Draft

INDEX OF TOZZI PAPERS

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Volume	Document	Pages	$\underline{\text{Notes}}$
XIV	1	1-2	Letter from Joseph M. Hendric, Chairman Nuclear Regulatory Commission, (NRC) to Sen. Pete V. Domenici. Dated: 10/15/77 Subj: Hendric replys to Domenici's letter of 10/14/77 regarding the effect of the recent Clean Air Act Amendments of 1977 on NRC; regulatory responsibilities and the Nations' nuclear program.
XIV	2	1-2	Letter from Douglas M. Castle, Admin. EPA to Sen. Edmund S. Muskie, Chairman, House-Senate Conference Committee on the Federal Water Pollution Control Act Dated: 11/1/77 Subj: 'I am writing you to call your attention to EPA's concern about and opposition to the inclusion of "two-house veto" provision in the Federal Water Pollution Control Act Amendments.
XIV	3	1-2	Memorandum for the Record Subj: Presidential Involvement in Agency Rulemaking. (No Date) Tozzi gives his interpretation of Judge Leventhal's views on Presidential Involvement. Also, "Judge Wright did not take or express a position on "Presidential Involvement."
XIV	4	1-4	Letter from Robert W. Knecht Acting Assoc. Admin. for Coastal Zone Management National Oceanic and Atmospheric Administration, to Brigadier General Drake Wilson, Dept. Dir. of Civil Works, Office of The Chief of Engineers. Dated: 9/23/77 Subj: "response to letter of

9/16/77, which included the views of the Corps of Engineers on The California Coastal Management Program (CCMP) and our Final Environmental Impact Statement on the CCMP.'

XIV 5 1-2 Page 1 -- Memorandum from Charles R. Ford, Acting Assistant Sec. of the Army to Correspondence Control Section, OSD Room 3A 948 Dated: 4/15/77 Subj: Response to White House Case. No. 14797.

Page 2 -- Draft Memorandum from Ernest H. Preg, Executive Director of the Economic Policy Group to Nina W. Cornell, Council of Economic Advisors Dated: ____ Subj: Coordinating Committee for Economic Impact Analysis Program.

XIV 6 1-10 Page 1 -- Letter from Stanley E. Morris, OMB to Dep. Assoc. Directors and Bill Nichols. Dated: 8/16/77 Subj: Regulation Reform Initiatives. Morris refers to 2 attached memos.

Pages 2-7 -- Memorandum for the President from Bert Lance, Dir. OMB Dated: 8/3/77 Subj: Regulatory Reform Initiatives. Lance outlines OMB's views of the essential components of a regulatory reform program.

Page 8 -- Memorandum for Dept. and Agency Heads from Harrison Wellford, Exec. Assoc. Dir. for Reorganization and Management; OMB Dated: 8/16/77 Subj: Guidelines for Improving the Federal Regulatory Process.

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XIV	7	1-2	Pages 9-10 Reforming Regulatory Practices. Letter from James L. Liverman, Asst. Admin for Environment and Safety, Energy Research & Development Admin. to Office of International Activities, EPA Dated: 6/29/77 Subj: comments on the Proposed establishment of a refined radioactivity objective for the Great Lakes, pursuant to the general requirements of the governing agreement between the U.S. and Canada and the principle of protecting the lakes from degradation.
XIV	8	1-3	Letter from Michael E. Shapiro, Acting Chief, National Policy Division, Office of Coastal Zone Management NOAA to Paul Stang, Office of Policy, Budget, and Administration, U.S. Dept. of Interior. Dated: 7/28/77, Subj: Coastal Zone Management Act. Shapiro asks Interior to keep NOAA informed as to Interiors' position on Interior's OCS leasing program.
XIV	9	1-2	Letter to/from Eliot Cutler to/from C. Morgan Kinghorn, OMB. Dated: 7.20/77 Subj: Interagency Review of Commerce Departments Coastal Zone Management Consistency Regulation.

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XIV	10	1	Letter from Michael E. Shapiro, OCZM, NOAA to Distribution List Dated: 7/6/77 Subj: Request for Federal Consistency Documents by the National Resources Defense Council, Inc. (NRDC)
XIV	11	1-4	Regulatory Reform at EPA Dated: 1977 This summary covers what EPA has done, is doing and will do to implement regulatory reforms.
XIV	12	1-3	Page 1 President's Reorganization Project Progress Report No. 6 - 5/20/77.
			Page 2-3 President's Reorganization Project Summary of Work Underway as of May 20, 1977. Note: Economic Impact Analysis.
XIV	13	1	Letter from Jim Tozzi to Mr. Cutler. Dated: 5/18/77, Subj: Proposed EPA Regulatory Review Procedures. Tozzi makes a recommendation about review procedures.
XIV	14	1	Note regarding the Council on Wage and Price Stability Dated: 5/12/77, Subj: The Council would evaluate the economic impact of the proposal regulation and the alternatives to it in the following manner:

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XIV	15	1-4	Memorandum from Douglas M. Costle, Office of Planning and Management, EPA to Hon. Charles Schultz, Chairman, Council of Economic Advisers. Dated: 8/24/77 Subj: Economic Impact Analysis Program. QLR left deep scars Important document.
XIV	16	1-2	Memorandum from Edward C. Newton, General Counsel, OMB to Jim Tozzi, NR, OMB Dated: 1/28/77 Subj: Initial Plan for Review of Interagency Review Procedures. Discusses legality and constitutionality of various interagency review processes. Note: one-house veto is probably unconstitutional.
XIV	17	1-5	Page 1 Letter from John R. Quarles, Jr. Dep. Admin. EPA to Asst. Admin. and Staff Office Directors. Dated: 3/4/77, Subj: Interim Procedures for Interagency Review of EPA Standards and Regulations.
			Pages 2-3 <u>Guidelines to be followed</u>

Pages 4-5 -- Responsibilities

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XIV	18	1	Memorandum from Cal Collier to Stan Morris. Dated: 9/25/75, Subj: EPA regulation. Collier oppose most of the recommendations for DCRG intervention into EPA proceedings and processes.' cc: Jim Mitchell (Handwritten note to Tozzi and Crabill)
XIV	19	1-6	Page 1 Memorandum from Stan Morris, OMB to Harrison Wellford, Bo Cutler, Eliot Cutler, Dale McOmber, Jim Frey. Dated: 5/4/77, Subj: EPG Procedures for Economic Impact Analysis.
			Pages 2-6 <u>Regulatory Analysis and Interagency Coordination</u> .
			OMB's possible role in these revised procedures for agency review.
XIV	20	1-26	Pages 1-4 Memorandum from Stan Morris, OMB to Harrison Wellford, OMB Dated: 2/10/77, Subj: <u>Procedural Regulatory Reform</u> .
			Pages 5-12 Reform of the Regulatory Process.
			Pages 13-23 The Interagency Review Process.
			Pages 24-26 Regulatory Impact Analysis.

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XIV	21	1-11	Page 1 Memorandum to Agency Participants from Stan Morris and Jim Tozzi. Dated: 3/15/77, Subj: Summary of Meetings on Improving Regulatory Procedures.
			Pages 2-8 <u>Summary Meetings on Improving Regulatory Procedures</u> .
			Pages 9-10 <u>Attendees</u>
			Page 11 <u>Improving Regulatory Procedures</u> <u>Meeting</u> - March 15, 1977.
XIV	22	6	Note from Nina Cornell, CEA to the EPG Subcommittee on Economic Impact Analysis. Dated: 5/2/77, Subj: refers to attached analysis.
			Page 2-6 Memorandum to EPG from the EPG Subcommittee on Economic Impact Analysis. Dated: 5/2/77, Subj: Implementation of an Economic Impact Analysis Program.
XIV	23	1-3	Memorandum from Li Bosworth from Stan Morris, OMB Dated: 3/8/77, Subj. Your Draft Memorandum of March 7, 1977.

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XIV	24	1-6	Draft for Comment: To: Economic Policy Group From: CEA Dated: 3/7/77 Subj: Reform of Regulatory Practices Implementation Procedures.
XIV	25	1-2	Letter from Bill Pedersen, EPA to Jim Tozzi, OMB Dated: 4/5/77, Subj: Regulatory Reform. Pedersen comments on proposed reforms.
XIV	26	1-7	Pages 1-2 Memorandum for Rick Hutchenson from Harrison Wellford. Dated: 9/26/77. Subj. Economic Impact Analysis.
			Pages 3-7 Memorandum for the President from charlie Schultze Dated: 9/20/77, Subj: Economic Impact Analysis. Memo describes the program developed by an interagency task force in response to your directive, and seeks your approval to implement it immediately.
XIV	27	1-3	(Identical to Vol. XIV, Doc. 6, Pages 8-10).

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XIV	28	1-4	A Staff Report to The Executive Committee of the Regulatory Analysis Review Group
			Regulation Item: Regulation to Prevent Significant Deterioration.
XIV	29	1-4	Memo from Rob Robson to Eliot Cutler Dated: 4/6/78, Subj: Review of EPA's Regulations to Prevent Significant Deterioration. (Same as Vol. XIV, 28, 1-4)
XIV	30	1-7	Page 1 Letter from Timothy Atkeson, Steptoe and Johnson to Jim Tozzi, OMB. Dated: 11/3/77, Subj: Refers to attached letter regarding wood preserving.
			Pages 2-3 Letter from Timothy Atkeson, Steptoe & Johnson, to Dr. Eula Bingham, Asst. Sec. of Labor for OSH. Dated: 11/3/77, Subj: Atkeson writes on behalf of the American Wood Preservers Institute.
			Pages 4-5 Letter from Timothy Atkeson, Steptoe & Johnson to Douglas Costle, Admin, EPA, Dated: 11/3/77, Subj: American Wood Preserving Institute and a discussion which Eula Bingham had with EPA.

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XIV	31	1-4	Page 1 Letter from Kathryne Bernick, Asst. Staff Director, ABA to Jim Tozzi, OMB. Dated: 8/5/77, Subj: Bernick encloses a copy of her discussion with Tozzi regarding the QLR.
			Pages 2-4 Interview with Jim Tozzi, Branch Chief, Environment Branch. NRD. OMB. Dated: 7/18/77, Subj: Interagency Review Process.
XIV	32	1-5	Page 1 Letter from Earl Darrah, Asst. Dir., Administration & Planning Energy & Minerals Division, GAO. to Kathryne Bernick, Asst. Staff Director, ABA. Dated: 8/15/77, Subj. Darrah refers to interview, attached.
			Page 2 Letter from Kathryne Bernick, Asst. Staff Director, ABA to Earl Darrah, Asst. Dir. Administration & Planning. GAO Dated: 8/5/77, Subj: interview with Darrah.
			Pages 3-5 Earl Darrah, Asst. Dir., Administration and Planning. GAO, Dated: 6/24/77, Subj: OMB Interagency Review Process.

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XIV	33	1	Letter from Donald L. Snow, Chairman, Committee on Concepts for Developing Environmental Quality Standards, AAEE to Jim Tozzi, OMB. Dated: 6/22/77, Subj. Snow thanks Tozzi for letter on QLR.
XIV	34	1-17	Page 1 OMB Route Slip from Jim Tozzi to Mr. Crabill and Mr. Morris. Dated: Subj: Attached EPA proposed testimony on S. 600.
			Pages 2-9 Richard D. Redenius, Acting Assistant Administrator for Planning & Management, EPA before the Subcommittee on Intergovernmental Relations Committee on Governmental Affairs. U.S. Senate Dated: 6/8/77 (handwritten notes in margins) Pages 10-17 same as Pages 2-9.
XIV	35	1-7	Statement of W. Harrison Wellford, Executive Assoc. Director of the Office of Management & Budget on the Regulatory Reform Act of 1977 before the Senate Subcommittee on Intergovernmental Affairs. Dated: 5/25/77.

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XIV	36	1-3	Pages 1-2 Letter from Donald L. Snow, Chairman, Committee on Concepts for Developing Environmental Quality Standards, AAEE to Jim Tozzi, OMB. Dated: 5/23/77, Subj: Snow asks Tozzi for his help in learning more about the Quality of Life Review.
			Page 3 Letter from Jim Tozzi, OMB to Donald L. Snow, Chairman, Committee on Concepts for Developing Environmental Quality Standards, AAGE. Dated:, Subj: Tozzi encloses material which Snow requested in May 23, 1977 letter to Tozzi.
XIV	37	1-2	Letter from Thomas L. Kimball, Exec. V.P., National Wildlife Federation to the President, Dated: 5/27/77, Subj: NWF's concern about the proposed Economic Analysis Program. The Program will reinstate the QLR.
XIV	38	1-2	Page 1 'Examples of Agencies Suing each other' - (Handwritten note from Tozzi) Page 2 Environmental Defense Funds EPA
			U.S. Court of Appeals District of Columbia Circuit. (FERC 1575)

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XIV	39	1-18	"Coping with Technology through the Legal Process" Address by David L. Bazelon, Chief Judge U.S. Court of Appeals for the District of Columbia Circuit. Conference on United States Energy Policy Atomic Industrial Forum, Inc. Dated: 1/10/77.
XIV	40	1-2	Letter from George C. Freeman, Jr. Hunton & Williams to John at the Justice Dept. Dated: 2/2/77, Subj: Quality of Life Review and EPA desire to discontinue 'need for reinstitution of the interagency review process on an interim basis"
XIV	41	1-3	'EPA Regulation Since 1/25/77' (Date, Regulation, Type, External Review) last date is March 3, 1977.
XIV	42	1	Memo from S. Lazarus to Jim Tozzi, OMB, Dated: 11/3/77, Subj: Your memo of Oct. 31. Judge Leventhal's views in Presidential involvement in agency rulemaking.

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XIV	43	1-5	Quality of Life Review - no date given discuss Reform Act of 1976 H.R. 12048 - the bill, ultimately defeated, sought to give each House a veto power over all proposed agency regulations. Mr. Levitas speaks during floor debate. This document appears to be Judge Leventhal's comments on QLR. (Check with Tozzi)
XIV	44	1-3	Page 1 Reference Slip (Dept. of Agriculture) from Glen H. Loomis, Coordinator for Land, Air, Water and Solid Waste. Office of Environmental Quality Activities, SEC. to Jim Tozzi, OMB. Dated: 2/1/77, Subj:
			Page 2 Quality of Life Review - Past Experience, - Need for Coordination, Legislation as an Alternate Device what is needed for the future.
XIV	45	1-6	Page 1 Routing and Transmittal Slip from G. William Frich to Jim Tozzi, OMB, Dated: 1/31/77, Subj: see attached.
			Pages 2-6 It seems that Frisch gives his opinion on formal vs. informal rulemaking.

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XIV	46	1-25	Page 1-2 Memorandum for members of the Commission from Lloyd N. Cutler. Dated: 1/4/78, Subj: revised set of recommendations of the Committee on Accountability.
			Pages 3-13 ABA Report to the House of Delegates by the Commission on Land and the Economy Rec. #1 Support for Limited Presidential Authority to expedite, modify vs. reverse decisions of Regulatory Agencies on Critical Policy Issues.
			Page 14-19 Recommendation #2 - Support for Presidential Authority to Initiate and Take Part in Pre-Decisional Agency and Interagency Review of Major Regulatory Actions.
			Pages 20-25 Recommendation #3 <u>Disposal of</u> the Present Form of <u>Legislative Veto over</u> Presidential and Agency Actions; Support for an Appropriate and Constitutional Form of <u>Congressional Review of Certain Presidential Actions under-Delegated Powers</u> .
XIV	47	1-23	'Summary and Analysis of Public Comments' - by Wayne G. Granquist, - by Wayne G. Granquist, Assoc. Dir. for Management and Regulatory Policy, OMB.

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XIV	48	1-79	National Research Council, Commission on Natural Resources Environmental Studies Branch - Meeting Record from Resolution of Scientific Issues and on the Judicial Process: Ethyl Corp. vs. EPA Dated: 10/21/77.
XIV	49	1-7	(Handwritten notes from Jim Tozzi, see Tozzi for details)
XIV	50	1	Article 'Proposal to Streamline Regulatory Process to Unuciled' Washington Post, Dated:

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XIV	51	1-4	Page 1 'The Coal Conversion Module' The Wall Street Journal Dated: 7/28/77.
			Page 2 'The Coal Conversion Module' The Wall Street Journal Dated: 7/28/77 - by John Quarles.
			Page 3-4 ' <u>The PageWork Weed</u> - Federal Regulatory Red Tape Keep Growing Despite Carter's Rhetoric About Cutting it Back - <u>The Wall Street Journal</u> , Dated: 7/27/77.
XIV	52	1	'Stricter Economic Impact Review Plan Set' Washington Star Dated: 3/18/77.
XIV	53	1	'3 Targets Set as Inflation Fight Opens' Washington Post, Dated: 4/20/78.

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XIV	54	1-10	Page 1-5 From the Office of the Press Secretary Executive Order Improving Government Regulations, Dated: 3/23/78. Pages 6-7 Statement by the President, Dated 3/23/78. Page 8 Fact Sheet Dated: 3/23/78.
			Page 9-10 Text of the President's Letter.
XIV	55	1-5	Page 1 Impact of the Administrator of the Occupational Safety & Health Act on Small Business A report of the Subcommittee on Energy, Environment, Safety & Research of the Committee on Small Business. 10/26/77. Pages, 33, 34, 35, 50.
XIV	56	1-15	Environmental Protection Agency Major Issues Agenda from James R. Janis, Act. Dir. Standards & Regulations Evaluation Division. Environment Reporter, 1977. p. 623-637.
XIV	57	1-15	S. 600 In the Senate: A Bill "Regulatory Reform Act of 1977" Mr. Percy introduced the Bill.

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XIV	58	1	'CEA Draft Economic Guidelines World make Agencies Consider Costs' <u>Environment</u> <u>Reporter</u> , p. 581.
XIV	59	1-5	'Recommendations of the Administrative Conference of the Untied States' <u>Federal Register</u> , Vol. 41 No. 252-Thursday, 12/30/76. p. 56767-56771 by Richard Berg,. Exec. Secretary.
XIV	60	1-2	Congressional Record - Senate. 1/20/77. (Check original)
XIV	61	1-5	Special Report. 'Office of Management and Budget Plays Critical Part in Environmental Policymaking, faces little External Review 1 Environment Reporter - p., 693-697.
XIV	62	1-2	'ERPA En?? 'Quality of Life' Review Conducted by OMB on Agency's Regulations. p. 1443 - 1444. Environment Reporter.
XIV	63	1	(Handwritten note from Jim Tozzi, see Tozzi for details)