

The original documents are located in Box 14, folder “Legislation - Ford Vetoes” of the Ron Nessen Papers at the Gerald R. Ford Presidential Library.

Copyright Notice

The copyright law of the United States (Title 17, United States Code) governs the making of photocopies or other reproductions of copyrighted material. Ron Nessen donated to the United States of America his copyrights in all of his unpublished writings in National Archives collections. Works prepared by U.S. Government employees as part of their official duties are in the public domain. The copyrights to materials written by other individuals or organizations are presumed to remain with them. If you think any of the information displayed in the PDF is subject to a valid copyright claim, please contact the Gerald R. Ford Presidential Library.

RESPONSE TO CRITICISM OF THE USE OF THE VETO

- Q. Does your use of the veto amount to an attempt at minority rule? (Or any similar challenge to your use of the veto.)
- A. Several points about the veto power should be kept in mind.
- First, it is a constitutional power of the President, written into the Constitution for a clear purpose and with the expectation that there will be occasions when it ought to be used. We have separation of powers, but the veto power gives the President some role in the legislative process.
- Second, it is misleading to speak of using the veto to rule. It is not an absolute veto but a veto that can be overruled by the Congress.
- Third, the two main purposes of the veto, in my mind, are to require, first, that there be very thorough reconsideration of a controversial matter when the President and a majority of the Congress disagree; and, second, that there will be no new law unless a two-thirds majority of both Houses, widely representative of the entire nation, supports it.
- Finally, I think anyone is on weak ground who objects to the constitutional use of a constitutional power for constitutional purposes. This is not a question of majority or minority rule. It is a matter of constitutional rule, and I suppose it is safe to assume everyone supports the Constitution, in the Congress and throughout the nation.



SEPT. 9, 1975

FOR: RON NESSEN

FROM: BILL ROBERTS

RE: VETO INFORMATION AND BACKGROUND

Today's veto will be the President's 10th on legislation from the 94th Congress.

It will be his 37th veto since taking office.

One veto has been overridden by the 94th Congress: The veto of S.66 Amendments to the Public Health Service Act.

There were either 3 or 4 overrides in the 93rd Congress. The White House contends there were only three--that the veto of the Rehabilitation Act, H.R. 14225 October 29th, was a pocket veto and could not be overridden. Congress did vote to override Nov. 21, 1974.

The other overrides were on: H.R. 12471, the Freedom of Information Act Amendments (Vetoed Oct. 17th, overridden Nov. 21st)

H. R. 15301, the Railroad Retirement System financing bill (Vetoed October 12th, Overridden Oct. 16th)

H. R. 12628, Vietnam Veterans Readjustment Assistance Act of 1974 (Vetoed Nov. 23rd, Overridden Dec. 3, 1974).

Attached the full list of vetoes.

VETOES IN THE 94TH CONGRESS

<u>1975</u>	<u>Title</u>	<u>Bill No.</u>
1. March 4 (28)	Suspension of Oil Import Tariff Authority <u>Objection:</u> --Suspended the authority of the President under section 232 of Trade Expansion Act of 1962 to increase tariffs or take any other import adjustment action. (Total Vetoes - 28)	H.R.1767
2. May 1 (29)	Emergency Agricultural Act of 1975 <u>Objection:</u> --Would add \$1.8 billion to federal deficit. --Would get the federal government back into Agriculture. --Would damage our international market position. * House sustained veto on May 13.	H.R.4296
3. May 20 (30)	Surface Mining Control and Reclamation Act of 1975 <u>Objection:</u> --As many as 36,000 people could lose jobs. --Consumers would pay higher costs. --Coal production would be reduced (40-162 million tons) --Ambiguous, vague, and complex provisions. * House sustained veto on June 10	H.R.25
4. May 28 (31)	U.S. Travel Service Authority <u>Objection:</u> --Reinstitutes a domestic tourism program to encourage Americans to travel within the U.S. We feel this should remain the responsibility of the private sector (\$8 million). **President signed S.2003 on July 9, 1975, a similar bill, but deletes funds for domestic tourism activities.	H.R.5357
5. May 28 (32)	Emergency Employment Appropriation Act, 1975 <u>Objection:</u> --Authorizes \$3.3 billion above spending request. --The accelerative influences of this bill would come much too late to give impetus to this recovery, and would risk contributing to a new round of inflation. * House sustained veto on June 4. **Congress then passed the President's \$1.6 billion public service jobs program (H.J.Res.499 on 6/27) and \$413 million for summer youth (H.J.Res.492 on 6/16).	H.R.4481
6. June 24 (33)	Emergency Housing Act of 1975 <u>Objection:</u> --Provide federal subsidies to a small number of families at a cost to all taxpayers. --Duplicated authority already on the books. --Cost: \$1 billion in FY'76 * House sustained veto on June 25. **Congress then passed the President's proposal, H.R.5399 on 7/2, which authorized an additional \$10 billion in mortgage purchase assistance & emergency mortgage relief.	H.R.4485

<u>1975</u>	<u>Title</u>	<u>Bill No.</u>
7. July 21 (34)	Petroleum Price Review Act <u>Objection:</u> --Would increase petroleum consumption, cut domestic production, increase reliance on insecure petroleum imports (350,000 barrels a day by 1977) and avoid the issue of phasing out unwieldy price controls.	H.R.4035
8. July 25 (35)	Education Division and Related Agencies Appropriation Act, 1976 <u>Objection:</u> --Cost: \$7.9 billion; \$1.5 billion over budget. --Impact Aid--\$414 over budget. --Higher Education--\$434 over budget.	H.R.5901
9. July 26 (36)	Amendments to the Public Health Service Act <u>Objection:</u> --Cost: Authorizes \$550 million above budget requests for each year--FY'76 and FY'77. --Unsound from a program standpoint. Proposes extension and expansion of Community Mental Health Centers projects; authorizes several new narrow categorical grant programs which duplicate existing authorities; extends registered nurse training authorities, when nurse shortage has disappeared. * Senate overrode on July 26 * House overrode on July 29	S.66

FORD VETOES IN 93RD CONGRESS

- | | | | |
|-----|---------------------|--|--------------|
| 1. | <u>1974</u>
8/12 | Upgrading of Deputy U.S. Marshals
--Upgrades nonsupervisory deputy U.S. Marshal positions by one, two and three grades. | H.R.5094 |
| 2. | 8/14 | Animal Health Research
--Authorizes and directs Secretary of Agriculture to provide up to \$47 million annually in categorical grants to State educational institutions for animal health research programs & facilities. | H.R.11873 |
| 3. | 9/30 | Directs the Secretary of the Interior to convey all --phosphate interests of the U.S. in approximately 40 acres in Polk Co., Florida to John & Martha Carter. | H.R.10626 |
| 4. | 10/12 | Railroad Retirement System
--Finance a long-standing deficit in the retirement system (<u>OVERRIDDEN 10/16/74</u>) | H.R.15301 |
| 5. | 10/12 | Amend the Atomic Energy Act
--Revise the method of providing public remuneration in the event of a nuclear incident, and other purposes. | H.R.15323 |
| 6. | 10/14 | Continuing Resolution
--Amends the Continuing Resolution to cut off military aid to Turkey. | H.J.Res.113 |
| 7. | 10/17 | Continuing Resolution (second veto) | H.J.Res.1163 |
| 8. | 10/17 | Amend public access to documents provisions of the --Administrative Procedures Act (Freedom of Info.)
(<u>OVERRIDDEN 11/21/74</u>) | H.R.12471 |
| 9. | 10/22 | Amends the National Wildlife Refuge System Adm. --Act of 1966 | H.R.11541 |
| 10. | 10/29 | Farm Labor Contractor Registration Act Amendments | H.R.11342 |
| 11. | 10/29 | Rehabilitation Act and Randolph-Sheppard Act Amend-
--ments of 1974 & W.H. Conference on Handicapped
Individuals Act (<u>OVERRIDDEN 11/21/74</u>) * | H.R.14225 |
| 12. | 10/29 | Relief of Mr. Nolan Sharp | H.R.7768 |
| 13. | 10/29 | Relief of Alvin V. Burt, Jr., Eileen Wallace
--Kennedy Pope, and David Douglas Kennedy | H.R.6624 |
| 14. | 11/23 | Vietnam Era Veterans' Readjustment Assistance
--Act of 1974 (<u>OVERRIDDEN 12/3/74</u>) | H.R.12628 |
| 15. | 11/26 | Duty Suspension on Certain Forms of Zinc | H.R.6191 |

*The Administration feels that this bill was pocket vetoed and therefore not subject to being overridden. An identical Voc-Rehab bill was passed and sent to the White House.

1974

1.	12/17	Willow Creek, Oregon, Water Resources Project	S.3537
17.	12/21	Health Revenue Sharing & Health Services Act of 74	H.R.14214
18.	12/21	Financing of TVA Pollution Control Expenses	H.R.11929
19.	12/30	Energy Transportation Security Act of 74	H.R.8193
20.	12/30	Surface Mining Control & Reclamation Act of 74	S.425
21.	12/31	Travel Expenses Amendments Act of 1974	S.3341

1975

22.	1/3	Milk Price Support Sponsor	S.4206
23.	1/3	Import Restrictions on Filberts	H.R.2933
24.	1/3	Agriculture Conservation Programs	S.3943
25.	1/3	Nurse Training Act of 1974	H.R.17085
26.	1/4	Maritime Authorization Sponsor (Dept. of Commerce)	H.R.13296
27.	1/4	Pres. G.R.Ford Federal Office Building	H.R.11897

<u>1975</u>	<u>Title</u>	<u>Bill No.</u>
12. Oct. 3 (39)	National School Lunch and Child Nutrition Act Amendments of 1975 Cost: \$2.9B-FY'76; \$3.7B in FY'77 <u>Objections:</u> --\$1.2 billion over FY'76 budget; \$1.7 billion over FY'77 budget. --Expands Federal subsidies to children from families which do not need subsidies. --Provides 12-1/4¢ subsidy for every child's lunch, regardless of family's income. --We believe block grants should be made to the States to provide them with greater flexibility. * House and Senate <u>overrode</u> on 10/7/75	H.R.4222
13. Nov. 29 (40)	Expand Executive Protective Service --Expands EPS size from 850 to 1200 <u>Objections:</u> --Requires Federal government to reimburse state and local governments for protective assistance, which is local responsibility; --Authorizes retroactive reimbursement to July 1, 1974, which, implicitly, gives preferential treat- ment to NYC for expenses during Arafat's Nov. 1974 visit. --Allows EPS officers to be deployed to other U.S. cities.	H.R.12
14. Dec. 17 (41)	Act to Make Changes in Certain Income Tax Pro- visions of the Internal Revenue Code of 1954 and for other Purposes <u>Objections:</u> --Requested \$28B tax cut, coupled with a \$28B spending cut (\$395B spending ceiling for FY'77) and this bill had no such spending ceiling. House sustained veto, 265-168, 12/18/75	H.R.5559
15. Dec. 19 (42)	Depts. of Labor and HEW Appropriations Act, 1976 <u>Objections:</u> --\$1 billion over spending authority requested; --Increase permanent Federal employment by 8,000 people.	H.R.8069
16. Dec. 31 (43)	To Amend the National Security Act of 1947 --includes the Secretary of Treasury as a member of National Security Council <u>Objections:</u> --unnecessary and undesirable; --President already has the authority to appoint, with the consent of the Senate, the Secretaries and Under Secretaries of the Executive Departments; --In addition, the President has invited from time to time, officers to participate in NSC meetings.	S.2359

1976

Title

Bill No.

17. Jan. 2
(44)

Common Situs Picketing Bill

H.R. 5900

Objections:

--this legislation could result in loss of jobs and work hours for the construction trades, higher costs for the public, and a further slowdown in the construction industry.

FORD VETOES IN 93RD CONGRESS

1. ~~1974~~
8/12 Upgrading of Deputy U.S. Marshals H.R. 5094
 --Upgrades nonsupervisory deputy U.S. Marshal
 positions by one, two and three grades.
2. 8/14 Animal Health Research H.R. 11873
 --Authorizes and directs Secretary of Agriculture
 to provide up to \$47 million annually in cate-
 gorical grants to State educational institutions
 for animal health research programs & facilities.
3. 9/30 Directs the Secretary of the Interior to convey all H.R. 10626
 --phosphate interests of the U.S. in approximately
 40 acres in Polk Co., Florida to John & Martha Carter.
4. 10/12 Railroad Retirement System H.R. 15301
 --Finance a long-standing deficit in the retirement
 system (OVERRIDDEN 10/16/74)
5. 10/12 Amend the Atomic Energy Act H.R. 15323
 --Revise the method of providing public remuneration
 in the event of a nuclear incident, and other purposes.
6. 10/14 Continuing Resolution H.J. Res. 113
 --Amends the Continuing Resolution to cut off military
 aid to Turkey.
7. 10/17 Continuing Resolution (second veto) H.J. Res. 1163
8. 10/17 Amend public access to documents provisions of the H.R. 12471
 --Administrative Procedures Act (Freedom of Info.)
 (OVERRIDDEN 11/21/74)
9. 10/22 Amends the National Wildlife Refuge System Adm. H.R. 11541
 --Act of 1966
10. 10/29 Farm Labor Contractor Registration Act Amendments H.R. 11342
11. 10/29 Rehabilitation Act and Randolph-Sheppard Act Amend-
 --ments of 1974 & W.H. Conference on Handicapped
 Individuals Act (OVERRIDDEN 11/21/74) * H.R. 14225
12. 10/29 Relief of Mr. Nolan Sharp H.R. 7768
13. 10/29 Relief of Alvin V. Burt, Jr., Eileen Wallace
 --Kennedy Pope, and David Douglas Kennedy H.R. 6624
14. 11/23 Vietnam Era Veterans' Readjustment Assistance
 --Act of 1974 (OVERRIDDEN 12/3/74) H.R. 12628
15. 11/26 Duty Suspension on Certain Forms of Zinc H.R. 6191

*The Administration feels that this bill was pocket vetoed and therefore not subject to being overridden. An identical Voc-Rehab bill was passed and sent to the White House.

<u>1975</u>	<u>Title</u>	<u>Bill No.</u>
7. July 21 (34)	Petroleum Price Review Act <u>Objection:</u> --Would increase petroleum consumption, cut domestic production, increase reliance on insecure petroleum imports (350,000 barrels a day by 1977) and avoid the issue of phasing out unwieldy price controls.	H.R.4035
8. July 25 (35)	Education Division and Related Agencies Appropriation Act, 1976 <u>Objection:</u> --Cost: \$7.9 billion; \$1.5 billion over budget. --Impact Aid--\$414 over budget. --Higher Education--\$434 over budget. * House overrode on 9/9/75; Senate overrode on 9/10/75	H.R.5901
9. July 26 (36)	Amendments to the Public Health Service Act <u>Objection:</u> --Cost: Authorizes \$550 million above budget requests for each year--FY'76 and FY'77. --Unsound from a program standpoint. Proposes extension and expansion of Community Mental Health Centers projects; authorizes several new narrow categorical grant programs which duplicate existing authorities; extends registered nurse training authorities, when nurse shortage has disappeared. * Senate overrode on July 26 * House overrode on July 29	S.66
10. Sept. 9 (37)	Extension of Emergency Petroleum Allocation Act <u>Objection:</u> --Would increase our dependence on imported oil. --Increases the export of jobs and dollars from our economy. --Jeopardized our future economic stability and national security. --Retards the conservation of energy. * Senate sustained veto on Sept. 10	S.1849

VETOES IN THE 94TH CONGRESS

<u>1975</u>	<u>Title</u>	<u>Bill No.</u>
1. March 4 (28)	Suspension of Oil Import Tariff Authority <u>Objection:</u> --Suspended the authority of the President under section 232 of Trade Expansion Act of 1962 to increase tariffs or take any other import adjustment action. (Total Vetoes - 28)	H.R.1767
2. May 1 (29)	Emergency Agricultural Act of 1975 <u>Objection:</u> --Would add \$1.8 billion to federal deficit. --Would get the federal government back into Agriculture. --Would damage our international market position. * House sustained veto on May 13.	H.R.4296
3. May 20 (30)	Surface Mining Control and Reclamation Act of 1975 <u>Objection:</u> --As many as 36,000 people could lose jobs. --Consumers would pay higher costs. --Coal production would be reduced (40-162 million tons) --Ambiguous, vague, and complex provisions. * House sustained veto on June 10	H.R.25
4. May 28 (31)	U.S. Travel Service Authority <u>Objection:</u> --Reinstitutes a domestic tourism program to encourage Americans to travel within the U.S. We feel this should remain the responsibility of the private sector (\$8 million). **President signed S.2003 on July 9, 1975, a similar bill, but deletes funds for domestic tourism activities.	H.R.5357
5. May 28 (32)	Emergency Employment Appropriation Act, 1975 <u>Objection:</u> --Authorizes \$3.3 billion above spending request. --The accelerative influences of this bill would come much too late to give impetus to this recovery, and would risk contributing to a new round of inflation. * House sustained veto on June 4. **Congress then passed the President's \$1.6 billion public service jobs program (H.J.Res.499 on 6/27) and \$413 million for summer youth (H.J.Res.492 on 6/16..	H.R.4481
6. June 24 (33)	Emergency Housing Act of 1975 <u>Objection:</u> --Provide federal subsidies to a small number of families at a cost to all taxpayers. --Duplicated authority already on the books. --Cost: \$1 billion in FY'76 * House sustained veto on June 25. **Congress then passed the President's proposal, H.R.5398 on 7/2, which authorized an additional \$10 billion in mortgage purchase assistance & emergency mortgage relief.	H.R.4481

FORD VETOES - 2 (93rd)

1974

16.	12/17	Willow Creek, Oregon, Water Resources Project	S.3537
17.	12/21	Health Revenue Sharing & Health Services Act of 74	H.R.14214
18.	12/21	Financing of TVA Pollution Control Expenses	H.R.11929
19.	12/30	Energy Transportation Security Act of 74	H.R.8193
20.	12/30	Surface Mining Control & Reclamation Act of 74	S.425
21.	12/31	Travel Expenses Amendments Act of 1974	S.3341

1975

22.	1/3	Milk Price Support Sponsor	S.4206
23.	1/3	Import Restrictions on Filberts	H.R.2933
24.	1/3	Agriculture Conservation Programs	S.3943
25.	1/3	Nurse Training Act of 1974	H.R.17085
26.	1/4	Maritime Authorization Sponsor (Dept. of Commerce)	H.R.13296
27.	1/4	Pres. G.R.Ford Federal Office Building	H.R.11897

<u>1975</u>	<u>Title</u>	<u>Bill No.</u>
7. July 21 (34)	Petroleum Price Review Act <u>Objection:</u> --Would increase petroleum consumption, cut domestic production, increase reliance on insecure petroleum imports (350,000 barrels a day by 1977) and avoid the issue of phasing out unwieldly price controls.	H.R.4035
8. July 25 (35)	Education Division and Related Agencies Appropriation Act, 1976 <u>Objection:</u> --Cost: \$7.9 billion; \$1.5 billion over budget. --Impact Aid--\$414 over budget. --Higher Education--\$434 over budget. * House overrode on 9/9/75; Senate overrode on 9/10/75	H.R.5901
9. July 26 (36)	Amendments to the Public Health Service Act <u>Objection:</u> --Cost: Authorizes \$550 million above budget requests for each year--FY'76 and FY'77. --Unsound from a program standpoint. Proposes extension and expansion of Community Mental Health Centers projects; authorizes several new narrow categorical grant programs which duplicate existing authorities; extends registered nurse training authorities, when nurse shortage has disappeared. * Senate overrode on July 26 * House overrode on July 29	S.66
10. Sept. 9 (37)	Extension of Emergency Petroleum Allocation Act <u>Objection:</u> --Would increase our dependence on imported oil. --Increases the export of jobs and dollars from our economy. --Jeopardized our future economic stability and national security. --Retards the conservation of energy. * Senate sustained veto on Sept. 10	S.1849

VETOES IN THE 94TH CONGRESS

<u>1975</u>	<u>Title</u>	<u>Bill No.</u>
1. March 4 (28)	Suspension of Oil Import Tariff Authority <u>Objection:</u> --Suspended the authority of the President under section 232 of Trade Expansion Act of 1962 to increase tariffs or take any other import adjustment action. (Total Vetoes - 28)	H.R.1767
2. May 1 (29)	Emergency Agricultural Act of 1975 <u>Objection:</u> --Would add \$1.8 billion to federal deficit. --Would get the federal government back into Agriculture. --Would damage our international market position. * House sustained veto on May 13.	H.R.4296
3. May 20 (30)	Surface Mining Control and Reclamation Act of 1975 <u>Objection:</u> --As many as 36,000 people could lose jobs. --Consumers would pay higher costs. --Coal production would be reduced (40-162 million tons) --Ambiguous, vague, and complex provisions. * House sustained veto on June 10	H.R.25
4. May 28 (31)	U.S. Travel Service Authority <u>Objection:</u> --Reinstitutes a domestic tourism program to encourage Americans to travel within the U.S. We feel this should remain the responsibility of the private sector (\$8 million). **President signed S.2003 on July 9, 1975, a similar bill, but deletes funds for domestic tourism activities.	H.R.5357
5. May 28 (32)	Emergency Employment Appropriation Act, 1975 <u>Objection:</u> --Authorizes \$3.3 billion above spending request. --The accelerative influences of this bill would come much too late to give impetus to this recovery, and would risk contributing to a new round of inflation. * House sustained veto on June 4. **Congress then passed the President's \$1.6 billion public service jobs program (H.J.Res.499 on 6/27) and \$413 million for summer youth (H.J.Res.492 on 6/16..	H.R.4481
6. June 24 (33)	Emergency Housing Act of 1975 <u>Objection:</u> --Provide federal subsidies to a small number of families at a cost to all taxpayers. --Duplicated authority already on the books. --Cost: \$1 billion in FY'76 * House sustained veto on June 25. **Congress then passed the President's proposal, H.R.5398 on 7/2, which authorized an additional \$10 billion in mortgage purchase assistance & emergency mortgage relief.	H.R.4481

1974

16.	12/17	Willow Creek, Oregon, Water Resources Project	S.3537
17.	12/21	Health Revenue Sharing & Health Services Act of 74	H.R.14214
18.	12/21	Financing of TVA Pollution Control Expenses	H.R.11929
19.	12/30	Energy Transportation Security Act of 74	H.R.8193
20.	12/30	Surface Mining Control & Reclamation Act of 74	S.425
21.	12/31	Travel Expenses Amendments Act of 1974	S.3341

22. 1975

22.	1/3	Milk Price Support Sponsor	S.4206
23.	1/3	Import Restrictions on Filberts	H.R.2933
24.	1/3	Agriculture Conservation Programs	S.3943
25.	1/3	Nurse Training Act of 1974	H.R.17085
26.	1/4	Maritime Authorization Sponsor (Dept. of Commerce)	H.R.13296
27.	1/4	Pres. G.R.Ford Federal Office Building	H.R.11897

FORD VETOES IN 93RD CONGRESS

- | | | | |
|-----|---------------------|--|----------------|
| 1. | <u>1974</u>
8/12 | Upgrading of Deputy U.S. Marshals
--Upgrades nonsupervisory deputy U.S. Marshal positions by one, two and three grades. | H.R. 5094 |
| 2. | 8/14 | Animal Health Research
--Authorizes and directs Secretary of Agriculture to provide up to \$47 million annually in categorical grants to State educational institutions for animal health research programs & facilities. | H.R. 11873 |
| 3. | 9/30 | Directs the Secretary of the Interior to convey all --phosphate interests of the U.S. in approximately 40 acres in Polk Co., Florida to John & Martha Carter. | H.R. 10626 |
| 4. | 10/12 | Railroad Retirement System
--Finance a long-standing deficit in the retirement system (<u>OVERRIDDEN 10/16/74</u>) | H.R. 15301 |
| 5. | 10/12 | Amend the Atomic Energy Act
--Revise the method of providing public remuneration in the event of a nuclear incident, and other purposes. | H.R. 15323 |
| 6. | 10/14 | Continuing Resolution
--Amends the Continuing Resolution to cut off military aid to Turkey. | H.J. Res. 113 |
| 7. | 10/17 | Continuing Resolution (second veto) | H.J. Res. 1143 |
| 8. | 10/17 | Amend public access to documents provisions of the --Administrative Procedures Act (Freedom of Info.)
(<u>OVERRIDDEN 11/21/74</u>) | H.R. 12471 |
| 9. | 10/22 | Amends the National Wildlife Refuge System Adm. --Act of 1966 | H.R. 11541 |
| 10. | 10/29 | Farm Labor Contractor Registration Act Amendments | H.R. 11342 |
| 11. | 10/29 | Rehabilitation Act and Randolph-Sheppard Act Amend-
--ments of 1974 & W.H. Conference on Handicapped
Individuals Act (<u>OVERRIDDEN 11/21/74</u>) * | H.R. 14225 |
| 12. | 10/29 | Relief of Mr. Nolan Sharp | H.R. 7768 |
| 13. | 10/29 | Relief of Alvin V. Burt, Jr., Eileen Wallace
--Kennedy Pope, and David Douglas Kennedy | H.R. 6624 |
| 14. | 11/23 | Vietnam Era Veterans' Readjustment Assistance
--Act of 1974 (<u>OVERRIDDEN 12/3/74</u>) | H.R. 12628 |
| 15. | 11/26 | Duty Suspension on Certain Forms of Zinc | H.R. 6191 |

*The Administration feels that this bill was pocket vetoed and therefore not subject to being overridden. An identical Voc-Rehab bill was passed and sent to the White House.

VETOES IN THE 94TH CONGRESS

<u>1975</u>	<u>Title</u>	<u>Bill No.</u>
1. March 4 (28)	Suspension of Oil Import Tariff Authority <u>Objection:</u> --Suspended the authority of the President under section 232 of Trade Expansion Act of 1962 to increase tariffs or take any other import adjustment action. (Total Vetoes - 28)	H.R.1767
2. May 1 (29)	Emergency Agricultural Act of 1975 <u>Objection:</u> --Would add \$1.8 billion to federal deficit. --Would get the federal government back into Agriculture. --Would damage our international market position. * House sustained veto on May 13.	H.R.4296
3. May 20 (30)	Surface Mining Control and Reclamation Act of 1975 <u>Objection:</u> --As many as 36,000 people could lose jobs. --Consumers would pay higher costs. --Coal production would be reduced (40-162 million tons) --Ambiguous, vague, and complex provisions. * House sustained veto on June 10	H.R.25
4. May 28 (31)	U.S. Travel Service Authority <u>Objection:</u> --Reinstitutes a domestic tourism program to encourage Americans to travel within the U.S. We feel this should remain the responsibility of the private sector (\$8 million). **President signed S.2003 on July 9, 1975, a similar bill, but deletes funds for domestic tourism activities	H.R.5357
5. May 28 (32)	Emergency Employment Appropriation Act, 1975 <u>Objection:</u> --Authorizes \$3.3 billion above spending request. --The accelerative influences of this bill would come much too late to give impetus to this recovery, and would risk contributing to a new round of inflation. * House sustained veto on June 4. **Congress then passed the President's \$1.6 billion public service jobs program (H.J.Res.499 on 6/27) and \$413 million for summer youth (H.J.Res.492 on 6/26).	H.R.446
6. June 24 (33)	Emergency Housing Act of 1975 <u>Objection:</u> --Provide federal subsidies to a small number of families at a cost to all taxpayers. --Duplicated authority already on the books. --Cost: \$1 billion in FY'76 * House sustained veto on June 25. **Congress then passed the President's proposal, H.R.5398 on 7/2, which authorized an additional \$10 billion in mortgage purchase assistance & emergency mortgage relief	H.R.448

<u>1975</u>	<u>Title</u>	<u>Bill No.</u>
7. July 21 (34)	Petroleum Price Review Act <u>Objection:</u> --Would increase petroleum consumption, cut domestic production, increase reliance on insecure petroleum imports (350,000 barrels a day by 1977) and avoid the issue of phasing out unwieldy price controls.	H.R.4035
8. July 25 (35)	Education Division and Related Agencies Appropriation Act, 1976 <u>Objection:</u> --Cost: \$7.9 billion; \$1.5 billion over budget. --Impact Aid--\$414 over budget. --Higher Education--\$434 over budget. * House overrode on 9/9/75; Senate overrode on 9/10/75	H.R.5901
9. July 26 (36)	Amendments to the Public Health Service Act <u>Objection:</u> --Cost: Authorizes \$550 million above budget requests for each year--FY'76 and FY'77. --Unsound from a program standpoint. Proposes extension and expansion of Community Mental Health Centers projects; authorizes several new narrow categorical grant programs which duplicate existing authorities; extends registered nurse training authorities, when nurse shortage has disappeared. * Senate overrode on July 26 * House overrode on July 29	S.66
10. Sept. 9 (37)	Extension of Emergency Petroleum Allocation Act <u>Objection:</u> --Would increase our dependence on imported oil. --Increases the export of jobs and dollars from our economy. --Jeopardized our future economic stability and national security. --Retards the conservation of energy. * Senate sustained veto on Sept. 10	S.1849
11. Sept. 30 (38)	Act to Amend the Computation of the Level of Price Support for Tobacco <u>Objection:</u> --Would adversely affect tobacco exports, thus lowering farm income in long run. --Would increase budget outlays by an estimated \$157 million in this FY and transition period. --Would move us away from goal of market-oriented economy. --Inconsistent with earlier veto of farm bill (opposed to increase in commodity price support levels).	H.R.9497

<u>1975</u>	<u>Title</u>	<u>Bill No.</u>
12. Oct. 3 (39)	National School Lunch and Child Nutrition Act Amendments of 1975 Cost: \$2.9B-FY'76; \$3.7B in FY'77 <u>Objections:</u> --\$1.2 billion over FY'76 budget; \$1.7 billion over FY'77 budget. --Expands Federal subsidies to children from families which do not need subsidies. --Provides 12-1/4¢ subsidy for every child's lunch, regardless of family's income. --We believe block grants should be made to the States to provide them with greater flexibility.	H.R.4222

1. 1974
8/12 Upgrading of Deputy U.S. Marshals H.R.5094
--Upgrades nonsupervisory deputy U.S. Marshal positions by one, two and three grades.
2. 8/14 Animal Health Research H.R.11873
--Authorizes and directs Secretary of Agriculture to provide up to \$47 million annually in categorical grants to State educational institutions for animal health research programs & facilities.
3. 9/30 Directs the Secretary of the Interior to convey all H.R.10626
--phosphate interests of the U.S. in approximately 40 acres in Polk Co., Florida to John & Martha Carter.
4. 10/12 Railroad Retirement System H.R.15301
--Finance a long-standing deficit in the retirement system (OVERRIDDEN 10/16/74)
5. 10/12 Amend the Atomic Energy Act H.R.15323
--Revise the method of providing public remuneration in the event of a nuclear incident, and other purposes.
6. 10/14 Continuing Resolution H.J.Res.1131
--Amends the Continuing Resolution to cut off military aid to Turkey.
7. 10/17 Continuing Resolution (second veto) H.J.Res.1163
8. 10/17 Amend public access to documents provisions of the H.R.12471
--Administrative Procedures Act (Freedom of Info.)
(OVERRIDDEN 11/21/74)
9. 10/22 Amends the National Wildlife Refuge System Adm. H.R.11541
--Act of 1966
10. 10/29 Farm Labor Contractor Registration Act Amendments H.R.11342
11. 10/29 Rehabilitation Act and Randolph-Sheppard Act Amend-
ments of 1974 & W.H. Conference on Handicapped
Individuals Act (OVERRIDDEN 11/21/74) * H.R.14225
12. 10/29 Relief of Mr. Nolan Sharp H.R.7768
13. 10/29 Relief of Alvin V. Burt, Jr., Eileen Wallace
--Kennedy Pope, and David Douglas Kennedy H.R.6624
14. 11/23 Vietnam Era Veterans' Readjustment Assistance
--Act of 1974 (OVERRIDDEN 12/3/74) H.R.12628
15. 11/26 Duty Suspension on Certain Forms of Zinc H.R.6191

*The Administration feels that this bill was pocket vetoed and therefore not subject to being overridden. An identical Voc-Rehab bill was passed and sent to the White House.

FORD VETOES -- 2 (93rd)

1974

16.	12/17	Willow Creek, Oregon, Water Resources Project	S.3537
17.	12/21	Health Revenue Sharing & Health Services Act of 74	H.R.14214
18.	12/21	Financing of TVA Pollution Control Expenses	H.R.11929
19.	12/30	Energy Transportation Security Act of 74	H.R.8193
20.	12/30	Surface Mining Control & Reclamation Act of 74	S.425
21.	12/31	Travel Expenses Amendments Act of 1974	S.3341

1975

22.	1/3	Milk Price Support Sponsor	S.4206
23.	1/3	Import Restrictions on Filberts	H.R.2933
24.	1/3	Agriculture Conservation Programs	S.3943
25.	1/3	Nurse Training Act of 1974	H.R.17085
26.	1/4	Maritime Authorization Sponsor (Dept. of Commerce)	H.R.13296
27.	1/4	Pres. G.R.Ford Federal Office Building	H.R.11897

VETOES IN THE 94TH CONGRESS

<u>1975</u>	<u>Title</u>	<u>Bill No.</u>
1. March 4 (28)	Suspension of Oil Import Tariff Authority <u>Objection:</u> --Suspended the authority of the President under section 232 of Trade Expansion Act of 1962 to increase tariffs or take any other import adjustment action.	H.R.1767
2. May 1 (29)	Emergency Agricultural Act of 1975 <u>Objection:</u> --Would add \$1.8 billion to federal deficit. --Would get the federal government back into Agriculture. --Would damage our international market position. * House sustained veto on May 13.	H.R.4296
3. May 20 (30)	Surface Mining Control and Reclamation Act of 1975 <u>Objection:</u> --As many as 36,000 people could lose jobs. --Consumers would pay higher costs. --Coal production would be reduced (40-162 million tons) --Ambiguous, vague, and complex provisions. * House sustained veto on June 10	H.R.25
4. May 28 (31)	U.S. Travel Service Authority <u>Objection:</u> --Reinstitutes a domestic tourism program to encourage Americans to travel within the U.S. We feel this should remain the responsibility of the private sector (\$8 million). **President signed S.2003 on July 9, 1975, a similar bill, but deletes funds for domestic tourism activities.	H.R.5357
5. May 28 (32)	Emergency Employment Appropriation Act, 1975 <u>Objection:</u> --Authorizes \$3.3 billion above spending request. --The accelerative influences of this bill would come much too late to give impetus to this recovery, and would risk contributing to a new round of inflation. * House sustained veto on June 4. **Congress then passed the President's \$1.6 billion public service jobs program (H.J.Res.499 on 6/27) and \$413 million for summer youth (H.J.Res.492 on 6/16).	H.R.4481
6. June 24 (33)	Emergency Housing Act of 1975 <u>Objection:</u> --Provide federal subsidies to a small number of families at a cost to all taxpayers. --Duplicated authority already on the books. --Cost: \$1 billion in FY'76 * House sustained veto on June 25. **Congress then passed the President's proposal, H.R.5398 on 7/2, which authorized an additional \$10 billion in mortgage purchase assistance & emergency mortgage relief.	H.R.4485

<u>1975</u>	<u>Title</u>	<u>Bill No.</u>
7. July 21 (34)	Petroleum Price Review Act <u>Objection:</u> --Would increase petroleum consumption, cut domestic production, increase reliance on insecure petroleum imports (350,000 barrels a day by 1977) and avoid the issue of phasing out unwieldy price controls.	H.R.4035
8. July 25 (35)	Education Division and Related Agencies Appropriation Act, 1976 <u>Objection:</u> --Cost: \$7.9 billion; \$1.5 billion over budget. --Impact Aid--\$414 over budget. --Higher Education--\$434 over budget. * House <u>overrode</u> on 9/9/75; Senate <u>overrode</u> on 9/10/75	H.R.5901
9. July 26 (36)	Amendments to the Public Health Service Act <u>Objection:</u> --Cost: Authorizes \$550 million above budget requests for each year--FY'76 and FY'77. --Unsound from a program standpoint. Proposes extension and expansion of Community Mental Health Centers projects; authorizes several new narrow categorical grant programs which duplicate existing authorities; extends registered nurse training authorities, when nurse shortage has disappeared. * Senate <u>overrode</u> on July 26 * House <u>overrode</u> on July 29	S.66
10. Sept. 9 (37)	Extension of Emergency Petroleum Allocation Act <u>Objection:</u> --Would increase our dependence on imported oil. --Increases the export of jobs and dollars from our economy. --Jeopardized our future economic stability and national security. --Retards the conservation of energy. * Senate sustained veto on Sept. 10	S.1849
11. Sept. 30 (38)	Act to Amend the Computation of the Level of Price Support for Tobacco <u>Objection:</u> --Would adversely affect tobacco exports, thus lowering farm income in long run. --Would increase budget outlays by an estimated \$157 million in this FY and transition period. --Would move us away from goal of market-oriented economy. --Inconsistent with earlier veto of farm bill (opposed to increase in commodity price support levels).	H.R.9497

<u>1975</u>	<u>Title</u>	<u>Bill No.</u>
12. Oct. 3 (39)	National School Lunch and Child Nutrition Act Amendments of 1975 <u>Cost:</u> \$2.9B-FY'76; \$3.7B in FY'77 <u>Objections:</u> --\$1.2 billion over FY'76 budget; \$1.7 billion over FY'77 budget. --Expands Federal subsidies to children from families which do not need subsidies. --Provides 12-1/4¢ subsidy for every child's lunch, regardless of family's income. --We believe block grants should be made to the States to provide them with greater flexibility. * House and Senate <u>overrode</u> on 10/7/75	H.R.4222
13. Nov. 29 (40)	Expand Executive Protective Service --Expands EPS size from 850 to 1200 <u>Objections:</u> --Requires Federal government to reimburse state and local governments for protective assistance, which is local responsibility; --Authorizes retroactive reimbursement to July 1, 1974, which, implicitly, gives preferential treatment to NYC for expenses during Arafat's Nov. 1974 visit. --Allows EPS officers to be deployed to other U.S. cities.	H.R.12
14. Dec. 17 (41)	Act to Make Changes in Certain Income Tax Provisions of the Internal Revenue Code of 1954 and for other Purposes <u>Objections:</u> --Requested \$28B tax cut, coupled with a \$28B spending cut (\$395B spending ceiling for FY'77) and this bill had no such spending ceiling. House sustained veto, 265-168, 12/18/75	H.R.5559
15. Dec. 19 (42)	Depts. of Labor and HEW Appropriations Act, 1976 <u>Objections:</u> --\$1 billion over spending authority requested; --Increase permanent Federal employment by 8,000 people. House <u>overrode</u> , 310-113, 1/27/76; Senate <u>overrode</u> , 70-24; 1/28	H.R.8069
16. Dec. 31 (43)	To Amend the National Security Act of 1947 --includes the Secretary of Treasury as a member of National Security Council <u>Objections:</u> --unnecessary and undesirable; --President already has the authority to appoint, with the consent of the Senate, the Secretaries and Under Secretaries of the Executive Departments; --In addition, the President has invited from time to time, officers to participate in NSC meetings. Senate <u>overrode</u> 72-16, 1/22/76: House returned to Committee	S.2350

1976

Title

Bill No.

- | | | |
|---------------------|--|-------------|
| 17. Jan. 2
(44) | Common Situs Picketing Bill
<u>Objections:</u>
--this legislation could result in loss of jobs and work hours for the construction trades, higher costs for the public, and a further slowdown in the construction industry. | H.R.5900 |
| 18. Jan. 30
(45) | Increase Support for Milk Prices
Would increase the support level at 85% parity, with adjustments at beginning of each quarter, through March 31, 1978.
<u>Objections:</u>
--government outlays would be increased by \$530M (\$180M in '76-77);
--consumers would pay \$1.38B more at retail over next two years;
--this bill would stimulate excessive production of milk, discourage consumption, and result in unnecessarily high consumer prices.
Senate sustained--2/4/76 | S.J.Res.121 |
| 19. Feb. 13
(46) | Public Works Employment Act of 1975
Provides Federal assistance to state and local governments to alleviate the problems of cyclical unemployment; increases Federal grants for waste-water treatment facilities; establishes a new urban renewal grant program in Commerce for cities with populations over 50,000.
<u>Objections:</u>
--would not be effective in creating new jobs. Most new jobs would come in late 1977 and 1978, because of long lead time.
--1977 spending could be increased by \$2.5B, and a \$1B increase in 1978. | H.R.5247 |
| 20. Apr. 6
(47) | Child Day Care Services Under Title XX of the Social Security Act
Postpones until July 1, 1976, enforcement of child day care staffing standards contained in Title XX social services program; increases the \$2.5B annual ceiling by \$125M through September 30, 1976.
<u>Objections:</u>
--responsibility should be vested in State and local government, not the federal government.
--increases budget for FY'76 and TQ by \$125M.
House overrode--5/4/76; Senate sustained--5/5/76 | H.R.9803 |

1976
21. April 13
(48)

Federal Employee Political Activity

H.R.8617

Repeals the Hatch Act which restricts the rights of federal employees to fully engage in partisan politics.

Objections:

--would allow federal employees to engage in partisan politics, thus subject to undue political influence.

House sustained--4/29/76

22. May 7
(49)

An Act to Amend the Foreign Assistance Act of 1961 and the Foreign Military Sales Act and for other purposes. S.2662

Objections:

--seriously obstructs the exercise of the President's constitutional responsibilities for the conduct of foreign affairs;

--includes a number of unwise restrictions that seriously inhibit President's ability to implement a coherent and consistent foreign policy.

23. July 2
(50)

To Authorize Certain Construction at Military Installations and for Other Purposes H.R.12384

Objections:

--Section 612 would prohibit base closures or reduction of civilian personnel unless the proposed action was reported to Congress and 9 months had elapsed during which time various reports would be submitted. After 9 months, no final action could be taken for at least 90 days. This requirement would present unnecessary delays in base closures and reductions and would generate a budgetary drain on the defense dollar.

--In addition, this provision may be unconstitutional.

Senate sustained-51/42; House overrode-270/131--7/22/76

24. July 3
(51)

Federal Coal Leasing Amendments Act of 1975 S.391

Description:

Would increase the states' share of federal leasing revenues from 37.5% to 50%, and would modernize federal procedures for leasing of coal

Objections:

--Would inhibit coal production on federal lands,
--Would raise prices for the consumers, and
--Would ultimately delay our achievement of energy independence.

#9 Senate--76/17 on 8/3/76; House--316-85 on 8/4/76--overrode

25. July 6
(52)

Public Works Employment Act of 1976 S.3201

Would provide \$3.95B, \$2B for public service jobs; \$1.25B in countercyclical aid, and \$700M for EPA and water sewage plans.

Objections:

--Relatively few new jobs would be created. The peak impact would come in late '77 or '78, thus the stimulus to the economy would be at the wrong time.

(More)

1976

(Public Works)

Objections (continued)

S.3201

--The cost of producing these jobs would be intolerably high, in excess of \$25,000 per job.

--This bill would be inflationary since it would increase the federal spending, and the deficit by as much as \$1.5B in 1977 alone.

#8--Senate overrode-73/24-7/21/76;House overrode-310-96-7/22

26. July 7
(53)

Authorizing Appropriations for the Federal Fire Prevention and Control Act of 1974. H.R.12567

Authorizes appropriations for the transition quarter and FY '77 and '78, and expands Congress' control over funds for the construction of a national academy for fire prevention and control.

Objections:

--Section 2 provides that Congress may, by concurrent resolution veto a plan to commit funds for construction of the National Academy For Fire Prevention and Control. This provision gives to the Congress power to prohibit specific transactions authorized by law, without changing the law and without following the Constitutional process such a change would require.

27. Aug. 3
(54)

Exemption of Members of Congress from State Income Taxes. S.2447

Provides that members of Congress need not pay income tax levied by a state or municipality in which member lives for the purpose of attending Congress.

Objections:

--this bill benefits a narrow and special class of person, thus creating a special tax exemption for members of Congress while other citizens in this area do not enjoy a similar privilege.

28. Aug. 14
(55)

To Extend the Federal Insecticide, Fungicide, and Rodenticide Act, as amended for six months. H.R.12944

Objections:

--this bill would subject rules and regulations issued under authority of the Act to a 60 day review period during which either House of Congress may disapprove the rule or regulation by simple resolution. There is no provision in the Constitution for the procedure contemplated by this bill.

29. Sept. 13
(56) Electric and Hybrid Vehicle Research, Development and Demonstration Act of 1976 H.R.8800
This bill would establish a 5-year, \$160 million research, development and demonstration project with ERDA to promote the development of an electric vehicle.
Objections:
--this project is premature until the required improvements in batteries for such vehicles are developments. In addition, the Federal government should not be involved in this massive program. It is best left to private industry.
--also, the Federal government is required to purchase 7500 of these vehicles
#10--House-307/101 (9/16); Senate-53/20 (9/17) overrode
30. Sept. 24
(57) Special Retirement Benefits for Non-Indian Employees of the Bureau of Indian Affairs and the Indian Health Service H.R.5465
Objections:
--would provide windfall retirement benefits to a relatively small number of non-Indian employees of these agencies. Indian employees and other non-Indian employees in these same agencies would not receive these benefits.
31. Sept. 24
(58) Automotive Transport Research and Development-Act of 1976 H.R.13655
Would establish a 5 year R&D program within ERDA and would develop and construct integrated test vehicles.
Objections:
--such development would unnecessarily duplicate existing authorities & extend into areas private industry is best equipped to pursue
No House overrode 293/102; Senate sustained--both 9/29/76 No
32. Sept. 29
(59) Departments of Labor and HEW and related Agencies Appropriation Act, 1977 H.R.14232
Objections:
\$3.98 billion over budget
House overrode 312/92; Senate overrode 67 15--9/30/76
#12--Due to court action on the President's 11th veto, this becomes the 12th override
33. Oct. 10
(60) Implement the U.S. obligations under the Convention on the Int'l Regulations for Preventing Collisions at Sea, 1972. H.R.5446
Objections:
Unconstitutional in that empowers either House or Senate to block amendments to Convention's regs. by only passing a resolution of disapproval.
Involved Congress in Executive functions, etc.

34. Oct. 12
(61)

Private bill which would authorize a civil service survivor annuity retroactive to 9/28/72, to Mrs. Camilla A. Hester (widow of John A. Hester) S3790

Objections:

Contains two precedent-setting provisions: (1) requires the Civil Service Commission to pay interest at 6% per annum, retroactive to 1972; (2) requires Treasury to pay Mrs. Hester \$5000 as compensation for her successful effort to be awarded the benefit. Neither of these provisions are appropriate.

35. Oct. 14
(62)

For the Relief of Day's Sportswear, Inc.

H.R.4654

Objections:

Two similar cases are pending before the U.S. Customs Court. This litigation involves the applicability of certain customs duties. Courts should be permitted to rule in these cases in due course. This legislation would constitute preferred treatment of one importer against others having similar claims against the government. Finally, private relief legislation is appropriate only after all other legal recourses have been pursued.

36. Oct. 18
(63)

An Act to provide for the mandatory inspection of domesticated rabbits slaughtered for human food, and for other purposes. H.R.10073

Objections:

Would require USDA to implement a mandatory inspection program for all domesticated rabbit meat; this is now being done by FDA. Therefore duplication with estimated cost to consumer of more than 10¢ per lb.

37. Oct. 20
(64)

Agricultural Resources Conservation Act of 1976 S.2081
This bill would have required the Federal government--the Soil Conservation Service of USDA--to appraise the land, water and related resources of the nation, and to develop a plan and administer a program for the use of or private & non-Federal lands.

Objections:

- the bill would set the stage for the creation of a large and costly bureaucracy.
- in addition, the bill would subject the President's statement of policy to a 60 day review period during which either house of Congress may disapprove the statement by simple resolution.
- further it would violate Article I, Section which required that resolutions having the force of law be sent to the President for signature or veto.

38. Oct. 22
(65)

Foreign Sovereign Immunities Act of 1976

S.3553

Objections:

--In Congress' haste to adjourn, they passed identical bills; therefore the President signed H.R. 11315 (having to veto this one).

39. Oct. 22
(66)

Federal Grant and Cooperative Agreement Act of 1976 S.1437

Bill would provide standards pertaining to legal arrangements through which the Fed. govt. acquires property and services and furnishes assistance to State & local govts & others.

Objections:

President feels that Congress should not legislate

--categories of Federal assistance relationships, but leave the number and nature of such classifications to the Executive branch (OMB) to determine and implement.