the Interior
Subject: Meeting with Senator Stevens on Alaska

As you will recall, when we met with Senator Stevens in late July, you said that if the Alaska lands bill failed to pass, you would not hesitate to take action to protect those lands until Congress could act. You also pointed out that this was the most important piece of conservation legislation that you would ever see.

Undoubtedly, now that the bill has died, Senator Stevens will try to talk you out of using the Antiquities Act, which authorizes the President to establish national monuments by executive order. I also have other withdrawal authority under the Federal Land Policy and Management Act.

Although Senator Gravel scuttled the eleventh-hour compromise bill and the one-year extension of the d-2 withdrawal, Senator Stevens was a prime force in creating the situation which eventually killed the bill.

The strategy of the Alaska delegation was to delay the bill as long as possible while working to weaken it, which they did. They hoped that a watered-down Senate bill could be shoved down the throat of the House at the very end of the session.

Stevens won major concessions in the Energy Committee, putting the bill well below the Administration's bottom line. However, had the bill reached the Senate floor at a reasonable time, we were confident that we could have won strengthening amendments.

Stevens was finally willing to negotiate last week because he knew he'd be better off with his constituency with a weakened bill than if we were forced to take administrative action. During the past three months, Stevens tried twice to repeal the Antiquities Act and failed.



I was invited to participate in the negotiations last Friday and Saturday held between Senators Jackson, Stevens, Hansen, Durkin and Gravel and Congressmen Udall, Seiberling and Young. In our attempt to reach a negotiated settlement, we gave up a lot. While the 96 million acres in the compromise bill is 3.5 million more than our proposal, the level of protection on a number of key areas was less than we recommended, i.e., the Arctic Wildlife Range would have been opened to oil exploration. The failed compromise should not become our bottom line next year.

To soften the blow, I have promised Stevens and the Governor that we will do all we can to administratively convey existing state and native land selections at the same time we take executive action to protect the d-2 lands.

Politically, executive action will put the shoe on the other foot. In order to undo it, the Alaskans will have to go to Congress to get a bill passed, and we will have an important tactical advantage.

Attachment

Lee

PRINCIPAL ADMINISTRATIVE METHODS TO PROTECT ALASKA LANDS

Continuation of Existing d-1 Withdrawals

Section 17(d) (1) and (2) of the Alaska Native Claims Settlement Act granted the Secretary of the Interior broad new classification powers which were to be exercised in conjunction with existing withdrawal authorities. Section 17(d) (2) served as the basis for the withdrawals for the four conservation systems, and these withdrawals expire December 18, 1978. However, the underlying d-1 withdrawals continue, although they may be legally challenged. All of the lands included in the various Alaska bills are covered by the d-1 withdrawals, but some of these withdrawals do not adequately protect the land.

Antiquities Act

The 1906 Antiquities Act authorizes the President to establish national monuments by proclamation. It has been used to create 66 national monuments, such as the Grand Canyon, many of which were subsequently designated as National Parks by the Congress. The quality and quantity of land which may be included in a monument has been litigated several times, and the courts have indicated that broad discretion rests with the President. Establishment of monuments administered by the Park Service would close the lands to sport hunting, mining, mineral leasing, and other forms of development and state selection. We believe that in some of the potential monuments in Alaska, subsistence hunting could be permitted to continue. Once a monument is established by proclamation, it can only be revoked by an Act of the Congress.

Federal Land Policy and Management Act (FLPMA)

Section 204 of the FLPMA established a new procedure for the Secretary of the Interior to make withdrawals. Such withdrawals are subject to Congressional review once they are made final and can be vetoed by a concurrent resolution of disapproval. This authority can be used to close federal lands from the operation of the public land laws, i.e., mining, mineral leasing, and state selection.

Section 603 of the FLPMA is a wilderness review provision which would affect virtually all of Alaska by providing interim protection during the review period. However, Senator Stevens attached an amendment to our Appropriations bill which limits the applicability of this section to Alaska, and our lawyers are trying to determine to what degree it remains a useful tool to protect the land.



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

11 OCT 1978

MEMORANDUM FOR: THE PRESIDENT
FROM: James T. McIntyre, Jr. *JTM*
SUBJECT: Review of the 1980 Budget

This outlines our plans for review of the 1980 Budget. Earlier you approved a general plan that would minimize your participation in detailed budget meetings and permit you to concentrate on agency appeals of significant issues.

OMB review and agency reaction

I have asked to meet with you late this month to obtain your initial guidance on the budget before we make any budget decisions.

We will be making our tentative decisions on agency requests in the period October 15-November 30 and will discuss those decisions with the agencies during that period. I have asked for a meeting with you for one hour each week beginning October 30 to cover major concerns as they arise as well as the general status of the budget.

Appeals and wrap-up

The agencies are being asked to make their initial appeals on the tentative OMB marks to me. We expect to resolve most of the disagreements in our discussions with them. When there are significant issues on which we cannot agree, the agency heads and I will need to meet with you.

I have asked for time on your calendar for these appeal meetings as follows (2 1/2 hours each):

Week of December 4	3 sessions
December 14 or 15	1 session
Week of December 18	3 sessions

We will also need a meeting or two around Christmas to obtain your final decisions on the economic assumptions and on the budget totals. We expect that the statutory transmittal date will be around January 17 next year. If it is, virtually all decisions affecting the budget must be made by January 1.

Government-wide ranking

As I have mentioned, we will attempt a major innovation this year. OMB will produce a Government-wide ranking of the ZBB packages that fall within a narrow range around the agency totals and will use that ranking to determine what stays in and what falls out of the budget total that you choose. Specifically, we will identify each ZBB decision package that falls within a band that is 8 percent above and 4 percent below the total that our initial review establishes for each agency. We will then determine a Government-wide ranking of those ZBB decision packages. On the basis of that ranking we will adjust agency totals taking into account the priority given the marginal programs in the Government-wide assessment. We will discuss the results with you at a subsequent meeting.

We believe this process can be important in: (1) making better and fairer assessments at the crucial budget margin, and (2) demonstrating to the agencies and the public that the ZBB process is being used effectively at the center of the process.

This plan does mean that some agencies' marks will have to be adjusted after the initial passback from OMB. The Government-wide ranking must await completion of our reviews around Thanksgiving. But, to meet the scheduled transmittal date of the Budget, we will have to give most agencies tentative marks before Thanksgiving. We will do our best to ensure that this plan proceeds without major problems.

THE WHITE HOUSE

WASHINGTON

October 18, 1978

MEETING WITH OPINION LEADERS AND ACTIVISTS
FROM OHIO

Thursday, October 19, 1978
12:00 Noon (20 minutes)
Room 450, EOEB

From: Tim Kraft ^{TK}

I. PURPOSE

To promote among these Ohio activists a sense of identity with you and your Administration, a sense of a team working together, and a sense of urgency about actively supporting the Administration across the board.

II. BACKGROUND, PARTICIPANTS AND PRESS PLAN

A. Background: This is the sixth in a series of meetings for political leaders and activists from the states (New Jersey, Pennsylvania, Louisiana Oregon, and Michigan).

B. Participants: State, municipal and county officials, labor leaders, ethnic leaders, party activists and early supporters -- all Democrats. List is attached.

C. Press Plan: No press.

III. TALKING POINTS

A highlight of the Administration's accomplishments to date.

You should recognize Dick Celeste. Note importance of getting out the vote on November 7th and support of entire Democratic ticket. Congressional candidate Jim Baumann will also be in attendance.

You might also want to say a nice word about Paul Tipps, State Party Chair.

attachments:

- agenda
- guest list

AGENDA

10:30 A.M.	Welcome	Tim Kraft Assistant to the President
10:35 A.M.	Remarks	Vice President Mondale
10:45 A.M.	U. S. Economic Policies in World Context	Robert Strauss Special Representative for Trade Negotiations and Special Counselor on Inflation
11:15 A.M.	Domestic Policy	Stu Eizenstat Assistant to the President for Domestic Affairs and Policy and Jack Watson Secretary to the Cabinet and Assistant to the President for Intergovernmental Affairs
12:00 Noon		President Carter
12:30 P.M.		Buffet Lunch
1:30 P.M.	Foreign Policy	Zbigniew Brzezinski Assistant to the President for National Security Affairs
2:00 P.M.		Jody Powell Press Secretary
2:30 P.M.		Anne Wexler Assistant to the President
2:45 P.M.		Hamilton Jordan Assistant to the President

ATTENDEES FOR OHIO STATE CONSTITUENTS BRIEFING

Honorable Dick Celeste -- Lieutenant Governor, candidate for Governor

Jim Baumann -- Congressional candidate, 12th District

Paul Tipps -- Chairman, Ohio Democratic Party

Congressman Louis Stokes

Congressman Charles Vanik

Phyllis Vanik -- Congressman's daughter

Mayor Jerry Springer -- Cincinnati

Mayor Phil Rickley -- Youngstown

Mayor Jim McGee -- Dayton

Tom Ferguson - State Auditor, Columbus

Frank Celeste - father of Dick and Ted

Ted Celeste - Campaign director for Celeste for Governor
early Carter supporter

Barney Quilter - Speaker Pro Tem, State House of Representatives

Senator Oliver Ocasek - President Pro Tem, State Senate

Milan Marsh - President, Ohio AFL-CIO

Arnold Pinkney - Cleveland School Board President

Warren Smith - Secretary/Treasury of AFL-CIO

Ray Ross - Regional Director, UAW

Gene Brundige - Ohio Education Association President

John Hall - Assistant Exec. Secy., Ohio Education Association

Marty Hughes - International Vice President, CWA

Al Teodosio - Summit County Democratic Chair

John Meeks - Stark County Democratic Chair

Dave Noble - Holmes County Democratic Chair

Grif Weld - Franklin County Democratic Chair

Morris Jackson - State Senator, DNC Member

Mary Jean Valiquette - State Senator, DNC Member

Pat Leahy - Executive Director, Ohio Democratic Party

Joanne Limback - Tuscarawas County Commissioner

Bart Kaderly - American Agriculture Movement

Harry Meshel - State Senator

David Ricer - UAW

Tom Morgan - ASFCME

Anthony Pizza - Lucas County Prosecutor

Francis E. Szollosi - Lucas County Commissioner

Bernard Stuplinski - attorney, Cleveland (formerly U.S. Attorney)

Thomas Campbell - Irish leader

Mrs. Stella Zannoni - Chairman, Italian Council, Cleveland

Zoltan Gombos - Publisher, Hungarian newspaper
Silvestre Duran - Director, Department Hispanic Affairs, Toledo
Celso Rodriguez - Reporter, Cleveland, Hispanic leader
Rocky Ortiz - Lorraine County Councilman, Executive Director of
Centro des Servicios Sociales

Edwin Romero

Raymond S. Alvarez - International Representative, AFL-CIO

Ivan Torres

Don Day - Vice President, AFSCME

Jim Ruvolo - Executive Director, Lucas County Democratic Party

Paula MacIlwaine - Montgomery County Commissioner

Ruth Buck - Champaign County Democratic Chairperson

Steve Harrison - photographer, State Party

Bill Boyle - Lucas County Democratic Chairman

Jerry Hammond - Columbus City Councilman

James Friedman - attorney

James Stanton - former Congressman

Buddy James

Alberto Warnier - labor official, La Raza Unida

Walter Minch - Cuyahoga County Democratic Party, Vice Chair

Leo Koury - Lorraine County, early Carter supporter

Juan Andrade - Hispanic leader

Reverend Jon Freshwater - early Carter supporter

Pete Lalich - early Carter supporter

Dave Meeker - early Carter supporter

John Vitullo - early Carter supporter

David Wilhelm - early Carter supporter

Ed Hinton

Pete O'Grady

Frank Valenta - Director, District 28, United Steelworkers

Eugene Grande - Vice Chair, Wayne County Democratic Party

Salvador Ramos - President, "Image" Ohio, Dayton

Sam Dimauro - Italian leader

Joe Shump - Montgomery County Democratic Chairman

Dennis Heffernan

James Harper - Administrative Assistant, Congressman Louis Stokes

William R. White - Administrative Assistant, Senator John Glenn

E. W. Mastrangelo - Chairman, Lake County Democratic Party

Earl Rieger - Administrative Assistant, Congresswoman Oakar

Sharon Austin - Chairperson, Ohio Women's Caucus

Hannah Margetich - Administrative Assistant, Congressman Luken

Bill Skow - Legislative Assistant, Congressman Ashley

Bette Welch - Administrative Assistant, Congressman Pease

James Hart Administrative Assistant, Congressman Applegate

Steven Dimoff - Legislative Assistant, Congressman Carney

Joseph E. Kaselak - Executive Secretary, Congressman Vanik

Bob Kitchel - Administrative Assistant, Congressman Mottl
Rick Sloan - Senator Metzenbaum's office
John A. Wiethe
Louise Bush
Steve Kovacik
Tom A. Shipka
Harry Lehman
Buck Williamson
Earl Erwin
Ed Fire
Bill Sheehan
Helen Rankin
Dorothy Ryan
John S. Pestotnik

John Gilligan - Director of AID
Ambassador Marvin Warner - U. S. Ambassador to Switzerland

Ladimer Anthony
George Forbes - City Council President, Cleveland
Tim Hagen - Cuyahoga County Democratic Party Chairman
David Leland - Baumann Campaign Coordinator

THE WHITE HOUSE
WASHINGTON

Phil has

seen

THE WHITE HOUSE
WASHINGTON

Wednesday - October 18, 1978
5:00 P.M.

MR. PRESIDENT

HAMILTON, STU, AND CHARLIE SCHULTZE
WOULD LIKE TO MEET WITH YOU AT
9:30 A.M. TOMORROW, THURSDAY,
FOR FIFTEEN MINUTES.

APPROVE

DISAPPROVE

PHIL

ISRAEL TO MAKE PEACE TREATY CONDITIONAL ON U.S. AID AGREEMENT

TA201130Y TEL AVIV DAVAR IN HEBREW 20 OCT 78 PP 1, 2 TA

(BY YOSEF PERI'EL)

(TEXT) ISRAEL WILL MAKE ITS SIGNING THE PEACE TREATY WITH EGYPT DEPENDENT ON OBTAINING AN AGREEMENT FROM THE UNITED STATES ON THE ISSUE OF THE LATTER'S COMMITMENT TO FINANCE THE EXECUTION OF THE TREATY--THIS TREND IS BEING CRYSTALLIZED AMONG SENIOR MINISTERS PRIOR TO THIS MORNING'S CABINET SESSION.

THE MINISTERS TOLD THE DAVAR CORRESPONDENT THAT THIS IS THE LESSON WE MUST LEARN FROM THE ABSENCE OF A WRITTEN COMMITMENT BY THE UNITED STATES ON FINANCING THE TREATY AND THE ESTABLISHMENT OF NEW AIRFIELDS IN THE WAKE OF THE CAMP DAVID AGREEMENTS.

FINANCE MINISTER SIMHA EHLICH TOLD THE DAVAR CORRESPONDENT LAST NIGHT THAT ISRAEL HAS NOT YET DETERMINED THE AMOUNT OF AID NEEDED FOR THE IMPLEMENTATION OF THE PEACE TREATY WITH EGYPT, BUT IN HIS ESTIMATION ITS IMPLEMENTATION WILL COST AT LEAST 4 BILLION DOLLARS. THE ISSUE OF AID IS NOT UNDER POLITICAL NEGOTIATION AND THE TIME HAS NOT YET COME TO GO INTO ITS FINANCIAL DETAILS. NEXT WEEK A PENTAGON DELEGATION WILL ARRIVE IN ISRAEL TO ESTIMATE WHAT IT WILL COST ISRAEL TO ESTABLISH NEW AIRFIELDS AND TO REDEPLOY THE IDF LINES IN THE SOUTH. AFTER THE CONCLUSIONS ARE FORMULATED, ISRAEL WILL HOLD CONTACTS WITH THE U.S. ADMINISTRATION ON THE SCOPE OF THE AID AND ITS SHARE OVER THE NEXT 3 YEARS.

FINANCE MINISTER SIMHA EHLICH DOES NOT INTEND TO GO TO WASHINGTON AT THIS STAGE, BUT IT APPEARS THAT NEXT WEEK THE DIRECTOR GENERAL OF THE MINISTRY OF FINANCE, AMIRAN SIVAN, WILL BE GOING THERE.

THE MOST SENIOR ECONOMIC CIRCLES IN JERUSALEM YESTERDAY CRITICIZED THE CABINET'S RUSH IN THE NEGOTIATIONS WITH EGYPT AND ITS LACK OF SUFFICIENT PREPARATION ON SENSITIVE AND IMPORTANT ISSUES. NO DEFINITE POSITION HAS YET BEEN DETERMINED ON THE ISSUE OF OIL, OR ON DETAILING THE ISRAELI ASSETS AND THEIR VALUE (THESE ASSETS ARE EVALUATED AT MORE THAN 50 BILLION ISRAELI POUNDS). NOR HAVE THERE BEEN ANY EVALUATIONS CONNECTED WITH THE SPHERES OF AVIATION, TOURISM AND THE ECONOMY. THESE ECONOMIC CIRCLES EXPRESS DOUBT THAT IT WILL BE POSSIBLE TO OBTAIN IN THE FUTURE WHAT IS NOT INCLUDED IN THE AGREEMENT NOW. THEREFORE AN ECONOMIC DECLARATION OF INTENTIONS SHOULD BE INCLUDED IN THE PEACE TREATY.

THE WHITE HOUSE
WASHINGTON

10/19/78

Tim Kraft
Jim Gammill

The attached was returned in the
President's outbox today and is
forwarded to you for appropriate
handling.

Rick Hutcheson

MENTAL RETARDATION

THE WHITE HOUSE
WASHINGTON

October 18, 1978

C

MEMORANDUM FOR THE PRESIDENT

FROM:

TIM KRAFT *TK*
JIM GAMMILL *Jim G*

SUBJECT:

President's Committee on Mental Retardation

Several weeks ago you approved a list of candidates for appointment to the President's Committee on Mental Retardation. One of those candidates, Dr. Fred Girardeau, died a few days ago.

We now recommend that you appoint Ruth Diggs, Professor of Education and Head of the Department of Special Education at Norfolk State College in Virginia. She was suggested by Secretary Califano and has been approved by Mrs. Carter. She did some volunteer work with the Mental Health Commission.

RECOMMENDATION:

Appoint Ruth W. Diggs as a member of the President's Committee on Mental Retardation.

approve

disapprove

VITA

Ruth W. Diggs
Professor of Education *retired as faculty head*
Norfolk State College
Department of Special Education

Phone: (804) 623-8681 or 8714

Home: (804) 855-1820 (Birth Place: Elm City,
6336 Glenoak Drive

DEGREE STATUS: Norfolk, Virginia 23513

B.S., Virginia State College - Major: Home Economics
Education (Emphasis on Child Development and
Family Relationships), Minor: Elementary Education
(Certified)

M.S., Virginia State College - Major: Home Economics
Education and Music Education

M.Ed., University of Virginia - Major: Mental Retardation
and Minor: Crippling Conditions

Ed.D., University of Virginia - Major: Education of
Exceptional Children, Minor: Educational Psychology

Further Study: Workshops with H. Goldstein at Yeshiva
University (Innovative Techniques in Teaching
Handicapped Children); with Herbert Rusalem at
Columbia University (Research and Statistics in
Assessing the Handicapped); with Armstrong and
Barck of EPIC (Educational Planning for Innovative
Curriculum); and with Dr. Ruth Harrell who holds
the APA and Virginia State Psychological Certifi-
cation (Diagnostic Procedures for Exceptional
Children).

PROFESSIONAL EXPERIENCES:

Three years: Practicum teacher, disadvantaged preschool
children, Child Development Program, Nursery
School Virginia State College, 1937-1940.

14 years: Teacher of home economics and adult education,
Greenville County Training School and Wyatt
High School at Emporia, Virginia, 1946-1958.

Eight years: Teacher of public school music, Greenville
County Training School, 1946-1954 (two 50-
minute periods daily).

Five years: Elementary school teacher, Adams Grove
Elementary School, Southampton County,
Virginia, 1941-1946.

- Three years: Principal, and teacher at Petersburg Training School with educable and trainable mental retardates, State Department of Mental Hygiene and Hospitals, 1960-1963.
- 1965-present Head, Department of Special Education, Norfolk State College
- 1966-present Director, Early Childhood Education Demonstration Project at Norfolk State College
- 1969-1972 Director of Education Professional Development Act Project, Federally funded program designed to Enhance the Skills of Regular Class Teachers in Handling the Special Needs of Children in the Classroom, Norfolk State College.
- 1970-present Project Director, Early Childhood Education Assistance Act Project, Norfolk State College. Federally funded by the Bureau of Education 1970 - 1975.

PUBLICATIONS:

"A Study of the Levels of Musical Aptitude and Musical Achievement Among Institutionalized and Non-Institutionalized Educable Mentally Retarded Children," published doctoral dissertation, University of Virginia, 1966, Library of Congress No. A848268.

"The Expansion of the Educational Program at Petersburg Training School," unpublished directed doctoral field project, University of Virginia, 1963.

Kibbe, Milton H. and Diggs, Ruth W. "Inservice Education Program for Teachers of Petersburg Training School," Mental Health in Virginia, Vol XIII, No. 1, September, 1962.

(Ed.) "A Guide to Planning a Program of Special Education for the Mentally Retarded at Petersburg Training School," Mental Health in Virginia, Vol. XIII, No. 1, September, 1963.

Presently writing for publication with copyrights applied for:

Musical Experiences in Programming for Young Multi-Handicapped Children; and Procedures in Reeducation of Regular Class Teachers: Focus on Disadvantaged Handicapped Child-- Grade K-4. Participating in field testing of curriculum materials designed by the departmental staff.

Adult Education- "Realistic Programs for Parents of Disadvantaged Handicapped Children"

Norfolk State College Demonstration Class Project
1966-1970: "Where Are the Handicapped Kiddies Now? What Are They Doing?" (A follow-up report)

MEMBERSHIPS

National Association for Retarded Citizens
International Council for Exceptional Children
Future Homemakers of America (Honorary membership)
Kappa Delta Pi Honor Society
National Sorority of Phi Delta Kappa (Teachers' Sorority)
Sigma Gamma Rho Sorority (A National Service Organization)

APPOINTMENTS - PAST AND PRESENT

Governor's Comprehensive Health Planning Council
Governor's Mental Retardation Planning Council
Member, Educational Board, Tidewater Rehabilitation Institute
Member, Advisory Board, Title VI Committee, State Department of Education
Member, Professional Advisory Board of the Virginia Advisory Legislative Committee
Consultant, Petersburg Training School for Educable and Trainable Retardates
Member, CEC Committee on Minority Group Affairs; past secretary, Virginia Federation of CEC; past treasurer, Virginia Federation of CEC; past vice-president, Special Education Department of CEC
Member, Special Education Leadership Training Institute Resource Panel, Bureau of Educational Personnel Development
Member, Honorary Board, Kidney Foundation
Member, CEC Foundation - Chapter membership
Member, Appeals Board, Chesapeake City Schools
Member, Appeals Board, Portsmouth City Schools
Consultant - Special Education - Nansemond and Suffolk City School Merger Study
Member, Minority Affairs Coalition
Member, Educational Advisory Board, Norfolk City Schools
Member, Board of Directors, Tidewater Rehabilitation Institute
Member, Task Force President's Committee on Mental Retardation

TRAVEL:

1971 - England, Scotland, and Wales to study the infant school and open classroom concepts in these countries.

1972 - Glasgow, Oban, Edinburgh Scotland, Oxford,
England and France

1973 - Oxford, England - Attended professional conference
on Education of Disadvantaged Handicapped
Children, Youth and Adults.

1976 - Russia - Leningrad, Moscow, Kiev, Estonia, Pushkin
and Pavlov

CONSULTANCIES

1965-present Has provided more than two hundred consultancies
to institutions, public school systems, community
groups and institutions of higher education.

MARITAL STATUS

Married to Dr. Kermit H. Diggs; mother of two sons,
Kermit H. Diggs, Jr., a teacher, and Charles A. Diggs, M.D.

Nominated by Vice-President for Academic Affairs of Norfolk State
College and elected as an Outstanding Educator of America for 1975
in recognition of contributions to the advancement of higher
education and service to community

March 1979

THE WHITE HOUSE

WASHINGTON

October 19, 1978

①

MEMORANDUM TO THE PRESIDENT

FROM: FRANK MOORE
BOB THOMSON *Bob*

SUBJECT: INOUE MEETING - AQUACULTURE VETO

You meet with Senator Inouye at 9:00 a.m. this morning. The Senator was the chief Senate sponsor of the aquaculture bill that you vetoed yesterday. Bob Thomson notified him of your decision last night.

The Senator thinks there is a future for the aquaculture industry in his state. Consequently, he was stung more than usual by your action.

He will claim Congress was not put on notice about the Administration's objections to the bill. In fact, testifying agencies did testify and submit material in opposition to the bill as it was being considered in Committee. It is true that the Domestic Policy staff and our staff were not active in opposing the bill in either the House or Senate.

We recommend you deal with the Senator in two ways:

First, emphasize that you agree with the importance of aquaculture and recognize the great contribution it can make to our economy. Stress that Stu's staff and Congressional Liaison will begin working within the next two weeks with the Senator and his colleagues to fashion an acceptable compromise.

Second, explain that this was a particularly tough decision for you since the Senator has been with us on all major votes since you became President. Most recently, he offered the amendment which repealed the "high-one" method of computing retirement benefits for Foreign Service officers. You should be sure to thank him for that. >>

Another copy of the enrolled bill memo is attached so that you may review objections to the bill.

THE WHITE HOUSE LAST DAY FOR ACTION
WASHINGTON Wednesday, October 18

10/17/78

MEMORANDUM FOR

THE PRESIDENT

FROM

STU EIZENSTAT *Stu*
KATHY FLETCHER

SUBJECT:

Enrolled Bill H. R. 9370 --
National Aquaculture Policy
Act of 1978

You must decide by Wednesday, October 18, 1978, whether to sign or veto this bill.

THE BILL

This bill establishes a new plan and program for aquaculture (production for food of aquatic species in controlled environment) in the United States. It is designed to accelerate the development of an aquaculture industry to provide food and jobs and to reduce fish imports.

The bill would:

- Establish a National Aquaculture Council consisting of the Secretaries of Agriculture, Commerce and Interior. The Council would be responsible for developing a National Aquaculture Development Plan within 18 months of the creation of the Council.
- Establish an Interagency Aquaculture Coordinating Committee composed of the three agencies on the Council, plus Energy, EPA, the Corps of Engineers, FDA, SBA and the Farm Credit Administration.
- Authorize a grant and contract program to allow the Secretaries of Commerce, Interior and Agriculture to pay up to half the costs of any activities under the National Aquaculture Plan they develop.

- Authorize a matching grant program to pay for up to half the cost of other demonstration projects related to advancing aquaculture.
- Establish a guaranteed loan program authorizing the Secretaries of Agriculture and Commerce to guarantee up to 90% of principal and interest on loans made by private institutions to finance aquaculture activities. The total amount guaranteed by both agencies could not exceed \$300 million at any one time.
- Authorize an insurance program for aquaculture producers through FY 1982, limited to \$125 million in coverage at any one time. Implementation of this program would be preceded by a study by the three-agency Council to determine whether and how it should function.
- Establish a Federal Aquaculture Assistance Fund to support the loan guarantee and insurance programs, commencing in FY 1980 and supported by appropriations of such sums as are necessary.
- Authorize appropriations of \$12 million in FY 1980, \$22 million in FY81 and \$32 million in FY82 to support activities other than the loan and insurance programs, to be allocated among the Commerce, Agriculture and Interior Departments. Not less than one-third of these funds would be earmarked for contracts and grants programs.

The Administration opposed an earlier version of the legislation. A few of the Administration's concerns are corrected in this bill (deletion of a disaster relief provision and reductions in authorizations), but fundamental objections to the bill persist.

VOTES IN CONGRESS

House: 234-130
Senate: Voice vote

ARGUMENTS FOR SIGNATURE

- Additional interagency coordination is needed for aquaculture activities and this bill provides mechanisms to improve the situation.
- It may be possible to avoid implementing the insurance program, since only the study is mandated in the bill.
- The loan guarantee program would be subject to annual appropriations.
- Some of the Administration's concerns were addressed during Congressional consideration.
- There is substantial Congressional support for the bill.

ARGUMENTS FOR VETO

- This legislation attempts to replicate for aquaculture the type of subsidy system existing for agriculture.
- The need for this broad a program is questionable; a more specifically-directed research and development effort would be more appropriate at this stage.
- It is unlikely that aquaculture would ever break away from Federal support programs once these programs are created.

AGENCY AND STAFF RECOMMENDATIONS

OMB and EPA recommend a veto of this bill. Agriculture, Commerce and Interior recommend approval. Energy, HEW, Defense, SBA and the Farm Credit Administration have no objection; Labor defers to other agencies and Treasury and OSTP have no recommendation. We and Frank Moore's staff join EPA and OMB in recommending a veto because we do not believe that the coordination and assistance programs contained in H.R. 9370 are needed at this time. A recommended memorandum of disapproval (the veto form used after Congress adjourns sine die) is attached.

This memorandum of disapproval indicates the Administration's support for aquaculture and our willingness to review the need for new programs jointly with the Congress next year. Frank's staff feels that this somewhat "softer" message is advisable since the bill has widespread support within the Congress, and the Administration supports many of the basic goals of the program.

DECISION

_____ Approve H.R. 9370

_____ Disapprove H.R. 9370

_____ Issue Memorandum of Disapproval

_____ Do not issue Memorandum of Disapproval

United States Senate

ROOM 442, RUSSELL SENATE BUILDING
WASHINGTON, D.C. 20510
(202) 224-3934

October 14, 1978

MEMORANDUM

TO: President Carter
FROM: Senator Inouye
RE: H.R. 9518, An Act to strengthen the provisions of the Shipping Act, 1916, prohibiting rebating practices in the United States foreign trades.

For: Your information

THE PROBLEM

Illegal rebating in the U.S. ocean liner trades has for many years been a widespread practice which now amounts to over \$100 million annually, and threatens the viability of the liner segment of the U.S. merchant fleet.

Existing law has proven ineffective to correct the situation, chiefly because the foreign-flag carriers in our trades refuse to produce relevant documents located outside the U.S. pursuant to FMC requests in its rebating investigations.

As a consequence, what enforcement the FMC does is against the U.S.-flags, and the law is applied in a discriminatory fashion to their detriment.

H.R. 9518

H.R. 9518 which passed the House 390 to 1, and unanimously passed the Senate would deal with these problems by, among other things:

- * Giving the FMC additional authority to require all carriers in out liner trades, forwarders, shippers, etc. to attest to company policies and efforts to combat rebating, and to require other information necessary for the FMC to carry out the provisions of the Act.
- * Giving discretionary authority for the FMC to suspend tariffs up to 12 months for rebating.
- * Authorizing the FMC, after consultation with the Secretary of State, to suspend any and all tariffs of a carrier who fails to produce requested documents in an FMC adjudicatory investigation into rebating. The President, however, has a veto power over whether or not a carrier's tariffs will be suspended.
- * A prohibition against the use of the conspiracy statutes to make past, present and future rebating a criminal offense. This is done to make the law consistent with what Congress did when it changed rebating from a criminal offense to a civil offense.