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§ 2/27/76

APPROVED
FEB 27 1976

THE WHITE HOUSE
WASHINGTON
February 26, 1976

ACTION

Last Day: March 1

MEMORANDUM FOR

THE PRESIDENT

FROM:

JIM CANNON

SUBJECT:

S.J. Res. 154 - White House
Conference on Handicapped
Individuals

*Postal
2/28
To archives
3/1*

Attached for your consideration is S.J. Res. 154, sponsored by Senator Williams and fourteen others, which extends for one year, from December 7, 1976 to December 7, 1977, the period during which the President is authorized to call a White House Conference on Handicapped Individuals. It would also extend from June 30, 1977 to September 30, 1978 the period during which funds appropriated for the Conference would remain available for expenditure. The resolution merely authorizes, but does not require postponement of the already scheduled December, 1976 date.

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

OMB, Max Friedersdorf, Counsel's Office (Lazarus), Ted Marrs and I recommend approval of the enrolled bill.

RECOMMENDATION

That you sign S.J. Res. 154 at Tab B.





EXECUTIVE OFFICE OF THE PRESIDENT

OFFICE OF MANAGEMENT AND BUDGET

WASHINGTON, D.C. 20503

FEB 24 1976

MEMORANDUM FOR THE PRESIDENT

Subject: Enrolled Resolution S.J. Res. 154 - White House
Conference on Handicapped Individuals
Sponsor - Sen. Williams (D) New Jersey and
14 others

Last Day for Action

March 1, 1976 - Monday

Purpose

Extends the period during which the President is authorized to call a White House Conference on Handicapped Individuals and the time during which funds appropriated for the Conference will remain available for expenditure.

Agency Recommendations

Office of Management and Budget

Approval

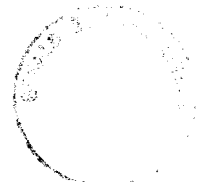
Department of Health, Education,
and Welfare

Approval

Discussion

S.J. Res. 154 would extend for one year, from December 7, 1976 to December 7, 1977, the period during which the President is authorized to call a White House Conference on Handicapped Individuals. It would also extend from June 30, 1977 to September 30, 1978 the period during which funds appropriated for the Conference would remain available for expenditure.

The White House Conference on Handicapped Individuals Act (Title III of P.L. 93-516), which was approved on December 7, 1974, authorized the President to call a White House Conference on Handicapped Individuals not later than two years from the date of enactment. The purpose of the Conference is to



"develop recommendations and stimulate a national assessment of problems, and solutions to such problems, facing individuals with handicaps." A National Planning and Advisory Council was established to plan and conduct the Conference, which was to be preceded by State conferences.

The law authorized \$2 million to be appropriated for the Conference, and such additional sums as may be necessary for grants to States for costs of their conferences and their participation in the White House Conference. The funds appropriated were to remain available for expenditure until June 30, 1977.

The House committee report on S.J. Res. 154 contains a letter from the Chairperson of the National Planning and Advisory Council stating the Council's view that a time extension is necessary for the successful conduct of the Conference. The letter notes that since the Council was not established until November 1975, there is not sufficient time for each State to conduct a conference before a December 1976 White House Conference. The Council endorses the one year extension contained in S.J. Res. 154 and states that "there will be no request to the Congress for new appropriations."

HEW, in its attached views letter, recommends approval of S.J. Res. 154, on the basis that:

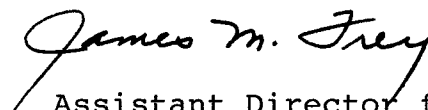
-- it merely authorizes, but does not require, postponement of the already scheduled December 1976 date.

-- all 50 States are planning conferences, and some allege that there is insufficient time to plan their conferences since they will not receive Federal funds until May, 1976.

-- the Advisory Council was not organized until November 1975 due to administrative delays, and feels it needs more time for its planning work.

-- no additional funding would be required.

We concur with HEW and accordingly recommend approval of S.J. Res. 154.


Assistant Director for
Legislative Reference

Enclosures





DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE

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

FEB 20 1976

Dear Mr. Lynn:

This is in response to your request for a report on S.J. Res. 154, an enrolled bill "To extend the time period during which the President is authorized to call a White House Conference on Handicapped Individuals, and to extend the time period during which appropriated funds may be expended."

In short, we recommend enactment of the enrolled bill.

Title III of P.L. 93-516, which the President approved on December 7, 1974, authorizes the convening of a White House Conference on Handicapped Individuals not later than two years from the date of enactment of the title, establishes a National Planning and Advisory Council to plan the Conference, and authorizes the appropriation of \$2 million to cover the cost of planning for and conducting the Conference and such additional sums as may be necessary for assisting the States to participate in the Conference program. The statute provides that funds appropriated pursuant to title III will remain available for expenditure until June 30, 1977.

The enrolled bill would extend the authority to call a White House Conference on Handicapped Individuals for one additional year (to December 7, 1977) and would provide that funds appropriated for purposes of title III would remain available for expenditure until September 30, 1978.

In the Department's enrolled bill report of October 22, 1974, on H.R. 14225, a bill containing provisions identical with those later enacted as part of P.L. 93-516, we objected to the convening of a White House Conference on the Handicapped

because, at that time, we had had only limited experience with the Rehabilitation Act of 1973 and believed that the Conference would duplicate our own expected activities. However, the holding of a conference on the handicapped is an extremely popular proposal, and, having approved P.L. 93-516, the President scheduled a White House Conference for December 1976.

We now believe, for the following reasons, that the enrolled bill, which would authorize the extension of the period during which the Conference may be held, should be approved:

1. The President has committed himself to convening a Conference; the enrolled bill merely authorizes, but does not require, him to postpone the scheduled date.

2. All fifty States are planning "State White House Conferences" to precede the National Conference. Several States have already objected to the limited time frame within which these Conferences may be planned and conducted. Some States allege that additional time is needed to identify sources of funds to supplement the modest federal grants and, because federal funds to finance the State Conferences will not be distributed until May 1976, the States argue that there is insufficient time to plan the State Conferences. We believe these considerations have merit.

3. The Advisory Council established by the legislation was not organized, due to administrative delays, until November 1975. The Council members believe that this leaves them with insufficient time for planning. They therefore unanimously requested the Congress to authorize the postponement of the Conference date. We agree with their judgment on this matter.

4. No additional funding beyond the current authorization would be required. Within the current budget, it would be possible to schedule a Conference in 1977 for 500 to 700

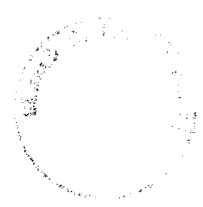
paid delegates and 1000 observers. A similar Conference this year could be attended by an additional 100 paid delegates. We do not believe this difference is significant when measured against the additional time for planning which a 1977 Conference would provide.

It should also be noted that the House Report (No. 94-822) accompanying S.J. Res. 154 states that both the Congressional Budget Office and the House Committee on Education and Labor estimate that no additional cost to the Federal Government would be incurred as a result of enactment of the bill.

For the foregoing reasons, we recommend that the enrolled bill be approved.

Sincerely,

Marjorie Lynch
Under Secretary



THE WHITE HOUSE

ACTION MEMORANDUM

WASHINGTON

LOG NO.:

Date: February 25

Time: 730pm

FOR ACTION: Sarah Massengale *oh* cc (for information): Jack Marsh
Max Friederddorf Jim Cavanaugh
Ken Lazarus
Ted Marrs *oh*

FROM THE STAFF SECRETARY

DUE: Date: February 26

Time: 300pm

SUBJECT:

S.J. Res. 154 - White House Conference on
Handicapped Individuals

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



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

February 26, 1976

MEMORANDUM FOR: JIM CAVANAUGH

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

SUBJECT: S. J. Res. 154 - White House Conference on
Handicapped Individuals

The Office of Legislative Affairs concurs with the agencies
that the subject bill be signed.

Attachments

THE WHITE HOUSE

ACTION MEMORANDUM

WASHINGTON

LOG NO.:

Date: February 25

Time: 730pm

FOR ACTION: Sarah Massengale ✓
 Max Friedersdorf
 Ken Lazarus
 Ted Marrs

cc (for information): Jack Marsh
 Jim Cavanaugh

FROM THE STAFF SECRETARY

DUE: Date: February 26

Time: 300pm

SUBJECT:

S.J. Res. 154 - White House Conference on
 Handicapped Individuals

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

*Recommend that you sign the
 resolution.*

*A decision memorandum on whether to
 change the date of the conference
 will be prepared for you shortly.*

PLEASE ATTACH THIS COPY TO MATERIAL SUBMITTED.

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 delay in submitting the required material, please
 telephone the Staff Secretary immediately.

THE WHITE HOUSE

ACTION MEMORANDUM

WASHINGTON

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Time: 300pm

SUBJECT:

S.J. Res. 154 - White House Conference on
Handicapped Individuals

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 2/26/76

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

THE WHITE HOUSE

ACTION MEMORANDUM

WASHINGTON

LOG NO.:

Date: February 25

Time: 730pm

FOR ACTION: Sarah Massengale
Max Friedersdorf
Ken Lazarus
Ted Marrs

cc (for information): Jack Marsh
Jim Cavanaugh

FROM THE STAFF SECRETARY

DUE: Date: February 26

Time: 300pm

SUBJECT:

S.J. Res. 154 - White House Conference on
Handicapped Individuals

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

By extending this through 1977 we will avoid having this important and non-political subject become a mechanism for attacking budget and administrative actions in this area without basis. On the other hand it could be a most productive and timely activity in 1977.

Concur and recommend approval.


Theodore C. Marrs

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.

EXECUTIVE OFFICE OF THE PRESIDENT

OFFICE OF MANAGEMENT AND BUDGET

WASHINGTON, D.C. 20503

FEB 24 1976

MEMORANDUM FOR THE PRESIDENT

Subject: Enrolled Resolution S.J. Res. 154 - White House
Conference on Handicapped Individuals
Sponsor - Sen. Williams (D) New Jersey and
14 others

Last Day for Action

March 1, 1976 - Monday

Purpose

Extends the period during which the President is authorized to call a White House Conference on Handicapped Individuals and the time during which funds appropriated for the Conference will remain available for expenditure.

Agency Recommendations

Office of Management and Budget	Approval
Department of Health, Education, and Welfare	Approval

Discussion

S.J. Res. 154 would extend for one year, from December 7, 1976 to December 7, 1977, the period during which the President is authorized to call a White House Conference on Handicapped Individuals. It would also extend from June 30, 1977 to September 30, 1978 the period during which funds appropriated for the Conference would remain available for expenditure.

The White House Conference on Handicapped Individuals Act (Title III of P.L. 93-516), which was approved on December 7, 1974, authorized the President to call a White House Conference on Handicapped Individuals not later than two years from the date of enactment. The purpose of the Conference is to

WHITE HOUSE CONFERENCE ON HANDICAPPED INDIVIDUALS

FEBRUARY 11, 1976.—Committed to the Committee of the Whole House on the
State of the Union and ordered to be printed

Mr. PERKINS, from the Committee on Education and Labor, submitted
the following

REPORT

[To accompany S. J. Res. 154]

The Committee on Education and Labor to whom was referred the joint resolution (S. J. Res. 154) to extend the time period during which the President is authorized to call a White House Conference on Handicapped Individuals, and to extend the time period during which appropriated funds may be expended, having considered the same, report favorably thereon without amendment and recommend that the joint resolution do pass.

PURPOSE

Senate Joint Resolution 154 would amend the White House Conference on Handicapped Individuals Act (Public Law 93-516) in order to extend the time period during which the President is authorized to call a White House Conference on Handicapped Individuals, and to extend the time period during which appropriated funds may be expended.

The present law provides that the Conference would be called no later than 2 years after the date of enactment, December 7, 1974. Therefore, this requirement would have caused the Conference to be called on or before December 7, 1976. The Joint Resolution would extend the period for an additional year in which the Conference could be called and extends the time for which the monies appropriated could be available for expenditure from June 30, 1977, to September 30, 1978.

BACKGROUND

The White House Conference on Handicapped Individuals, established by Public Law 93-516 and signed into law on December 7, 1974, called for a national meeting within 2 years after the date of enactment of the law in order to stimulate a national assessment of problems facing individuals with physical and mental handicaps and to develop rec-

ommendations to solve such problems. The national meeting is to be preceded by a series of State conferences to assist in determining the agenda and priorities of the national meeting.

The mission of the White House Conference on Handicapped Individuals is:

- to provide a national assessment of problems faced by individuals with mental or physical handicaps;
- to generate a national awareness of those problems;
- to make recommendations to the President and Congress which, if implemented, will assure that all individuals with handicaps are able to live their lives independently, with dignity, and with complete integration into community life.

On November 27, 1975, President Ford announced the appointment of a 28 member National Planning and Advisory Council to the Conference. President Ford in announcing the White House Conference said:

There are more than 7 million children and at least 28 million adults in America with physical or mental handicaps. An estimated total of only 800,000 handicapped persons are employed. Thus, employment of the handicapped, and related personal and social problems, must be examined and creative solutions developed. I urge all Americans to support and to participate actively in this great endeavor.

On December 11, 1975, the committee received a communication from Dr. Henry Viscardi, Jr., chairperson of the National Planning and Advisory Council.

Although the Presidential Announcement of the Conference will play a significant role in officially launching Conference activities, it is unfortunate that there was an 11-month delay between the passage of the legislation (December 1974) until the announcement by President Ford.

The number of handicaps are many and the issues are so broad that sufficient time is required to create a national awareness of the problems, provide adequate State input, and develop meaningful solutions that will result in dignity and integration of the handicapped into all aspects of community life.

Subsequently, on January 19, 1976, the committee received the following letter from Dr. Viscardi:

JANUARY 19, 1976.

HON. JOHN BRADEMAS,
Longworth House Office Building,
Washington, D.C.

DEAR MR. BRADEMAS: On behalf of the National Planning and Advisory Council of the White House Conference on Handicapped Individuals, I want to solicit your support to extend the date for conducting the White House Conference on Handicapped Individuals.

It is the unanimous opinion of the Council that an extension is necessary to conduct the White House Conference successfully. As you know, the legislation in December 1974, creating the Conference, called for a 2-year planning effort. With the Council established by the

President on November 22, 1975, there are only 13 months to establish conferences in every State and territory and the White House Conference itself.

This timetable works a particular hardship on States who will be forced to conduct State conferences in June and July, 1976. Feedback from both Council members and staff indicates many States consider this an extreme hardship. Some States may have a difficult time organizing a conference, and a few indicated they may not be capable of conducting a conference in that time frame. My home State of New York is one of the States indicating a conference may not be possible.

One of the principles of the legislation is to conduct State and National Conferences that would permit handicapped individuals nationwide to surface issues that impact on their lives. A thorough national assessment of the problems and potentials of handicapped individuals is essential.

Senate Resolution 154, passed December 18, 1975, calls for a 1-year extension for the Conference. The Council respectively requests House support.

With an extension, States would conduct their Conferences from July through December 1976. This would permit States to develop both issues and solutions thoroughly.

Although the Senate Resolution calls for an additional year to conduct the Conference, only 5 months would be used. And with the 5 months, there would be a total planning time of 18 months as opposed to the original 2 years granted.

Just as important, there will be *no* request to the Congress for new appropriations.

Again, in the best interest of States and the Nation's 35 million handicapped Americans, we urge your support of an extension of the White House Conference.

Sincerely,

DR. HENRY VISCARDI, JR.,
Chairperson, National Planning and Advisory Council of the
White House Conference on Handicapped Individuals.

The committee, having been advised by those involved in planning the Conference that there is insufficient time for adequate planning and carrying out the purposes for which the Conference is to be called approved this Joint Resolution (S.J. Res. 154) calling for an extension of the time during which a National Conference could be called and the time during which appropriated funds could be expended.

The committee realizes that extensive planning is required at both regional and State levels in order for a National Conference to be successful. The extension of the period of time in which a Conference can take place will allow time for such planning and should allow for wider participation by individuals concerned with improvement of the lives of handicapped persons.

BUDGET STATEMENT

In accordance with rule XI of the Rules of the House of Representatives the Congressional Budget Office has submitted the following report:

CONGRESS OF THE UNITED STATES,
CONGRESSIONAL BUDGET OFFICE,
Washington, D.C., January 30, 1976.

HON. CARL D. PERKINS,
Chairman, Committee on Education and Labor, U.S. House of Representatives, Washington, D.C.

DEAR MR. CHAIRMAN: Pursuant to section 403 of the Congressional Budget Act of 1974, the Congressional Budget Office has prepared the attached cost estimate for Senate Joint Resolution 154, a bill to extend the time period during which the President is authorized to call a White House Conference on Handicapped Individuals, and to extend the time period during which appropriated funds may be expended.

Should the committee so desire, we would be pleased to provide further details on the attached cost estimate.

Sincerely,

Alice M. Rivlin,
Director.

Attachment.

JANUARY 30, 1976.

CONGRESSIONAL BUDGET OFFICE

COST ESTIMATE

1. Bill number: Senate Joint Resolution 154.
2. Bill title: To extend the time period during which the President is authorized to call a White House Conference on Handicapped Individuals, and to extend the time period during which appropriated funds may be expended.
3. Purpose of bill: To postpone the convening of the White House Conference in order to assure sufficient time to develop and convene required State conferences, to assure ease in travel to the Conference by individuals with handicaps, and to assure more effective mobilization of national awareness regarding the problems faced by individuals with handicaps. This bill extends an existing authorization but does not directly provide budget authority. Funds for this Conference were provided by Public Law 94-157.
4. Cost estimate: It appears that no additional costs to the Federal Government would be incurred as a result of the enactment of this bill.
5. Basis for estimate: Not applicable.
6. Estimate comparison: Not applicable.
7. Previous CBO estimate: Not applicable.
8. Estimate prepared by: Jeffrey J. Koshel (225-4972).
9. Estimate approved by:

JAMES L. BLUM,
Assistant Director for Budget Analysis.

ESTIMATE OF COST

In compliance with clause 7 of rule XIII of the Rules of the House of Representatives, the committee estimates that there will be no

additional costs incurred in carrying out the provisions of Senate Joint Resolution 154.

INFLATIONARY IMPACT STATEMENT

Pursuant to clause 2(1)(4), rule XI of the Rules of the House of Representatives, the committee estimates that enactment of Senate Joint Resolution 154 will have little if any inflationary impact on prices and cost in the operation of the national economy.

OVERSIGHT STATEMENT

No summary of oversight findings and recommendations made by the Committee on Government Operations under clause 2(b)(2) of rule X of the Rules of the House of Representatives was available to the committee with reference to the subject matter specifically addressed by Senate Joint Resolution 154.

No specific oversight activities were made by the committee within the definition of rule XI of the House.

LEGISLATIVE ACTION

Senate Joint Resolution 154 passed the Senate on December 17, 1975. The Resolution was referred to the Committee on Education and Labor on December 18, 1975. On January 28, 1976, Senate Joint Resolution 154 was considered in open legislative session by the Committee on Education and Labor and ordered reported without amendment on a voice vote.

SECTION-BY SECTION ANALYSIS

Section 1. The first sentence of section 302(a) of the White House Conference on Handicapped Individuals Act (Public Law 93-516) (hereinafter referred to as the "Act") is amended to authorize the President to call a White House Conference on Handicapped Individuals not later than 3 years from the date of enactment. The original act had authorized the call of a White House Conference no later than 2 years from date of enactment.

Section 2. This section would amend section 306 of the act by extending that period for which funds may be expended from June 30, 1977, to September 30, 1978.

CHANGES IN EXISTING LAW MADE BY THE BILL, AS REPORTED

In compliance with clause 3 of Rule XIII of the Rules of the House of Representatives, changes in existing law made by the joint resolution, as reported, are shown as follows (existing law proposed to be omitted is enclosed in black brackets, new matter is printed in italics, existing law in which no change is proposed is shown in roman):

WHITE HOUSE CONFERENCE ON HANDICAPPED INDIVIDUALS ACT

* * * * *

AUTHORITY OF PRESIDENT, COUNCIL, AND SECRETARY

SEC. 302. (a) The President is authorized to call a White House Conference on Handicapped Individuals not later than [two years after] three years from the date of enactment of this title in order to develop recommendations and stimulate a national assessment of problems, and solutions to such problems, facing individuals with handicaps. Such a conference shall be planned and conducted under the direction of the National Planning and Advisory Council, established pursuant to subsection (b) of this section, and the Secretary of Health, Education, and Welfare (hereinafter referred to as the "Secretary") and each Federal department and agency shall provide such cooperation and assistance to the Council, including the assignment of personnel, as may reasonably be required by the Secretary.

* * * * *

AUTHORIZATION OF APPROPRIATIONS

SEC. 306. There are authorized to be appropriated, without fiscal year limitations, \$2,000,000 to carry out the provisions of this title and such additional sums as may be necessary to carry out section 305. Sums so appropriated shall remain available for expenditure until [June 30, 1977] September 30, 1978.

* * * * *



[Faint, mostly illegible text, likely bleed-through from the reverse side of the page.]

Ninety-fourth Congress of the United States of America

AT THE SECOND SESSION

*Begun and held at the City of Washington on Monday, the nineteenth day of January,
one thousand nine hundred and seventy-six*

Joint Resolution

To extend the time period during which the President is authorized to call a White House Conference on Handicapped Individuals, and to extend the time period during which appropriated funds may be expended.

Whereas the White House Conference on Handicapped Individuals Act (Public Law 93-516) authorized the President to call a White House Conference on Handicapped Individuals not later than two years after the date of enactment of such Act; and

Whereas that Act authorized funds appropriated to carry out the White House Conference to remain available for expenditure until June 30, 1977; and

Whereas that Act provided that the White House Conference be planned and conducted under the direction of a National Planning and Advisory Council, appointed by the Secretary of the Department of Health, Education, and Welfare; and

Whereas the National Planning and Advisory Council has recommended that the convening of the White House Conference be postponed in order to assure sufficient time to develop and convene required State conferences, to assure ease in travel to the Conference by individuals with handicaps, and to assure more effective mobilization of national awareness regarding the problems faced by individuals with handicaps: Now, therefore, be it

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That the first sentence of section 302(a) of the White House Conference on Handicapped Individuals Act (Public Law 93-516) is amended to read as follows: "The President is authorized to call a White House Conference on Handicapped Individuals not later than three years from the date of enactment of this title in order to develop recommendations and stimulate a national assessment of problems, and solutions to such problems, facing individuals with handicaps."

Sec. 2. Section 306 of the White House Conference on Handicapped Individuals Act (Public Law 93-516) is amended by striking out "June 30, 1977" and inserting in lieu thereof "September 30, 1978".

Speaker of the House of Representatives.

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