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RECORD ID: 9303596
RECEIVED: 19 MAY 93 15

TO: ITOH

FROM: PETERSON, R

DOC DATE: 19 MAY 93
SOURCE REF:

KEYWORDS: SOMALIA
LEGISLATIVE REFERRAL

MILITARY OPERATIONS

PERSONS:

SUBJECT: DOS VIEWS RE USE OF US FORCES IN SOMALIA

ACTION: OBE PER GROSS

DUE DATE: 22 MAY 93 STATUS: C

STAFF OFFICER: CLARKE

LOGREF: 9303595

FILES: WH

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FOR ACTION

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FOR INFO

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DOC 1 OF 1

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ACTION DATA SUMMARY REPORT

RECORD ID: 9303596

DOC ACTION OFFICER

CAO ASSIGNED ACTION REQUIRED

001 JETT

Z 93051915 PREPARE MEMO ITOH TO PETERSON

001

Z 93051916 ACTION TRANSFERRED

001 CLARKE

Z 93051916 PREPARE MEMO ITOH TO PETERSON

001

X 93060210 OBE PER GROSS

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STAFF OFFICER: JETT

LOGREF:

FILES: WH

NSCP:

CODES:

DOCUMENT DISTRIBUTION

FOR ACTION
JETT

FOR CONCURRENCE
CLARKE
ROSNER

FOR INFO
GROSS
HAHN

Clarke
GROSS

5-24-93 OBE per Gross.

COMMENTS: *you may concur by phone but please follow up w/ memo*

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DOC 1 OF 1

Revised

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

URGENT

May 19, 1993

LEGISLATIVE REFERRAL MEMORANDUM

LRM #I-481

TO: Legislative Liaison Officer -

NSC - William H. Itoh - (202)395-3723 - 249
JUSTICE - Faith Burton - (202)514-2141 - 217
DEFENSE - Samuel T. Brick, Jr. - (703)697-1305 - 325

FROM: RONALD K. PETERSON (for) *Ronald K. Peterson*
Assistant Director for Legislative Reference

OMB CONTACT: Annette RODNEY (395-7300)
Secretary's line (for simple responses): 395-6194

SUBJECT: State Views RE: SJR 45, Authorization for Use
of United States Forces in Somalia

DEADLINE: *3:00* ~~4:00~~, TODAY May 19, 1993

X COMMENTS: State has prepared the attached position papers on
amendments to be offered during floor debate tomorrow on
SJR 45. These will be passed out to key members by State
and are in addition to the cleared Statement of
Administration Policy. *X*

OMB requests the views of your agency on the above subject before
advising on its relationship to the program of the President, in
accordance with OMB Circular A-19.

Please advise us if this item will affect direct spending or
receipts for purposes of the the "Pay-As-You-Go" provisions of
Title XIII of the Omnibus Budget Reconciliation Act of 1990.

CC:

B. Sasser
L. Miller
A. Maldon
V. Foster
B. Damus

J. Palmieri

D. Gossamer

*The attached
are NSC revisions*

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LEGISLATIVE AFF.

0002/002

Rev 1

War Powers Resolution
and S.J. Res. 45 (Hyde Amendment)

The Administration ~~opposes~~ the Hyde amendment.

While the Administration believes that congressional authorization is not needed to deploy U.S. troops to Somalia, it welcomes the congressional support contained in S.J. Res. 45.

Since Congress has chosen to authorize U.S. activities in Somalia, the Administration would prefer that Congress provide a broad authorization ~~which is, in Congress's view, as broad as possible, including a specific authorization consistent with~~ *under* the War Powers Resolution. As reported from the Committee on Foreign Affairs, S.J. Res. 45 contains such broad authority.

The Administration recognizes that there are long-standing differences between Congress and the Executive branch on the question of constitutional authority and war powers.

The Administration has undertaken a review of the War Powers Resolution and related issues in consultation with the relevant Executive branch agencies and key members of Congress. Therefore, we believe that U.S. activities in Somalia ~~to the proper context, to engage in discussions concerning these legal differences.~~ *are not*

to attempt to resolve

long standing

to the extent that U.S. forces become involved in hostilities

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LEGISLATIVE APP.

001/001

Rev

**Time Limits on Congressional Authorization
of U.S. Activities in Somalia
(Gilman Substitute, Gilman Amendment and Roth Amendment)**

The Administration ~~opposes~~ the Gilman substitute, the Gilman amendment and the Roth amendment.

While the Administration would prefer that S.J. Res. 45 not contain any time limit on U.S. activities in Somalia, we are pleased that the resolution suggests that Congress would support the continued presence of U.S. troops in Somalia beyond the twelve month time limit to ensure the success of the UN operation.

The U.S.-led UNITAF successfully carried out its assigned humanitarian relief operation in Somalia by establishing a safe environment for the delivery of relief supplies and protection for relief workers.

The United Nations has assumed responsibility for the next phase of operations in Somalia (UNOSOM II): assisting the Somali people in, among other things, building effective political institutions and a civil society. We expect that international organizations and other donor countries will carry most of this burden.

Having already devoted a substantial effort to Somalia, the Administration believes that amendments that would require the United States to leave Somalia within six months (Gilman) or by June 15 (Roth) are premature and could lead to renewed calls for massive international intervention in Somalia if conditions deteriorate.

~~Substitute for existing fifth paragraph:~~

The Administration believes that amendments which would require the United States to leave Somalia within six months or by June 15 will seriously undercut our achievements in Somalia. First, they would signal to the Somali warlords an early date by which Congress believes troops should leave their country -- thus encouraging their continued resistance. Second, they would undermine U.S. efforts to obtain reimbursement from our allies for the cost of the Somali operation.