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Von A. Petermann



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RareBooksClub. Paperback. Book Condition: New. This item is printed on demand. Paperback. 20 pages. Original publisher: Washington, D. C. : U. S. G. P. O. , 2002. OCLC Number: (OCoLC)51507035 Subject: Government information -- United States. Excerpt: . . . A P P E N D I X I EPARTMENT OF USTICE U. S. D J, O L A, FFICE OF EGISLATIVE FFAIRS Washington, DC, October 8, 2002. Hon. D B, AN URTON Chairman, Committee on Government Reform, House of Representatives, Washington, DC. EAR R HAIRMAN D M. C: This letter sets forth the Administrations views concerning the managers amendment version of H. R. 4187, the Presidential Records Act Amendments of 2002. The Adminis-tration has been working and meeting with Committee members and staff to address the Committees questions and concerns, but we understand that the Committee will be considering this bill on October 9th. We respectfully believe that enactment of this bill is unnecessary and inappropriate and, more importantly, the bill is unconstitutional. I. The motivation underlying introduction of H. R. 4187 appears to be some concern in Congress with respect to Executive Order 13233, 66 Fed. Reg. 56025 (Nov. 5, 2001). President Bush issued the Order last November in order to establish polices and proce-dures governing consideration of the assertion of constitutionally based privileges in connection with the release of presidential records of prior administrations by the National Archives and Records Administration (NARA) under the Presidential Records Act (PRA), 44 U. S. C. 2201 - 2207. H. R. 4187 would purport to supersede President Bushs Order and put in its place congression-ally prescribed procedures. We respectfully suggests that much of the congressional concern underlying H. R. 4187 is based on a misunderstanding of the pur-pose and effect of the Executive Order. The...

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