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THE WHITE HOUSE
WASHINGTON

February 23, 1976

ADMINISTRATIVELY CONFIDENTIAL

MEMORANDUM FOR:

JAMES T. LYNN

FROM:

JAMES E. CONNOR *JEC*

SUBJECT:

National Governors' Conference
Interest in the Enrolled Bill Process

The President reviewed your memorandum of February 20 on the above subject and made the following comment:

"Consult when reasonable."

Please follow-up with appropriate action.

cc: Dick Cheney

THE PRESIDENT HAS SEEN....

THE WHITE HOUSE
WASHINGTON

*Consult when
reasonable*

February 21, 1976

MR PRESIDENT:

National Governors' Conference Interest
in the Enrolled Bill Process

The attached memorandum from Jim Lynn on the above subject was staffed this morning. The following comments were received:

Jim Cannon:

I strongly support the two main points:

1. That McConahey work with Farber of the Governor's Conference, and with appropriate senior members of other public interest groups, to continue the practice of having the Governor's Conference staff give their views informally on selected enrolled bills.
2. I think it is an excellent plan for Farber or other principal public interest group representatives to give us their views on any enrolled bill.

Jack Marsh:

Does not concur in any agreement whereby we first obtain Governor's input.

Max Friedersdorf:

See comments TAB A.

Phil Buchen:

See comments TAB B.

Rogers Morton (Roy Hughes) : Concurs with OMB.

Jim Connor



EXECUTIVE OFFICE OF THE PRESIDENT

OFFICE OF MANAGEMENT AND BUDGET

WASHINGTON, D.C. 20503

FEB 20 1976

INFORMATION

MEMORANDUM FOR: THE PRESIDENT
FROM: James T. Lynn *Ohern*
SUBJECT: National Governors' Conference
Interest in the Enrolled Bill
Process

BACKGROUND

At the December 18, 1975, meeting between the Governors and the Cabinet, Governor Arch Moore suggested that the staff of the Governors' Conference provide to OMB evaluations of the impact that enrolled bills might have on the States, for your subsequent consideration when acting on the bills. Governor Salmon in a December 29 letter to me reiterated that idea and suggested a meeting between OMB and Conference staff.

STEPS TAKEN

My senior staff for intergovernmental relations and legislative reference met on January 28 with Steve Farber, the Executive Director of the Governors' Conference, and his deputy to discuss a number of ways to strengthen relationships.

The following major points came out of the discussion on enrolled bills:

1. The Governors' Conference staff had for some time given views informally on selected enrolled bills of interest to the Governors to Jim Falk of the Domestic Council to be included in the Council's memorandums to you. (The Governors were probably not fully aware of the extent of this activity.)

2. Farber agreed with our suggestion that he contact Steve McConahey so that that kind of relationship could be continued.

3. In addition, Farber accepted our invitation to give us views or evaluations, either orally or in writing, on any enrolled bill that he wishes. We will, of course, include such contributions in our memorandums to you.

THE WHITE HOUSE

WASHINGTON

February 21, 1976

MEMORANDUM FOR THE STAFF SECRETARY

FROM: MAX L. FRIEDERSDORF *M.L.F.*

SUBJECT: James Lynn's memo 2/20/76 re: National Governors
Conference Interest in the Enrolled Bill Process

I am concerned about setting up a formal arrangement with the Governor's Conference staff, and would prefer to see an informal relationship that would provide the President with attitudes of the various Governors.

My concern is the interpretation and possible objection by Congress if such an arrangement was highlighted and formalized.

Solicitation of the Governors' views through the normal enrolled bill process vis-a-vis the Domestic Council is perfectly in order, but a formal commitment for regular staff meetings could lead to similar demands by the Mayors, the Association of Counties and any legitimate outside group representing units of local or State government.

I think we should emphasize the relationship that already exists and observe that the Governors as individuals, or collectively through their conference, are always welcome to present their views on any legislation.

THE WHITE HOUSE

WASHINGTON

February 21, 1976

MEMORANDUM FOR:

JIM CONNOR

FROM:

PHIL BUCHEN 

SUBJECT:

James Lynn's memo 2/20/76
re National Governors Conference
Interest in the Enrolled Bill Process

I would somewhat modify point 3 on page two by changing the last sentence to read as follows:

"We will, of course, take into account such contributions in our memoranda to you."

I think it inappropriate for any branch of the Executive office to commit itself to include views expressed by any particular interest group, whether it be Governors, county officials, city officials or private interest groups.

STAFFING

Jim -

Late on Friday OMB sent over the attached information piece -- I showed it to Bob Linder --- OMB later called and said it had to go forward to the President so he could have a chance to read it before the Governors Meeting on Monday.

I got it back from Bob Linder and sent it in.

Mr. Marsh brought it out from the President with the request that the following get back to OMB -

"The President is reluctant to establish a procedure on legislation of this type where, prior to his action, he agrees to get input of the Governor's Conference. Informal arrangements whereby they make input does not give him any difficult but concerned about formal arrangements. He felt OMB should staff further."

I told Mr. Marsh that we would do the staffing.

For this reason, I did not formally send the comments back to Lynn -- thought I should wait until the staffing was done -- and final comment was made by the President.

I did attempt to pass this on to Jim Jura or Jim Lynn but at this writing not able to reach them.

Staffing completed -- see attached -- and entire package returned to Dick Cheney for the President at 2:10 P.M. on 2/21/76.

Trudy Fry

February 21, 1976

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THE WHITE HOUSE

ACTION MEMORANDUM

WASHINGTON

LOG NO.:

Date: February 21, 1976

Time:

FOR ACTION:

cc (for information):

Phil Buchen

Jim Cannon

✓ Rogers Morton

✓ Max Friedersdorf

FROM THE STAFF SECRETARY

DUE: Date: IMMEDIATE ATTENTION

Time:

SUBJECT:

James Lynn's memo 2/20/76 re
National Governors Conference
Interest in the Enrolled Bill Process

ACTION REQUESTED:

___ For Necessary Action

___ For Your Recommendations

___ Prepare Agenda and Brief

___ Draft Reply

X For Your Comments

___ Draft Remarks

REMARKS:

The attached information piece was forwarded to the President and he requested that your comments be solicited prior to the Governors Conference on Monday, February 23.

*Friedersdorf - see comments
Morton - concurs*

PLEASE ATTACH THIS COPY TO MATERIAL SUBMITTED.

If you have any questions or if you anticipate a delay in submitting the required material, please telephone the Staff Secretary immediately.

James E. Connor
For the President

THE WHITE HOUSE
WASHINGTON

2/20/76

TO: JIM CONNOR

For the President's FYI file.

A copy has also been sent to

Jim Cavanaugh.


Robert D. Linder

Date: February 21, 1976

Time:

FOR ACTION:

cc (for information):

Phil Buchen

Jim Cannon

Rogers Morton

Max Friedersdorf

FROM THE STAFF SECRETARY

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Time:

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CANNON COMMENTS:

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For the President