

The original documents are located in Box 41, folder “1976/03/23 HR12193 National Study Commission Authorization” of the White House Records Office: Legislation Case Files at the Gerald R. Ford Presidential Library.

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APPROVED
MAR 23 1976

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3/23/76

THE WHITE HOUSE
WASHINGTON

ACTION

Last Day: March 26

March 18, 1976

Posted
3/23/76
To Archives
3/23/76

MEMORANDUM FOR

THE PRESIDENT

FROM:

JIM CANNON *(initials)*

SUBJECT:

H.R. 12193 - National Study
Commission Authorization

Attached for your consideration is H.R. 12193, sponsored by Representative Jones and Harsha, which amends the Federal Water Pollution Control Act to increase the authorization for the National Study Commission from \$17,000,000 to \$17,250,000.

The Vice President, who is Chairman of the Commission, has publicly indicated his support for an additional authorization and appropriation from the Congress.

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

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

RECOMMENDATION

That you sign H.R. 12193 at Tab B.



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

MAR 17 1976

MEMORANDUM FOR THE PRESIDENT

Subject: Enrolled Bill H.R. 12193 - National Study
Commission Authorization
Sponsors - Rep. Jones (D) Alabama and Rep.
Harsha (R) Ohio

Last Day for Action

March 26, 1976 - Friday

Purpose

Amends the Federal Water Pollution Control Act to increase the authorization for the National Study Commission from \$17,000,000 to \$17,250,000.

Agency Recommendations

Office of Management and Budget	Approval
Environmental Protection Agency	Approval (Informally)

Discussion

The Federal Water Pollution Control Act authorizes \$17,000,000 for a National Study Commission to conduct a full and complete investigation of the total economic, social, and environmental effects of achieving or not achieving the goals and requirements of the Act. The Commission is chaired by Vice President Rockefeller and is composed of five members of the House Committee on Public Works and Transportation, five members of the Senate Committee on Public Works and five members of the public appointed by the President.

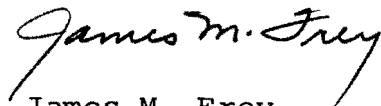
By law, the Commission was required to complete its report and recommendations to the Congress in October, 1975. Because of delays in completing individual studies, this deadline has been missed.



Subsequently, the Commission exhausted its available funds and because of the need to obtain additional funding quickly, the Vice President has publicly indicated his support for an additional authorization and appropriation from the Congress. We understand that the Commission is seeking additional funds to be included in the next supplemental appropriations act.

The enrolled bill authorizes an additional \$250,000 to enable the Commission to pay any remaining bills and provide for printing of the final reports.

The Commission has now completed its final report and anticipates its submission to the Congress in April, 1976.



James M. Frey
Assistant Director for
Legislative Reference

Enclosure

To
Cavanaugh
3-17-76



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

MAR 17 1976

MEMORANDUM FOR THE PRESIDENT

Subject: Enrolled Bill H.R. 12193 - National Study
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By law, the Commission was required to complete its report and recommendations to the Congress in October, 1975. Because of delays in completing individual studies, this deadline has been missed.



EXECUTIVE OFFICE OF THE PRESIDENT
OFFICE OF MANAGEMENT AND BUDGET

DATE: 3-22-76

TO: Bob Linder

FROM: Jim Frey

Attached is the Senate Conf. Report on H.R. 6516; and the EPA views letter on H.R. 12193, for inclusion in the appropriate enrolled bill files. Thanks.



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

WASHINGTON, D.C. 20460

MAR 18 1976

THE ADMINISTRATOR

Dear Mr. Lynn:

This is in response to your request of March 11, 1976 for the Environmental Protection Agency's views and comments on H.R. 12193, an enrolled bill.

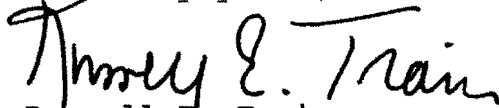
This bill would amend section 315(h) of the Federal Water Pollution Control Act to provide an additional authorization of \$250,000 for the study being conducted by the National Study Commission.

In accordance with section 315 of the Act, the Commission is responsible for conducting a full and complete investigation and study of all of the technological aspects of achieving, and all aspects of the total economic, social, and environmental effects of achieving or not achieving, the effluent limitations and goals of the Act.

A total of \$17,000,000 has been authorized for the Commission's study, and the Commission is in the process of preparing its recommendations and final submission to the Congress. The additional authorization of \$250,000 under H.R. 12193 would, as we understand it, enable the Commission to complete its final report.

The Environmental Protection Agency supports enactment of H.R. 12193 and recommends it to the President for signature.

Sincerely yours,



Russell E. Train

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

THE WHITE HOUSE

WASHINGTON

March 18, 1976

MEMORANDUM FOR: JIM CAVANAUGH
FROM: MAX L. FRIEDERSDORF *M.L.F.*
SUBJECT: H.R. 12193 - National Study Commission Authorization

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

Attachments

ND

Date: March 17

Time: 600pm

FOR ACTION: George Humphreys
Max Friedersdorf
Ken Lazarus

cc (for information):

Jack Marsh
Jim Cavanaugh
Ed Schmults

FROM THE STAFF SECRETARY

DUE: Date: March 18

Time: 500pm

SUBJECT:

H.R. 12193 - National Study Commission Authorization

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 3/18/76

PLEASE ATTACH THIS COPY TO MATERIAL SUBMITTED.

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

James M. Cannon
For the President

Date: March 17

Time: 600pm

FOR ACTION: George Humphreys ✓
Max Friedersdorf
Ken Lazaruscc (for information): Jack Marsh
Jim Cavanaugh
Ed Schmults

FROM THE STAFF SECRETARY

DUE: Date: March 18

Time: 500pm

SUBJECT:

H.R. 12193 - National Study Commission Authorization

ACTION REQUESTED:

 For Necessary Action For Your Recommendations Prepare Agenda and Brief Draft Reply

x

 For Your Comments Draft Remarks

REMARKS:

Please return to Judy Johnston, Ground Floor West Wing

March 18, 1976

To Judy Johnston

From: George W. Humphreys

I recommend approval.

PLEASE ATTACH THIS COPY TO MATERIAL SUBMITTED.

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

James M. Cannon
For the President

THE WHITE HOUSE

ACTION MEMORANDUM

WASHINGTON

LOG NO.:

Date: March 17

Time: 600pm

FOR ACTION: George Humphreys *GH*
Max Friedersdorf *MF* cc (for information):
Ken Lazarus *KL*

Jack Marsh
Jim Cavanaggh
EEd Schmults

Bob [unclear]

FROM THE STAFF SECRETARY

DUE: Date: March 18

Time: 500pm

SUBJECT:

H.R. 12193 - National Study Commission Authorization

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 telephons the Staff Secretary immediately.

K. R. COLE, JR.
For the President

NATIONAL STUDY COMMISSION AUTHORIZATION

MARCH 3, 1976.—Committed to the Committee of the Whole House on the State of the Union and ordered to be printed

Mr. JONES of Alabama, from the Committee on Public Works and Transportation, submitted the following

REPORT

[To accompany H.R. 12193]

The Committee on Public Works and Transportation, to whom was referred the bill (H.R. 12193) to amend the Federal Water Pollution Control Act to increase the authorization for the National Study Commission, having considered the same, report favorably thereon without amendment and recommend that the bill do pass.

H.R. 12193, as reported, amends section 315 (h) of the Federal Water Pollution Control Act to provide an additional \$250,000 for the study being conducted by the National Commission on Water Quality.

The Commission was created by the Congress for the purpose of making a full and complete investigation and study of all the technological aspects of achieving, and all aspects of the total economic, social, and environmental effects of achieving or not achieving, the effluent limitations and goals of the Act. The Commission is chaired by Vice-President Nelson A. Rockefeller and is composed of five Members of the House Committee on Public Works and Transportation, five Members of the Senate Committee on Public Works, and five members of the public appointed by the President.

A total of \$17,000,000 has been authorized for this purpose and the Commission is in the process of preparing its recommendations and final report for submission to the Congress. The additional authorization of \$250,000 will allow the Commission to complete its preparation of the final report. Also, approximately \$100,000 of this authorization will be used to replace Commission funds that lapsed before they could be utilized. If these additional funds are authorized, the Commission anticipates that its final report will be completed and transmitted to the Congress in April 1976. In view of the urgency of this legislation, expeditious action by the Congress is recommended.

COMPLIANCE WITH CLAUSE 2(1) OF RULE XI OF THE RULES OF THE
HOUSE OF REPRESENTATIVES

(1) With reference to Clause 2(1)(3)(A) of Rule XI of the Rules of the House of Representatives, no separate hearings were held on the subject matter of this legislation by the Subcommittee on Investigation and Review.

(2) Clause (2)(1)(3)(B) of Rule XI of the Rules of the House of Representatives require that the report of any committee on a measure which has been approved by the committee shall include the statement required by section 308(a) of the Congressional Budget Act of 1974, if the measure provides new budget authority of new or increased tax expenditures. H.R. 12193 authorizes appropriations of \$250,000 but does not provide additional budget authority.

(3) With respect to Clause 2(1)(3)(C) of the Rules of the House of Representatives, the Committee has not received an estimate and comparison prepared by the Director of the Congressional Budget Office under section 403 of the Congressional Budget Act.

(4) With respect to Clause 2(1)(4) of Rule XI of the Rules of the House of Representatives, the Committee has not received a report from the Committee on Government Operations pertaining to the subject matter.

(5) With reference to Clause 2(1)(4) of Rule XI of the Rules of the House of Representatives, the following information is provided: The total amount of \$250,000 requested in H.R. 12193 would have no inflationary impact on prices and costs in the operation of the national economy.

COST OF THE LEGISLATION

Rule XIII (7) of the Rules of the House of Representatives requires a statement of the estimated costs to the United States which would be received in carrying out H.R. 12193, as reported in fiscal year 1976 and each of the following five years. The additional \$250,000 for the National Commission on Water Quality will be utilized in fiscal year 1976.

VOTE

The Committee ordered the bill reported by voice vote.

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 bill, as reported, are shown as follows (existing law proposed to be omitted is enclosed in black brackets, new matter is printed in italic, existing law in which no change is proposed is shown in roman):

SECTION 315 OF THE FEDERAL WATER POLLUTION CONTROL ACT

NATIONAL STUDY COMMISSION

SEC. 315. (a) There is established a National Study Commission, which shall make a full and complete investigation and study of all

of the technological aspects of achieving, and all aspects of the total economic, social, and environmental effects of achieving or not achieving, the effluent limitations and goals set forth for 1983 in section 301(b)(2) of this Act.

(b) Such Commission shall be composed of fifteen members, including five members of the Senate, who are members of the Public Works committee, appointed by the President of the Senate, five members of the House, who are members of the Public Works committee, appointed by the Speaker of the House, and five members of the public appointed by the President. The Chairman of such Commission shall be elected from among its members.

(c) In the conduct of such study, the Commission is authorized to contract with the National Academy of Sciences and the National Academy of Engineering (acting through the National Research Council, the National Institute of Ecology, Brookings Institution, and other nongovernmental entities, for the investigation of matters within their competence.

(d) The heads of the departments, agencies and instrumentalities of the executive branch of the Federal Government shall cooperate with the Commission in carrying out the requirements of this section, and shall furnish to the Commission such information as the Commission deems necessary to carry out this section.

(e) A report shall be submitted to the Congress of the results of such investigation and study, together with recommendations, not later than three years after the date of enactment of this title.

(f) The members of the Commission who are not officers or employees of the United States, while attending conferences or meetings of the Commission or while otherwise serving at the request of the Chairman shall be entitled to receive compensation at a rate not in excess of the maximum rate of pay for grade GS-18, as provided in the General Schedule under section 5332 of title V of the United States Code, including traveltime and while away from their homes or regular places of business they may be allowed travel expenses, including per diem in lieu of subsistence as authorized by law (5 U.S.C. 73b-2) for persons in the Government service employed intermittently.

(g) In addition to authority to appoint personnel subject to the provisions of title 5, United States Code, governing appointments in the competitive service, and to pay such personnel in accordance with the provisions of chapter 51 and subchapter III of chapter 53 of such title relating to classification and General Schedule pay rates, the Commission shall have authority to enter into contracts with private or public organizations who shall furnish the Commission with such administrative and technical personnel as may be necessary to carry out the purpose of this section. Personnel furnished by such organizations under this subsection are not, and shall not be considered to be, Federal employees for any purposes, but in the performance of their duties shall be guided by the standards which apply to employees of the legislative branches under rules 41 and 43 of the Senate and House of Representatives, respectively.

(h) There is authorized to be appropriated, for use in carrying out this section, not to exceed **[\$17,000,000]** \$17,250,000.



H. R. 12193

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*

An Act

To amend the Federal Water Pollution Control Act to increase the authorization
for the National Study Commission.

*Be it enacted by the Senate and House of Representatives of the
United States of America in Congress assembled, That subsection (h)
of section 315 of the Federal Water Pollution Control Act is
amended by striking out "\$17,000,000." and inserting in lieu thereof
"\$17,250,000."*

Speaker of the House of Representatives.

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

March 15, 1976

Dear Mr. Director:


The following bills were received at the White House on March 15th:

H.R. 1313 ✓	H.R. 11665 ✓
H.R. 2575 ✓	H.R. 11893 ✓
H.R. 3440 ✓	H.R. 12193 ✓
H.R. 9617 ✓	

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.