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*signed 5/27/76*

**APPROVED**  
MAY 27 1976

THE WHITE HOUSE  
WASHINGTON

ACTION

Last Day: May 28

MEMORANDUM FOR

THE PRESIDENT

FROM:

JIM CANNON *[Signature]*

SUBJECT:

H.R. 8957 - Civil Rights Commission  
Authorization Act of 1976

*Posted  
5/28/76*

*To Archives  
5/28/76*

Attached for your consideration is H.R. 8957, sponsored by Representative Edwards. The enrolled bill would authorize appropriations for the Civil Rights Commission in the amount of \$7,893,000 for FY 76, \$1,993,000 for the transition quarter, and \$9,540,000 for FY 77. The amounts authorized are identical to those contained in the 1977 budget.

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

RECOMMENDATION

That you sign H.R. 8957 at Tab A.





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

MAY 19 1976

MEMORANDUM FOR THE PRESIDENT

Subject: H.R. 8957 - Civil Rights Commission Authorization  
Act of 1976  
Sponsor - Rep. Edwards (D) California

Last Day for Action

May 28, 1976 - Friday

Purpose

To authorize appropriations for the Commission on Civil Rights.

Agency Recommendations

Office of Management and Budget	Approval
Commission on Civil Rights	Approval

Discussion

The enrolled bill would authorize appropriations for the Commission of \$7,893,000 for 1976, \$1,993,000 for the transition quarter, and \$9,540,000 for 1977. In addition "such sums as may be necessary" would be authorized for increases in salary, pay, retirement and other employee benefits during the same period.

The amounts authorized are identical to those contained in your 1977 Budget.

*James M. Frey*  
Assistant Director for  
Legislative Reference

Enclosures

To: J. Cunningham  
5-20-76  
1:00 p.m.



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

S - 5/27/76

MAY 19 1976

MEMORANDUM FOR THE PRESIDENT

Subject: H.R. 8957 - Civil Rights Commission Authorization  
Act of 1976  
Sponsor - Rep. Edwards (D) California

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The amounts authorized are identical to those contained in your 1977 Budget.

*James M. Frey*  
Assistant Director for  
Legislative Reference

Enclosures

THE WHITE HOUSE

ACTION MEMORANDUM

WASHINGTON

LOG NO.:

Date: May 21

Time: 1000am

FOR ACTION: Dick Parsons  
Max Friedersdorf  
Ken Lazarus

cc (for information): Jack Marsh  
Jim Cavanaugh  
Ed Schmults

FROM THE STAFF SECRETARY

DUE: Date: May 24

Time: 200pm

SUBJECT:

H.R. 8957 - Civil Rights 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 telephone the Staff Secretary immediately.

K. R. COLE, JR.  
For the President

UNITED STATES COMMISSION ON CIVIL RIGHTS  
WASHINGTON, D. C. 20425



STAFF DIRECTOR

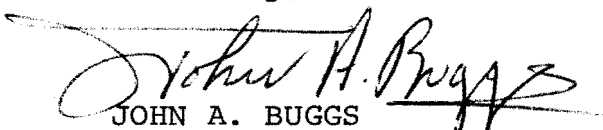
17 MAY 1976

Mr. James M. Frey  
Assistant Director for Legislative  
Reference  
Office of Management and Budget  
7201 New Executive Office Bldg.  
Washington, D.C. 20503

Dear Mr. Frey:

Thank you for your recent request for the views of the U.S. Commission on Civil Rights with respect to the "Civil Rights Commission Authorization Act of 1976". The Commission, of course, urges that the President sign this bill (H.R. 8957), to raise the limitation on appropriations for the United States Commission on Civil Rights. This legislation is in keeping with the President's program, and provides appropriate authorization limits for FY 1976 and 1977.

Sincerely,

  
JOHN A. BUGGS  
Staff Director

THE WHITE HOUSE

ACTION MEMORANDUM

WASHINGTON

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Date: May 21

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FOR ACTION: Dick Parsons  
Max Friedersdorf  
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DUE: Date: May 24

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SUBJECT:

H.R. 8957 - Civil Rights Commission Authorization

ACTION REQUESTED:

For Necessary Action

For Your Recommendations

Prepare Agenda and Brief

Draft Reply

For Your Comments

Draft Remarks

REMARKS:

*I recommend Approval. RD*

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.

James M. Cannon  
For the President

THE WHITE HOUSE  
WASHINGTON

May 21, 1976

MEMORANDUM FOR: JIM CAVANAUGH  
FROM: MAX L. FRIEDERSDORF *M.L.F.*  
SUBJECT: H. R. 8957 - Civil Rights Commission Authorization

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: May 21

Time: 1000am

FOR ACTION: Dick Parsons  
Max Friedersdorf  
Ken Lazarus

cc (for information): Jack Marsh  
Jim Cavanaugh  
Ed Schmults

FROM THE STAFF SECRETARY

DUE: Date: May 24

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SUBJECT:

H.R. 8957 - Civil Rights 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 5/24/76

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

## CIVIL RIGHTS COMMISSION AUTHORIZATION ACT OF 1976

MAY 11, 1976.—Ordered to be printed

Mr. HUGH SCOTT, from the Committee on the Judiciary,  
submitted the following

### REPORT

[To accompany H.R. 8957]

The Committee on the Judiciary, to which was referred the bill H.R. 8957 to amend section 106 of the Civil Rights Act of 1964 (42 U.S.C. 1975e) to raise the limitation on appropriations for the United States Commission on Civil Rights, having considered the same, report favorably thereon and recommend that the bill do pass. The text of H.R. 8957 is as follows:

To raise the limitation on appropriations for the United States Commission on Civil Rights.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That this Act may be cited as the Civil Rights Commission Authorization Act of 1976.*

SEC. 2. Section 106 of the Civil Rights Act of 1957 (42 U.S.C. 1975e) is amended to read as follows:

SEC. 106. For the purposes of carrying out this Act, there is hereby authorized to be appropriated for the fiscal year ending June 30, 1976, the sum of \$7,893,000, and for the period beginning July 1, 1976, and ending September 30, 1976, the sum of \$1,993,000, and for the fiscal year ending September 30, 1977, the sum of \$9,540,000, and such additional amounts for those fiscal years and period prior to October 1, 1977, as may be necessary for increases in salary, pay, retirement, and other employee benefits authorized by law which arise subsequent to the date of the enactment of the Civil Rights Commission Authorization Act of 1976.

## PURPOSE

This amendment to the Civil Rights Act of 1964 raises the limitation on appropriations for the U.S. Commission on Civil Rights to a level whereby the Commission can effectively carry out its statutory responsibilities.

## HISTORY OF THE LEGISLATION

H.R. 8957 is identical to S. 2288 which was introduced in the Senate by Senator Hugh Scott on September 4, 1975, and referred to the Committee on the Judiciary.

On April 23, 1975, Civil Rights Commission Staff Director John A. Buggs testified before the House Judiciary Subcommittee on Civil and Constitutional Rights on the need for an increase in the agency's authorization for FY 1976 and following years. H.R. 8957 which was unanimously reported out of the House Judiciary Committee, passed the House of Representatives by voice vote on April 5, 1976 under a suspension of the rules.

On April 12, 1976, the Senate Constitutional Rights Subcommittee held hearings on S. 2288 at which time Dr. Arthur S. Flemming, Chairman of the Commission on Civil Rights, testified on the need for legislation increasing the limitation on the agency's level of appropriation. Other interested parties submitted statements for the hearing record.

Subsequently, the Subcommittee members were polled by letter to determine whether the bill, S. 2288, as amended, to conform with the language of H.R. 8957 should be reported to the full Judiciary Committee for consideration and action. Upon a vote of 7 to 2 (one member not responding), the Subcommittee did so. Upon the referral of the identical House bill, H.R. 8957, the Subcommittee asked that it be considered in place of S. 2288. At its executive session on May 5, 1976, the Committee on the Judiciary, upon a motion by Senator Hugh Scott, considered H.R. 8957 and agreed to report it favorably to the Senate. Voting in the affirmative were Senators Hart (Michigan), Kennedy, Bayh, Burdick, Tunney, Abourezk, Hruska, Fong, Scott (Pennsylvania), and Thurmond. Voting in the negative were Chairman Eastland and Senator McClellan.

## STATEMENT

The U.S. Commission on Civil Rights is an independent, bipartisan, fact-finding agency created by the Congress in 1957 to investigate deprivations of voting rights, study legal developments constituting a denial of equal protection of the laws under the Constitution, and to appraise the laws and policies of the Federal government with respect to equal protection of the laws. With no enforcement powers, the Commission is merely authorized to report its findings and recommendations to Congress and the President. The Commission's life has been extended five times since it completed its first report in 1959. In 1972, the present legislative life of the Commission was extended through FY 1978, and the Commission's jurisdiction was expanded to include sex discrimination.

In 1972, when the Commission appeared before the Senate and House Subcommittees responsible for the substantive oversight and fiscal authorizations for the agency, the Commission requested \$6,500,000 for FY 1973 and \$8,500,000 for each year through FY 1978. The House authorized those amounts; the Senate did not. In conference, the House conferees adopted the Senate figures of \$5,500,000 for FY 1973 and \$7,000,000 for Fiscal years 1974-78. In FY 1975, the Commission's appropriation, including a supplemental request for increased pay costs, reached the \$7,000,000 authorization ceiling.

For FY 1976, Congress has already appropriated \$7,700,000 for the Commission, and the House has passed a supplemental appropriation for the agency's increased pay costs in the amount of \$193,000. For the FY 1976-77 transition quarter, Congress has appropriated \$1,925,000 for the Commission, and the House has passed a supplemental appropriation for increased pay costs in the amount of \$68,000.

H.R. 8957 would increase the Civil Rights Commission's authorization for FY 1976 and the FY 1976-77 transition quarter to the amount already appropriated by Congress plus the amount of pay costs passed by the House, and would establish an authorization level of \$9,540,000 for FY 1977—the amount recommended by the President in his Budget Message. These increases in the Commission's authorization seem amply justified both by the agency's record of accomplishments and the increased program expenditures experienced by the Commission over the years.

The accomplishments of the U.S. Commission on Civil Rights during the last fiscal year have been extraordinarily impressive. In FY 1975, the Commission completed and published 12 statutory reports, 26 reports of its State Advisory Committees, and numerous clearinghouse reports. Each of these publications reflected intensive investigation and research and embodied sound factual analysis.

Among the statutory reports, the Commission's *The Voting Rights Act: Ten Years After* proved to be an invaluable information resource to Congress during the legislative deliberations on Amendments to the Voting Rights Act, and many of the Commission's legislative recommendations were incorporated in the Voting Rights Act Amendments of 1975. Moreover, the information and materials gathered by Commission staff and its State Advisory Committees on voting practices in uncovered jurisdictions provided Congress with vitally needed information.

The Commission's series of statutory reports entitled *The Federal Civil Rights Enforcement Effort—1974*, four volumes of which were completed and published in the last fiscal year, provided Congress and the American people with detailed evaluations of the manner in which various Executive departments and agencies were carrying out their duty to enforce nondiscrimination laws, regulations, and executive orders in such important areas as housing, education, employment, and revenue sharing. The reports contained numerous practical recommendations to Congress and the President for improving the enforcement of laws designed to guarantee nondiscrimination and equal opportunity. Finally, in FY 1975, the Commission completed another series of statutory reports which analyzed the Nation's progress in securing equal educational, economic, and housing opportunities for minorities and women in the two decades since the Supreme Court's decision in *Brown v. Board of Education*.

The clearinghouse publications completed and released by the Commission in the last fiscal year, like the agency's statutory reports, provided information on a wide variety of critical topics. In addition to reports such as *Minorities and Women as Government Contractors* and *A Better Chance to Learn: Bilingual-Bicultural Education*, the Commission published the proceedings of its *Milliken v. Bradley* consultation, its *Twenty Years After Brown* consultation, and two regional civil rights conferences.

The research conducted by the Civil Rights Commission's staff has been effectively complemented by the efforts and activities of the Commission's State Advisory Committees. The Commission has chartered and established State Advisory Committees in each of the 50 States and the District of Columbia. The committees, made up of private citizens who serve without compensation, regularly report to the Commission on the civil rights issues and problems of their respective States.

Last fiscal year, the Commission's 51 State Advisory Committees were involved in a total of 256 meetings, conferences and special work assignments. In addition to purely local projects, several advisory committees participated in the Commission's Administration of Justice in Prison Project, the Asian American Project, the Native American State Advisory Committee Project, and the Migrant Farmworkers Project. State Advisory Committee reports, published by the Commission, covered such topics as employment discrimination against women and minorities, treatment of male and female prisoners in State and Federal institutions, bilingual-bicultural education, housing discrimination, the administration of justice, and the denial of credit to women based on sex or marital status.

Future Civil Rights Commission projects and reports promise to furnish Congress, the President, and the American people new information on vitally important civil rights issues and problems. In November, 1975, the Commission announced that it would embark on a ten-month major study to gather and document the facts on the progress or lack of progress in the area of school desegregation in many communities in the United States. The Commission's school desegregation Report to the Nation is scheduled to be completed and released in August of this year. Finally, as directed by Congress by Public Law 94-135, the Civil Rights Commission will soon embark on a study of age discrimination in Federal programs which provide for the delivery of services.

#### ANALYSIS OF THE BILL

H.R. 8957 amends Sec. 106 of the Civil Rights Act of 1957 by raising the authorization limitation from the present annual maximum of \$7,000,000 to \$7,893,000 for FY 1976 and \$9,540,000 for FY 1977. An additional authorization of \$1,993,000 is proposed for the three-month "Transition Quarter" from July 1, 1976 to the beginning of the new fiscal year on October 1, 1976. Finally, the Act allows the Civil Rights Commission to give "cost of living" and other increases in employee benefits to its staff above the stated budget limitation in the same manner as other Federal executive agencies now do pursuant to law.

#### CHANGES IN EXISTING LAW MADE BY THE BILL, AS REPORTED

"SEC. 106. For the purposes of carrying out this Act, there is hereby authorized to be appropriated for the fiscal year ending June 30, [1973] 1976 the sum of [\$5,500,000] \$7,893,000, and for the period beginning July 1, 1976, and ending September 30, 1976, the sum of \$1,993,000, and for [each] the fiscal year [thereafter through June 30, 1978] ending September 30, 1977, the sum of [\$7,000,000] \$9,540,000, and such additional amounts for those fiscal years and period prior to October 1, 1977, as may be necessary for increases in salary, pay, retirement, and other employee benefits authorized by law which arise subsequent to the date of the enactment of the Civil Rights Commission Authorization Act of 1976."

#### COST OF LEGISLATION

Precise monetary amounts are specified above. The Act conforms with the appropriations requested by the President in his budget message to the Congress for fiscal year 1977.

○

# 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 raise the limitation on appropriations for the United States Commission on Civil Rights.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That this Act may be cited as the "Civil Rights Commission Authorization Act of 1976".*

SEC. 2. Section 106 of the Civil Rights Act of 1957 (42 U.S.C. 1975e) is amended to read as follows:

"SEC. 106. For the purposes of carrying out this Act, there is hereby authorized to be appropriated for the fiscal year ending June 30, 1976, the sum of \$7,893,000, and for the period beginning July 1, 1976, and ending September 30, 1976, the sum of \$1,993,000, and for the fiscal year ending September 30, 1977, the sum of \$9,540,000, and such additional amounts for those fiscal years and period prior to October 1, 1977, as may be necessary for increases in salary, pay, retirement, and other employee benefits authorized by law which arise subsequent to the date of the enactment of the Civil Rights Commission Authorization Act of 1976."

*Speaker of the House of Representatives.*

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

May 17, 1976

Dear Mr. Director:

The following bills were received at the White House on May 17th:

- S. 510 ✓
- H.R. 7656 ✓
- H.R. 8957 ✓
- H.R. 12216 ✓

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.