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APPROVED
MAR 21 1975

ACTION

THE WHITE HOUSE
WASHINGTON

Last Day: March 22

March 19, 1975

*For 2008 3/21/75
To 405-41175 3/21/75*

MEMORANDUM FOR THE PRESIDENT
FROM: JIM CANNON *Jmc*
SUBJECT: Enrolled Resolution S.J. Res. 48
To Amend the Defense Production Act

Attached for your consideration is S.J. Res. 48 sponsored by Senator Mansfield and Senator Scott which amends the Defense Production Act to:

- Extend the authorization for the National Commission on Supplies and Shortages from June 30, 1975 to December 31, 1975;
- Extend the deadline for the Commission's initial report to the President and the Congress from March 1, 1975 to June 30, 1975; and
- Extend the time for making further reports and recommendations from June 30, 1975 to December 31, 1975.

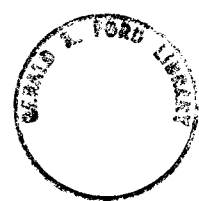
No new funds would be authorized nor will the bill necessitate that any be requested.

Additional information is provided in OMB's enrolled bill report. (Tab A)

OMB, Max Friedersdorf, NSC and the Counsel's office recommend approval of the resolution.

RECOMMENDATION

That you sign S.J. Res. 48 at Tab B.



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

MAR 18 1975

MEMORANDUM FOR THE PRESIDENT

Subject: Enrolled Resolution S.J. Res. 48 - To amend the
Defense Production Act
Sponsors - Sen. Mansfield (D) Montana and
Sen. Scott (R) Pennsylvania

Last Day for Action

March 22, 1975 - Saturday

Purpose

Amends the Defense Production Act to extend the time during which the recently created National Commission on Supplies and Shortages may carry out its functions.

Agency Recommendations

Office of Management and Budget

Approval

General Services Administration

No objection (informally)

Department of Defense

No objection (informally)

Department of the Treasury

No objection (informally)

Department of Commerce

No objection (informally)

Council on International Economic
Policy

No objection (informally)

Department of the Interior

No objection (informally)

Federal Energy Administration

No objection (informally)

Department of Agriculture

Defers to other agencies

Discussion

The Defense Production Act (DPA) was originally enacted in 1950 at the beginning of the Korean War to provide authority for the Federal Government to take the necessary steps to assure production capacity essential to the war effort. It has been extended from time to time. It was last extended until June 30, 1975 by Public Law 93-426 of September 30, 1974.



P.L. 93-426 also amended the Act to establish a National Commission on Supplies and Shortages. The bill stated that this Commission would:

"...facilitate more effective and informed responses to resource and commodity shortages and...report to the President and the Congress on needed institutional adjustments for examining and predicting shortages and on the existence or possibility of shortages with respect to essential resources and commodities."


The Commission was required to report by March 1, 1975 with specific recommendations to the President and the Congress on the need for institutional adjustments to avoid supply shortages. It was authorized to make further reports and recommendations as it deemed appropriate until June 30, 1975, when its substantive authority would expire.

While not explicitly stated in the legislation, the Commission was not intended to be a permanent organization. Funds were authorized only for fiscal year 1975.

In addition to the unrealistically early reporting deadlines fixed in the authorizing legislation, problems have developed with nominating Commission members who are not subject to conflicts of interest and in obtaining top secret clearances for them. As of the present date this organization has not yet become operational.

The enrolled bill would extend the Commission's authorization from June 30, 1975 to December 31, 1975, and would extend the deadline for the required initial report to June 30, 1975. Other reports could be filed until December 31, 1975. No new funds would be authorized nor will the bill necessitate that any be requested.

We seriously doubt that the Commission can be organized and complete its work within the new deadlines. However, S.J.Res. 48 will at least provide an opportunity to get the Commission under way within a somewhat improved time framework.


James F. C. Hyde, Jr.
Acting Assistant Director
for Legislative Reference



Enclosures

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

MAR 18 1975

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Office of Management and Budget

Approval

General Services Administration
Department of Defense
Department of the Treasury
Department of Commerce
Council on International Economic
Policy
Department of the Interior
Federal Energy Administration
Department of Agriculture

No objection (informally)
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No objection (informally)
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Discussion

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**EXECUTIVE OFFICE OF THE PRESIDENT
OFFICE OF MANAGEMENT AND BUDGET**

DATE: 3-27-75

TO: Bob Linder

FROM: Jim Hyde

Attached are the GSA and DOD views letters on S.J.Res. 48. Please have included in the enrolled bill file.

UNITED STATES OF AMERICA
GENERAL SERVICES ADMINISTRATION
WASHINGTON, DC 20405



MAR 17 1975

Honorable James T. Lynn
Director, Office of
Management and Budget
Washington, DC 20503

Dear Mr. Lynn:

By referral dated March 12, 1975, from the Acting Assistant Director for Legislative Reference, your office requested the views of the General Services Administration on enrolled bill S. J. Res. 48 "To amend the Defense Production Act of 1950, as amended, and for other purposes."

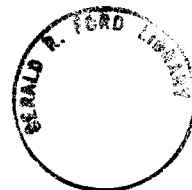
This resolution extends the statutory life of the National Commission on Supplies and Shortages from June 30, 1975 to December 31, 1975. The Commission is required to submit its first report to Congress by June 30, 1975.

GSA has no objection to Presidential approval of the enrolled bill.

Sincerely,

A large, stylized handwritten signature in black ink, which appears to read "Sampson".

ARTHUR F. SAMPSON
ADMINISTRATOR





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

13 March 1975

Honorable James T. Lynn
Director, Office of Management
and Budget
Washington, D. C. 20503


Dear Mr. Lynn:

Reference is made to your request for the views of the Department of Defense on the enrolled enactment of S. J. Res. 48, 94th Congress, "To amend the Defense Production Act of 1950, as amended, and for other purposes."

S. J. Res. 48, deals only with the National Commission of Supplies and Shortages which was established pursuant to Sec. 720 of the Defense Production Act, P. L. 93-426, September 30, 1974. This resolution extends the date for a preliminary report from 1 March 1975 to 30 June 1975 and extends the date of the final report and the availability of appropriations for the Commission from 30 June 1975 to 31 December 1975. S. J. Res. 48 does not affect the other parts of the Defense Production Act.

The Department of Defense perceives no reason why the resolution should not be approved.

Sincerely,


Martin R. Hoffmann

THE WHITE HOUSE

ACTION MEMORANDUM

WASHINGTON

LOG NO.:

Date: March 18, 1975

Time: 4:00 p.m.

FOR ACTION: NSC/S *u*
Max Friedersdorf *u*
Ken Lazarus *u*

cc (for information): Warren Hendriks
Jim Cavanaugh
Jack Marsh

FROM THE STAFF SECRETARY

DUE: Date: Wednesday, March 19

Time: 3:00 p.m.

SUBJECT:

S.J. Res. 28 - To amend the Defense Production Act

ACTION REQUESTED:

- | | |
|---|---|
| <input type="checkbox"/> For Necessary Action | <input type="checkbox"/> For Your Recommendations |
| <input type="checkbox"/> Prepare Agenda and Brief | <input type="checkbox"/> Draft Reply |
| <input checked="" type="checkbox"/> For Your Comments | <input type="checkbox"/> Draft Remarks |

REMARKS:

Please return to Judy Johnston, Ground Floor West Wing



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.

K. R. COLE, JR.
For the President

THE WHITE HOUSE

WASHINGTON

March 19, 1975

MEMORANDUM FOR: WARREN HENDRIKS
FROM: MAX L. FRIEDERSDORF *MLF*
SUBJECT: Action Memorandum - Log No.
S.J. Res. 28 - To amend the
Defense Production Act

The Office of Legislative Affairs concurs with the Agencies that the subject resolution should be signed.

Attachments

THE WHITE HOUSE

ACTION MEMORANDUM

WASHINGTON

LOG NO.:

Date: March 18, 1975

Time: 4:00 p.m.

FOR ACTION: NSC/S
Max Friedersdorf
Ken Lazarus

cc (for information): Warren Hendriks
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DUE: Date: Wednesday, March 19

Time: 3:00 p.m.

SUBJECT:

S.J. Res. 28 - To amend the Defense Production Act

ACTION REQUESTED:

For Necessary Action

For Your Recommendations

Prepare Agenda and Brief

Draft Reply

For Your Comments

Draft Remarks

REMARKS:

Please return to Judy Johnston, Ground Floor West Wing

No objection.

Ken Lazarus

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.

Warren K. Hendriks
Jim Cavanaugh
Jack Marsh

Ninety-fourth Congress of the United States of America

AT THE FIRST SESSION

*Begun and held at the City of Washington on Tuesday, the fourteenth day of January,
one thousand nine hundred and seventy-five*

Joint Resolution

To amend the Defense Production Act of 1950, as amended, and for other purposes.

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That subsections (h), (i), and (l) of section 720 of the Defense Production Act of 1950, as amended, are amended to read as follows:

“(h) In the first sentence strike out ‘March 1, 1975’ and insert ‘June 30, 1975’. In the second sentence strike out ‘June 30, 1975’ and insert ‘December 31, 1975’.

“(i) (2) In the second sentence strike out ‘for the fiscal year ending June 30, 1975’ and insert ‘to remain available until December 31, 1975’.

“(l) Strike out ‘for the fiscal year ending June 30, 1975’ and insert ‘to remain available until December 31, 1975’.”

Speaker of the House of Representatives.

*Vice President of the United States and
President of the Senate.*

March 11, 1975

Dear Mr. Director:

The following bills were received at the White House on March 11th:

S.J. Res. 48

H.J. Res. 219

Please let the President have reports and recommendations as to the approval of these bills as soon as possible.

Sincerely,

Robert D. Linder
Chief Executive Clerk

The Honorable James T. Lynn
Director
Office of Management and Budget
Washington, D. C.