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THE WHITE HOUSE

WASHINGTON

May 5, 1983

MEMORANDUM FOR WENDELL W. GUNN
SPECIAL ASSISTANT TO THE PRESIDENT

FROM: FRED F. FIELDING *Orig. signed by FFF*
COUNSEL TO THE PRESIDENT

SUBJECT: President's Commission on
Industrial Competitiveness

Counsel's Office has reviewed the proposed executive order establishing the President's Commission on Industrial Competitiveness, and we offer the following suggestions:

1. The title of section 1 should be "Establishment," not "Established."

2. A new sentence should be added at the end of section 1(a), to read as follows: "Members appointed from the private sector shall represent elements of industry and commerce most affected by high technology, or academic institutions prominent in the field of high technology." Providing that members of the commission will serve in a representative capacity protects against their being considered government employees.

3. The second sentence of section 3(b) should be changed to read as follows: "However, members appointed from among private citizens of the United States may be allowed travel expenses, including per diem in lieu of subsistence, to the extent permitted by law and to the extent funds are available therefor."

I am advised that Personal Data Statements have been sent to the prospective members of this commission by Presidential Personnel. As soon as these statements are completed and returned, we will be able to begin clearing the prospective appointees.

FFF:JGR:aw 5/5/83 ✓

cc: FFFielding/JGRoberts/Subj./Chron

MEMORANDUM

THE WHITE HOUSE

WASHINGTON

May 5, 1983

MEMORANDUM FOR FRED F. FIELDING

FROM: JOHN G. ROBERTS *gac*

SUBJECT: President's Commission on
Industrial Competitiveness

I have drafted a memorandum to Wendell Gunn, advising him of the changes that should be made in his proposed executive order so that the private sector members will not be considered Special Government Employees. This can be done simply by inserting a sentence providing that members from the private sector shall represent elements of industry and commerce most affected by high technology, or academic institutions prominent in the field of high technology. This will cover all of the private sector members. I also suggest deleting specific reference to 5 U.S.C. §§ 5701-5707 in the section authorizing payment of travel expenses, and replacing it with the more general phrase "to the extent permitted by law." 5 U.S.C. §§ 5701-5707 authorizes expenses for employees, including employees serving intermittently in the Government service, and our effort is to establish that the members of the commission are not employees.

I also suggest reminding Gunn that we must receive completed PDS forms before we can clear the prospective members of this commission.

Attachment

WHITE HOUSE CORRESPONDENCE TRACKING WORKSHEET

☐ O - OUTGOING☐ H - INTERNAL☐ I - INCOMINGDate Correspondence
Received (YY/MM/DD) 1 1Name of Correspondent: WENDELL W. GUNN☐ MI Mail Report

User Codes: (A) _____ (B) _____ (C) _____

Subject: PRESIDENT'S COMMISSION ON
INDUSTRIAL COMPETITIVENESS

ROUTE TO:

ACTION

DISPOSITION

Office/Agency (Staff Name)	Action Code	Tracking Date YY/MM/DD	Type of Response	Code	Completion Date YY/MM/DD
<u>CUHD11</u>	ORIGINATOR	<u>83105103</u>			<u>1 1</u>
	Referral Note:				
<u>CUAT1B</u>	<u>D</u>	<u>83105103</u>		<u>S</u>	<u>83105103</u>
	Referral Note:			<u>ABAP</u>	
		<u>1 1</u>			<u>1 1</u>
	Referral Note:				
		<u>1 1</u>			<u>1 1</u>
	Referral Note:				
		<u>1 1</u>			<u>1 1</u>
	Referral Note:				
		<u>1 1</u>			<u>1 1</u>

ACTION CODES:

A - Appropriate Action
C - Comment/Recommendation
D - Draft Response
F - Furnish Fact Sheet
to be used as Enclosure

I - Info Copy Only/No Action Necessary
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DISPOSITION CODES:

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B - Non-Special Referral
C - Completed
S - Suspended

FOR OUTGOING CORRESPONDENCE:

Type of Response = Initials of Signer
Code = "A"
Completion Date = Date of Outgoing

Comments: _____

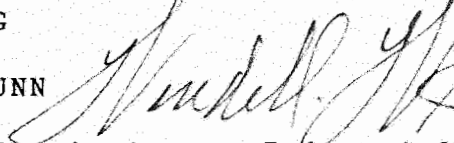
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Send all routing updates to Central Reference (Room 75, OEOB).
Always return completed correspondence record to Central Files.
Refer questions about the correspondence tracking system to Central Reference, ext. 2590.

THE WHITE HOUSE

WASHINGTON

May 2, 1983

MEMORANDUM FOR: FRED FIELDING

FROM: WENDELL W. GUNN 

SUBJECT: President's Commission on Industrial Competitiveness

Pursuant to our telephone conversation of today, attached please find the candidate list for the referenced commission and the draft executive order establishing it. The name list includes the information you indicated, i.e., date and place of birth, current home address, except as noted. The executive order is being staffed out at this time by OMB for final comments later this week.

This information is provided so that your office can begin the final name check before the President announces the establishment of the Commission. Please advise me as to what further things my office can do to expedite final clearance.

Attachments

cc: Harper
Herrington
Keyworth
McQuown

EXECUTIVE ORDER

PRESIDENT'S COMMISSION ON INDUSTRIAL COMPETITIVENESS

By the authority vested in me as President by the Constitution and laws of the United States of America, and in order to establish, in accordance with the provisions of the Federal Advisory Committee Act, as amended (5 U.S.C. App. I), an advisory committee on industrial competitiveness, it is hereby ordered as follows:

Section 1. Established. (a) There is established the President's Commission on Industrial Competitiveness. The Commission shall be composed of no more than fifteen members, appointed or designated by the President. These members shall have particular knowledge and expertise concerning the technological factors affecting the ability of United States firms to meet international competition at home and abroad.

(b) The President shall designate a Chairman from among the members of the Commission.

Section 2. Functions. The Commission shall review means of increasing the long-term competitiveness of United States industries at home and abroad, with particular emphasis on applications of high technology, and provide appropriate advice to the President, through the Office of Science and Technology Policy, and the Department of Commerce.

Section 3. Adminstration. (a) The heads of Executive agencies shall, to the extent permitted by law, provide the Commission such information as it may require for purposes of carrying out its functions.

(b) Members of the Commission shall serve without compensation for their work on the Commission. However, members appointed from among private citizens of the United States may be allowed travel expenses, including per diem in lieu of subsistence, as authorized by law for persons serving intermittently in the government service (5 U.S.C. 5701-5707), to the extent funds are available therefor.

(c) The Secretary of Commerce shall provide the Commission with such administrative services, facilities, staff and other support as may be necessary. Any expenses of the Commission shall be paid from such funds as may be available to the Secretary of Commerce.

Section 4. General. (a) Notwithstanding any other Executive Order, the functions of the President under the Federal Advisory Committee Act, as amended, except that of reporting to the Congress, which are applicable to the Commission, shall be performed by the Secretary of Commerce, in accordance with guidelines and procedures established by the Administrator of General Services.

(b) The Commission shall terminate on September 30, 1984,

unless sooner extended.

THE WHITE HOUSE,

May 2, 1983

CANDIDATE LIST FOR
PRESIDENT'S COMMISSION ON INDUSTRIAL COMPETITIVENESS

<u>CANDIDATE</u>	<u>DOB</u>	<u>POB</u>
John A. Young (Chairman) President Hewlett-Packard Palo Alto, California HOME ADDRESS: 26 Arastradero Road, Portola Valley, CAL 94025	4/24/32	Nampa, Idaho
Robert Anderson CEO Rockwell International Corp. Pittsburg, Pennsylvania HOME ADDRESS: 420 N. Pasadena Dr. Extension, Pittsburg, PA 15215	11/2/20	Columbus, Nebraska
Dimitri V. d'Arbeloff CEO Millipore Corp. Bedford, Mass. HOME ADDRESS: 55 Appleton St., Cambridge, MASS 02138	10/8/29	Paris, France <i>5/27 PER G.C. NUNES, NOT F.A.R.A.</i>
* Philip Hawley ** President Carter Hawley Hale Stores 550 So. Flower Street Los Angeles, CAL 90071		
Bruce Henderson Boston Consulting Group Boston, Mass. HOME ADDRESS: 85 Grove St., Wellesley, MASS 02181	4/30/15	Nashville, TENN
✓ George Keyworth Science Advisor to the President Executive Office of the President HOME ADDRESS: 8509 Sparger St., McLean, VA 22102	11/30/39	Boston, MASS
* Gerald Laubach President Pfizer, Inc. New York, New York HOME ADDRESS: Bloodstreet, Lyme, CONN 06371		

George Low 6/10/26 Vienna, Austria
President
✓ Rensselaer Polytechnic Inst.
Troy, New York
HOME ADDRESS: 2005 Tibbits Avenue, Troy, NY

Thomas J. Murrin 4/30/29 New York
President
Westinghouse Electric Corp.
Pittsburgh, Pennsylvania
HOME ADDRESS: 8077 Dormar Court, Pittsburg, PA 15237

* John Doyle Ong
Chairman, President and CEO
B.F. Goodrich Company
Akron, Ohio
HOME ADDRESS: 230 Aurora St., Hudson, Ohio 44236

Ian Ross 8/15/27 Southport,
President England
Bell Laboratories
Murray Hill, New Jersey
HOME ADDRESS: 5 Blackpoint Horseshoe, Rumson, NJ

Mark Shepherd, Jr. 1/18/23 Dallas, TX
CEO
Texas Instruments
Dallas, Texas
HOME ADDRESS: 5006 Middlegate Road, Dallas, TX 75229

* Jack Welch
CEO
General Electric Co.
Fairfield, Conn.
HOME ADDRESS: 31 Cross Ridge Rd, New Canaan, Conn 06840

✓ Congressman Edward Zschau 1/6/40 Omaha, Nebraska
Silicon Valley, CAL
HOME ADDRESS: 7201 Millwood Rd, Bethesda, MD 20817

* Information not yet complete. Will forward soon.
** Not yet through political pre-clearance.

MEMORANDUM

THE WHITE HOUSE

WASHINGTON

May 16, 1983

MEMORANDUM FOR FRED F. FIELDING

FROM: JOHN G. ROBERTS *JGR*

SUBJECT: Proposed Executive Order Entitled
"President's Commission on Industrial
Competitiveness"

Richard Darman has asked for comments by May 18 on the above-referenced proposed executive order. The order would establish an advisory committee to provide recommendations on increasing the competitiveness of American industry, with particular emphasis on high technology. This draft includes the sentence we suggested earlier in the process, making the private sector appointees representative of industry, to protect against their being considered government employees.

I have discussed the order with Ralph Tarr and Mike Fitts of the Office of Legal Counsel. They advised that they had reviewed the order with the Office of Government Ethics, and that office had agreed that the private sector appointees would not be considered government employees. This conclusion was consistent with the earlier advice I had received from David Scott, who recommended the inclusion of the sentence we suggested if we did not want the members to be government employees.

In their memorandum on the executive order, however, Tarr and Fitts caution about the need to consider the requirement in 5 U.S.C. App. I § 5(b)(2) that the membership of advisory committees be "fairly balanced in terms of the points of view represented and the functions to be performed by the advisory committee." It is apparently their view that making the private members representative of industry (necessary to avoid their being considered government employees) creates tension with the requirement that the commission be balanced. They suggested appointing representatives of consumer groups to balance the membership.

I pointed out to Tarr and Fitts that the balance requirement must be considered in light of the purposes of the commission. Wendell Gunn's office affirmed that the purpose of this commission was to obtain the views of the high tech industry

on steps to improve competitiveness, and that in selecting prospective members they strove to obtain a balanced representation of high tech industry: large and small firms and firms from different market areas. The recent opinion in National Anti-Hunger Coalition v. Executive Committee of the President's Private Sector Survey on Cost Control, rejecting a challenge based on the balance requirement, concluded: "Surely Congress did not intend to prohibit the President from seeking specialized advice and while one may speculate that different choices might have been made to accomplish the President's objective the simple gathering of a discrete group of experts in a particular narrow field is not in itself enough to render such an advisory committee unbalanced in the sense of the FACA." The fact that the members of our commission are representative of industry does not mean they are not also experts -- the executive order specifies that they "shall have particular knowledge and expertise concerning the technological factors affecting the ability of United States firms to meet international competition at home and abroad."

In sum, I think OLC's "caution" is excessive and unnecessary, and based on an overly-broad reading of the FACA balance requirement. Its logic would dictate that whenever we take action to ensure that advisory committee members not be treated as government employees the entire nature of the advisory committee must be changed, so that it represents all affected interests and not simply those from whom the President wants advice in light of the particular purpose of the advisory committee. This advisory committee is balanced in terms of high tech industries, and its purpose is to obtain the views of those industries.

Attachment

THE WHITE HOUSE

WASHINGTON

May 16, 1983

MEMORANDUM FOR RICHARD G. DARMAN
ASSISTANT TO THE PRESIDENT

FROM: FRED F. FIELDING *Orig. signed by FFF*
COUNSEL TO THE PRESIDENT

SUBJECT: Proposed Executive Order Entitled
"President's Commission on Industrial
Competitiveness"

Counsel's Office has reviewed the above-referenced proposed executive order, and finds no objection to it from a legal perspective.

FFF:JGR:aw 5/16/83

cc: FFFielding
JGRoberts
Subj.
Chron

THE WHITE HOUSE

WASHINGTON

May 16, 1983

MEMORANDUM FOR RICHARD G. DARMAN
ASSISTANT TO THE PRESIDENT

FROM: FRED F. FIELDING
COUNSEL TO THE PRESIDENT

SUBJECT: Proposed Executive Order Entitled
"President's Commission on Industrial
Competitiveness"

Counsel's Office has reviewed the above-referenced proposed executive order, and finds no objection to it from a legal perspective.

FFF:JGR:aw 5/16/83

cc: FFFielding
JGRoberts
Subj.
Chron

WHITE HOUSE CORRESPONDENCE TRACKING WORKSHEET

☐ O - OUTGOING☐ H - INTERNAL☐ I - INCOMINGDate Correspondence
Received (YY/MM/DD) 1 / 1Name of Correspondent: Richard G. DARMAN☐ MI Mail Report

User Codes: (A) _____ (B) _____ (C) _____

Subject: Proposed Executive Order Entitled:
President's Commission on Industrial
Competitiveness

ROUTE TO:

ACTION

DISPOSITION

Office/Agency	(Staff Name)	Action Code	Tracking Date YY/MM/DD	Type of Response	Code	Completion Date YY/MM/DD
CN4011		ORIGINATOR	830513			1 / 1
CN4118		D	830513		S	830518
			1 / 1			1 / 1
			1 / 1			1 / 1
			1 / 1			1 / 1

ACTION CODES:

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Completion Date = Date of Outgoing

Comments: _____

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Always return completed correspondence record to Central Files.
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WHITE HOUSE STAFFING MEMORANDUMDATE: May 13 ACTION/CONCURRENCE/COMMENT DUE BY: May 18SUBJECT: PROPOSED EXECUTIVE ORDER ENTITLED "PRESIDENT'S COMMISSION ON INDUSTRIAL COMPETITIVENESS"

	ACTION	FYI		ACTION	FYI
VICE PRESIDENT	<input type="checkbox"/>	<input type="checkbox"/>	GERGEN	<input checked="" type="checkbox"/>	<input type="checkbox"/>
MEESE	<input type="checkbox"/>	<input checked="" type="checkbox"/>	HARPER	<input checked="" type="checkbox"/>	<input type="checkbox"/>
BAKER	<input type="checkbox"/>	<input checked="" type="checkbox"/>	JENKINS	<input type="checkbox"/>	<input type="checkbox"/>
DEAVER	<input type="checkbox"/>	<input checked="" type="checkbox"/>	MURPHY	<input type="checkbox"/>	<input type="checkbox"/>
STOCKMAN	<input type="checkbox"/>	<input type="checkbox"/>	ROLLINS	<input type="checkbox"/>	<input type="checkbox"/>
CLARK	<input checked="" type="checkbox"/>		WHITTLESEY	<input checked="" type="checkbox"/>	<input type="checkbox"/>
DARMAN	<input type="checkbox"/> P	<input checked="" type="checkbox"/> SS	WILLIAMSON	<input checked="" type="checkbox"/>	<input type="checkbox"/>
DUBERSTEIN	<input checked="" type="checkbox"/>	<input type="checkbox"/>	VON DAMM	<input checked="" type="checkbox"/>	<input type="checkbox"/>
FELDSTEIN	<input type="checkbox"/>	<input type="checkbox"/>	BRADY/SPEAKES	<input type="checkbox"/>	<input type="checkbox"/>
FIELDING	<input checked="" type="checkbox"/>	<input type="checkbox"/>	ROGERS	<input type="checkbox"/>	<input type="checkbox"/>
FULLER	<input checked="" type="checkbox"/>	<input type="checkbox"/>		<input type="checkbox"/>	<input type="checkbox"/>

Remarks:

Please provide any comments/recommendations by Wednesday, May 18th.

Thank you.

Richard G. Darman
 Assistant to the President
 (x2702)

Response:



EXECUTIVE OFFICE OF THE PRESIDENT

OFFICE OF MANAGEMENT AND BUDGET

WASHINGTON, D.C. 20503

May 12, 1983

MEMORANDUM FOR: THE PRESIDENT

FROM: DAVID A. STOCKMAN *DS*

SUBJECT: PROPOSED EXECUTIVE ORDER ENTITLED
"PRESIDENT'S COMMISSION ON INDUSTRIAL
COMPETITIVENESS"

SUMMARY. This memorandum forwards for your consideration a proposed Executive order which would establish the President's Commission on Industrial Competitiveness.

BACKGROUND. The proposed order would establish a Commission, to consist of no more than fifteen members, to review means of increasing the long-term competitiveness of United States industries at home and abroad, with particular emphasis on high technology. The Commission will submit its recommendations to the President through the Department of Commerce and the Cabinet Council on Commerce and Trade.

The affected agencies have no objection to the issuance of the proposed Executive order.

RECOMMENDATION. I recommend that you sign the proposed Executive order.

Enclosures



Office of the
Assistant Attorney General

Washington, D.C. 20530

The President,

The White House,

My dear Mr. President:

I am herewith transmitting a proposed Executive order entitled "President's Commission on Industrial Competitiveness."

This proposed order was prepared by the General Counsel's Office of the Office of Management and Budget at the request of the White House Office. It has been forwarded for the consideration of this Department as to form and legality by the Office of Management and Budget with the approval of the Director.

The proposed Executive order is approved as to form and legality.

Respectfully,

Ralph W. Tarr
Acting Assistant Attorney General
Office of Legal Counsel



U.S. Department of Justice

Office of Legal Counsel

Office of the
Assistant Attorney General

Washington, D.C. 20530

MEMORANDUM

Re: Proposed Executive order entitled
"President's Commission on Industrial
Competitiveness"

The attached proposed Executive order was prepared by the General Counsel's Office of the Office of Management and Budget at the request of the White House Office. It has been forwarded for the consideration of this Department as to form and legality by the Office of Management and Budget with the approval of the Director.

The proposed Executive order would establish a 15-member commission, to be named the "President's Commission on Industrial Competitiveness", which would advise the President and the Department of Commerce on ways to increase the long term competitiveness of United States industry, both domestically and abroad. The members of the Commission would serve as "representatives of] elements of industry and commerce most affected by high technology, or academic institutions prominent in the field of high technology," rather than as independent experts.

In reviewing the proposed Executive order, we call your attention to the provision in the Federal Advisory Committee Act, 5 U.S.C. App. § 5(b)(2) stating that the membership of advisory committees should be "fairly balanced in terms of the points of view represented and the functions to be performed by the advisory committee." As we have not reviewed the backgrounds of the individuals who are to be named to the Commission, we are unable to comment upon whether the Commission in fact will be sufficiently balanced. We must caution you, though, of the need to consider this statutory requirement when choosing the membership of the Commission, especially in light of the fact that Commission members from the private sector will be appointed to represent particular interests, rather than to serve as independent experts.

Subject to this caution, the proposed Executive order is acceptable as to form and legality.

Ralph W. Tarr
Acting Assistant Attorney General
Office of Legal Counsel

EXECUTIVE ORDER

- - - - -

PRESIDENT'S COMMISSION ON INDUSTRIAL COMPETITIVENESS

By the authority vested in me as President by the Constitution and laws of the United States of America, and in order to establish, in accordance with the provisions of the Federal Advisory Committee Act, as amended (5 U.S.C. App. I), an advisory committee on industrial competitiveness, it is hereby ordered as follows:

Section 1. Establishment. (a) There is established the President's Commission on Industrial Competitiveness. The Commission shall be composed of no more than fifteen members appointed or designated by the President. These members shall have particular knowledge and expertise concerning the technological factors affecting the ability of United States firms to meet international competition at home and abroad. Members appointed from the private sector shall represent elements of industry, and commerce, most affected by high technology, or academic institutions prominent in the field of high technology.

(b) The President shall designate a Chairman from among the members of the Commission.

Sec. 2. Functions. The Commission shall review means of increasing the long-term competitiveness of United States industries at home and abroad, with particular emphasis on high technology, and provide appropriate advice to the President, through the Cabinet Council on Commerce and Trade, and the Department of Commerce.

Sec. 3. Administration. (a) The heads of Executive agencies shall, to the extent permitted by law, provide the Commission such information as it may require for purposes of carrying out its functions.

(b) Members of the Commission shall serve without compensation for their work on the Commission. However, members appointed from among private citizens of the United States may be allowed travel expenses, including per diem in lieu of subsistence, to the extent permitted by law and to the extent funds are available therefor.

(c) The Secretary of Commerce shall, to the extent permitted by law and subject to the availability of funds, provide the Commission with such administrative services, facilities, staff and other support services as may be necessary for the effective performance of its functions.

Sec. 4. General. (a) Notwithstanding any other Executive Order, the functions of the President under the Federal Advisory Committee Act, as amended, except that of reporting to the Congress, which are applicable to the Commission, shall be performed by the Secretary of Commerce, in accordance with guidelines and procedures established by the Administrator of General Services.

(b) The Commission shall terminate on September 30, 1984, unless sooner extended.

THE WHITE HOUSE,

THE WHITE HOUSE
Office of the Press Secretary

For Immediate Release

June 28, 1983

FACT SHEET

THE PRESIDENT'S COMMISSION ON INDUSTRIAL COMPETITIVENESS

BACKGROUND:

In recent years the U.S. has been increasingly challenged in its role as the world's leader in science and technology. The reasons for the recent challenge are varied, including the fact that other countries have followed the U.S. into the high technology fields, clearly a positive development for all concerned. Other reasons include Federal policy that often has been disjointed or too narrowly focused and governmental barriers to innovation. As part of his efforts to meet this challenge, President Reagan today signed an executive order establishing the President's Commission on Industrial Competitiveness.

FUNCTIONS OF THE COMMISSION:

The Commission will lead a national discussion on the kinds of actions required by the public sector and the private sector to make U.S. industries more competitive in world markets, with particular emphasis on high technology. Operating within a broad mandate, the Commission will focus its attention on government and private sector actions in three major areas:

- o Identifying the problems and opportunities for the private sector in transforming new knowledge and innovations into commercial products, services and manufacturing processes, especially in light of international competition.
- o Developing specific recommendations for Federal technology policies to create a favorable climate for industrial progress by serving broad segments of the private sector.
- o Recommending changes in government policies at the Federal, state and local levels to improve the private sector's ability to compete in the international marketplace and to create opportunities for American workers.

The Commission will report to the President, working closely with the Department of Commerce, the Office of Science and Technology Policy and the Office of Policy Development.

COMMISSION MEMBERSHIP:

The Commission will consist of leading representatives of the business, labor, financial and academic communities. These members shall have particular knowledge and expertise concerning the technological factors affecting the ability of U.S. firms to meet international competition.

The Commission will be chaired by John Young, President of Hewlett-Packard Company.

THE WHITE HOUSE
Office of the Press Secretary

For Immediate Release

June 28, 1983

EXECUTIVE ORDER

- - - - -

PRESIDENT'S COMMISSION ON INDUSTRIAL COMPETITIVENESS

By the authority vested in me as President by the Constitution and laws of the United States of America, and in order to establish, in accordance with the provisions of the Federal Advisory Committee Act, as amended (5 U.S.C. App. I), an advisory committee on industrial competitiveness, it is hereby ordered as follows:

Section 1. Establishment. (a) There is established the President's Commission on Industrial Competitiveness. The Commission shall be composed of no more than twenty-five members appointed or designated by the President. These members shall have particular knowledge and expertise concerning the technological factors affecting the ability of United States firms to meet international competition at home and abroad. Members appointed from the private sector shall represent elements of industry, commerce, and labor most affected by high technology, or academic institutions prominent in the field of high technology.

(b) The President shall designate a Chairman from among the members of the Commission.

Sec. 2. Functions. The Commission shall review means of increasing the long-term competitiveness of United States industries at home and abroad, with particular emphasis on high technology, and provide appropriate advice to the President, through the Cabinet Council on Commerce and Trade, and the Department of Commerce.

Sec. 3. Administration. (a) The heads of Executive agencies shall, to the extent permitted by law, provide the Commission such information as it may require for purposes of carrying out its functions.

(b) Members of the Commission shall serve without compensation for their work on the Commission. However, members appointed from among private citizens of the United States may be allowed travel expenses, including per diem in lieu of subsistence, to the extent permitted by law and to the extent funds are available therefor.

(c) The Secretary of Commerce shall, to the extent permitted by law and subject to the availability of funds, provide the Commission with such administrative services, facilities, staff and other support services as may be necessary for the effective performance of its functions.

more

(OVER)

Sec. 4. General. (a) Notwithstanding any other Executive Order, the functions of the President under the Federal Advisory Committee Act, as amended, except that of reporting to the Congress, which are applicable to the Commission, shall be performed by the Secretary of Commerce, in accordance with guidelines and procedures established by the Administrator of General Services.

(b) The Commission shall terminate on September 30, 1984, unless sooner extended.

RONALD REAGAN

THE WHITE HOUSE,

June 28, 1983.

#

THE WHITE HOUSE
Office of the Press Secretary

For Immediate Release

August 4, 1983

STATEMENT BY THE PRESIDENT

On June 28, I signed an Executive Order establishing a Commission on Industrial Competitiveness. I charged the Commission with advising me and my Administration on ways to strengthen the competitiveness of U.S. industry.

This Nation's greatest competitive advantage in the past were ideas that helped America grow. We need to put the power of ideas to use again, for the good of our future. America needs her best minds to create technologies that will enhance America's economic leadership in the 1980's. To sustain high rates of real economic growth, we must continue to create new "miracles" of high technology -- miracles both for innovation, and for modernization of the major areas of our economy in manufacturing, agriculture and services.

The Commission members I am appointing today are distinguished leaders from large and small businesses, from labor and from academia. They are ideally suited to lead us in a national dialogue -- a discussion of the kinds of actions required by the public and private sectors to make U.S. industries more competitive in domestic and foreign markets. The Commission will be chaired by John A. Young, President of the Hewlett-Packard Company.

The Commission will focus its attention on government and private sector actions, specifically:

- Identifying the problems and opportunities for the private sector to transform new knowledge and innovations into commercial products, services and manufacturing processes.
- Recommending policy changes at all levels of government to improve the private sector's ability to compete in the international marketplace, and to maintain and create opportunities for American workers.

The Commission will report to me and work closely with the Department of Commerce, the Office of Policy Development and the Office of Science and Technology Policy.

The increasingly rapid pace of technological advancement assures us that our economy will change constantly in the future. New developments in information processing, biology, and materials

science are spawning sunrise industries. They are improving our quality of life and standard of living in ways few could have foreseen. These technologies are transforming all sectors of our economy and even our lifestyles. Not only can information processing capabilities improve the way farmers manage their livestock, provide the "brains" in a flexible manufacturing system, and keep track of the paper flow in an office. They will also change the way we live.

Now some believe that the government should try to read these trends to determine which products, services and industries have a place in our future, and which do not. They would have government planners divert resources away from traditional industries and channel them into new fields. But the history of progress in America proves that millions of individuals making decisions in their own legitimate self-interest cannot be outperformed by any bureaucratic planners.

Government's legitimate role is not to dictate detailed plans, or solutions to problems for particular companies or industries. No, government serves us best by protecting and maintaining the marketplace, by ensuring that the rules of free and fair trade, both at home and abroad, are properly observed, and by safeguarding the freedoms of individual participants.

In carrying out this role, the government must maintain fiscal policies which encourage personal initiative, and monetary policies which ensure stable prices. The lasting, non-inflationary growth we are now building will facilitate the movement of capital toward promising economic activities. Stable economic growth will provide markets for new products and employment opportunities for workers displaced by changes in the way things are produced.

By establishing this Commission, we reaffirm this Administration's commitment to making sure that this government will be a help, not a stumbling block, as U.S. industries compete in domestic and international markets, opening up new opportunities for all Americans.

#

THE WHITE HOUSE

WASHINGTON

September 2, 1983

MEMORANDUM FOR FRED F. FIELDING

FROM:

JOHN G. ROBERTS

SUBJECT:

Proposed Executive Order Entitled
President's Commission on Industrial
Competitiveness

the Dept of Justice
Office of Legal Counsel
Richard Darman has asked for our comments by September 6 on a proposed executive order to increase the size of the new Commission on Industrial Competitiveness from 25 to 30 members. The order has been approved by OMB and, as to form and legality, by the Office of Legal Counsel. OLC notes that recent regulations issued by the Committee Management Secretariat on Federal Advisory Committees provide that advisory committee membership should be limited to 25 unless it is determined that more members are needed for the committee's functions or to achieve balanced membership. ~~Even if this regulation applies to Presidential advisory committees, Ted Olson has opined that the signing of the executive order constitutes the requisite determination.~~

I agree
Attachment

add

THE WHITE HOUSE

WASHINGTON

September 2, 1983

MEMORANDUM FOR RICHARD G. DARMAN
ASSISTANT TO THE PRESIDENT

FROM: FRED F. FIELDING
COUNSEL TO THE PRESIDENT

SUBJECT: Proposed Executive Order Entitled
President's Commission on Industrial
Competitiveness

Counsel's Office has reviewed the above-referenced proposed executive order and finds no objection to it from a legal perspective.

add

THE WHITE HOUSE

WASHINGTON

September 6, 1983

MEMORANDUM FOR RICHARD G. DARMAN
ASSISTANT TO THE PRESIDENT

FROM: FRED F. FIELDING *Orig. signed by FFF*
COUNSEL TO THE PRESIDENT

SUBJECT: Proposed Executive Order Entitled
President's Commission on Industrial
Competitiveness

Counsel's Office has reviewed the above-referenced proposed executive order and finds no objection to it from a legal perspective.

Recent regulations issued by the Committee Management Secretariat on Federal Advisory Committees provide that advisory committee membership should be limited to 25 unless it is determined that more members are needed for the committee's functions or to achieve balanced membership. Even if this regulation applies to Presidential advisory committees, the Department of Justice, Office of Legal Counsel has opined that the signing of the executive order constitutes the requisite determination. I agree.

FFF:JGR:aea 9/6/83

cc: FFFielding
JGRoberts
Subj.
Chron

THE WHITE HOUSE

WASHINGTON

September 2, 1983

MEMORANDUM FOR FRED F. FIELDING

FROM: JOHN G. ROBERTS *JGR*

SUBJECT: Proposed Executive Order Entitled
President's Commission on Industrial
Competitiveness

Richard Darman has asked for our comments by September 6 on a proposed executive order to increase the size of the new Commission on Industrial Competitiveness from 25 to 30 members. The order has been approved by OMB and, as to form and legality, by the Office of Legal Counsel. OLC notes that recent regulations issued by the Committee Management Secretariat on Federal Advisory Committees provide that advisory committee membership should be limited to 25 unless it is determined that more members are needed for the committee's functions or to achieve balanced membership. Even if this regulation applies to Presidential advisory committees, Ted Olson has opined that the signing of the executive order constitutes the requisite determination.

Attachment

WHITE HOUSE CORRESPONDENCE TRACKING WORKSHEET

☐ O - OUTGOING☐ H - INTERNAL☐ I - INCOMINGDate Correspondence
Received (YY/MM/DD) 1 / 1Name of Correspondent: Richard G. DARMAN☐ MI Mail Report

User Codes: (A) _____ (B) _____ (C) _____

Subject: Proposed Executive Order Entitled
President's Commission on Industrial
Competitiveness

ROUTE TO:

ACTION

DISPOSITION

Office/Agency (Staff Name)	Action Code	Tracking Date YY/MM/DD	Type of Response	Code	Completion Date YY/MM/DD
<u>CUL011</u>	ORIGINATOR	<u>830901</u>			<u>1 / 1</u>
	Referral Note:				
<u>CUAT18</u>	<u>D</u>	<u>830901</u>		<u>S</u>	<u>830906</u>
	Referral Note:				
		<u>1 / 1</u>			<u>1 / 1</u>
	Referral Note:				
		<u>1 / 1</u>			<u>1 / 1</u>
	Referral Note:				
		<u>1 / 1</u>			<u>1 / 1</u>
	Referral Note:				

ACTION CODES:

A - Appropriate Action
C - Comment/Recommendation
D - Draft Response
F - Furnish Fact Sheet
to be used as Enclosure

I - Info Copy Only/No Action Necessary
R - Direct Reply w/Copy
S - For Signature
X - Interim Reply

DISPOSITION CODES:

A - Answered
B - Non-Special Referral
C - Completed
S - Suspended

FOR OUTGOING CORRESPONDENCE:

Type of Response = Initials of Signer
Code = "A"
Completion Date = Date of Outgoing

Comments: _____

Keep this worksheet attached to the original incoming letter.

Send all routing updates to Central Reference (Room 75, OEOB).

Always return completed correspondence record to Central Files.

Refer questions about the correspondence tracking system to Central Reference, ext. 2590.

WHITE HOUSE STAFFING MEMORANDUM

DATE: 8/31/83

ACTION/CONCURRENCE/COMMENT DUE BY: 9/6/83

SUBJECT: PROPOSED EXECUTIVE ORDER ENTITLED PRESIDENT'S COMMISSION ON INDUSTRIAL COMPETITIVENESS"

	ACTION FYI			ACTION FYI	
VICE PRESIDENT	<input type="checkbox"/>	<input type="checkbox"/>	HERRINGTON	<input type="checkbox"/>	<input type="checkbox"/>
MEESE	<input type="checkbox"/>	<input checked="" type="checkbox"/>	JENKINS	<input type="checkbox"/>	<input type="checkbox"/>
BAKER	<input type="checkbox"/>	<input checked="" type="checkbox"/>	McMANUS	<input type="checkbox"/>	<input type="checkbox"/>
DEAVER	<input type="checkbox"/>	<input checked="" type="checkbox"/>	MURPHY	<input type="checkbox"/>	<input type="checkbox"/>
STOCKMAN	<input type="checkbox"/>	<input type="checkbox"/>	ROGERS	<input type="checkbox"/>	<input type="checkbox"/>
CLARK	<input type="checkbox"/>	<input type="checkbox"/>	ROLLINS	<input type="checkbox"/>	<input type="checkbox"/>
DARMAN	<input type="checkbox"/>	<input checked="" type="checkbox"/>	SVAHN	<input checked="" type="checkbox"/>	<input type="checkbox"/>
DUBERSTEIN	<input checked="" type="checkbox"/>	<input type="checkbox"/>	VERSTANDIG	<input checked="" type="checkbox"/>	<input type="checkbox"/>
FELDSTEIN	<input type="checkbox"/>	<input type="checkbox"/>	WHITTLESEY	<input checked="" type="checkbox"/>	<input type="checkbox"/>
FIELDING →	<input checked="" type="checkbox"/>	<input type="checkbox"/>	BRADY/SPEAKES	<input type="checkbox"/>	<input checked="" type="checkbox"/>
FULLER	<input checked="" type="checkbox"/>	<input type="checkbox"/>	_____	<input type="checkbox"/>	<input type="checkbox"/>
GERGEN	<input checked="" type="checkbox"/>	<input type="checkbox"/>	_____	<input type="checkbox"/>	<input type="checkbox"/>

REMARKS:

May we have your comments on the Executive Order which would increase the number of members of the President's Commission on Industrial Competitiveness by Tuesday, September 6. Thank you.

RESPONSE:

Richard G. Darman
Assistant to the President
Ext. 2702



EXECUTIVE OFFICE OF THE PRESIDENT

OFFICE OF MANAGEMENT AND BUDGET

WASHINGTON, D.C. 20503

Received SS

1983 AUG 31 PM 12:46

August 26, 1983

MEMORANDUM FOR: THE PRESIDENT

FROM: DAVID A. STOCKMAN *AS*

SUBJECT: PROPOSED EXECUTIVE ORDER ENTITLED
"PRESIDENT'S COMMISSION ON INDUSTRIAL
COMPETITIVENESS"

SUMMARY. This memorandum forwards for your consideration a proposed Executive order which would increase the number of members of the President's Commission on Industrial Competitiveness.

BACKGROUND. Executive Order No. 12428 of June 28, 1983 created the President's Commission on Industrial Competitiveness, to consist of not more than twenty-five members. The proposed order would authorize an increase of the membership of the Commission to thirty persons.

The affected agencies have no objection to the issuance of the proposed Executive order.

RECOMMENDATION. I recommend that you sign the proposed Executive order.

Enclosures



U.S. Department of Justice

Office of Legal Counsel

Office of the
Assistant Attorney General

Washington, D.C. 20530

AUG 30 1983

MEMORANDUM

Re: Proposed Executive Order entitled
"President's Commission on
Industrial Competitiveness"

The attached proposed Executive order was prepared by the General Counsel's Office of the Office of Management and Budget at the request of the White House Office. It was forwarded for the consideration of this Department as to form and legality by the Office of Management and Budget with the approval of the Director.

The proposed Executive Order would, by amending Executive Order No. 12428, increase the number of persons who may be appointed to the President's Commission on Industrial Competitiveness from twenty-five to thirty. In reviewing the proposed amendment, we note that interim regulations recently promulgated by the Committee Management Secretariat on Federal Advisory Committees suggest that the number of members of certain advisory committees should be limited to 25 unless a determination is made that "additional members are necessary to the function of the committee or to achieve balanced membership." 48 Fed. Reg. 19324, 19328 (April 28, 1983) (to be codified in 41 C.F.R. Part 101-6.1009(b)(4)). However, even assuming that this limitation applies to a committee advising the President, which is not clear from the regulations, we believe that the President's signature of the proposed Executive order would constitute a determination that the additional membership is necessary for the functioning of the Committee, thereby satisfying this provision.

The proposed Executive order is acceptable as to form and legality.

Theodore B. Olson
Assistant Attorney General
Office of Legal Counsel



Received S S

1983 AUG 31 PM 12:46

U.S. Department of Justice

Office of Legal Counsel

Office of the
Assistant Attorney General

Washington, D.C. 20530

AUG 30 1983

The President,

The White House,

My dear Mr. President:

I am herewith transmitting a proposed Executive order entitled "President's Commission on Industrial Competitiveness."

This proposed order was prepared by the General Counsel's Office of the Office of Management and Budget at the request of the White House Office. It has been forwarded for the consideration of this Department as to form and legality by the Office of Management and Budget with the approval of the Director.

The proposed Executive order is approved as to form and legality.

Respectfully,

Theodore B. Olson
Assistant Attorney General
Office of Legal Counsel

EXECUTIVE ORDER

- - - - -

PRESIDENT'S COMMISSION ON INDUSTRIAL COMPETITIVENESS

By the authority vested in me as President by the Constitution and laws of the United States of America, including the Federal Advisory Committee Act, as amended (5 U.S.C. App. I), and in order to increase the membership of the President's Commission on Industrial Competitiveness, it is hereby ordered that the second sentence of Section 1(a) of Executive Order No. 12428 of June 28, 1983 is hereby amended to provide as follows:

"The Commission shall be composed of no more than thirty members appointed or designated by the President."

THE WHITE HOUSE,

THE WHITE HOUSE
Office of the Press Secretary

For Immediate Release

September 9, 1983

EXECUTIVE ORDER

- - - - -

PRESIDENT'S COMMISSION ON INDUSTRIAL COMPETITIVENESS

By the authority vested in me as President by the Constitution and laws of the United States of America, including the Federal Advisory Committee Act, as amended (5 U.S.C. App. I), and in order to increase the membership of the President's Commission on Industrial Competitiveness, it is hereby ordered that the second sentence of Section 1(a) of Executive Order No. 12428 of June 28, 1983 is hereby amended to provide as follows:

"The Commission shall be composed of no more than thirty members appointed or designated by the President."

RONALD REAGAN

THE WHITE HOUSE,

September 8, 1983.

#

NAMEPOL.STATEDATE
APPOINTEDTERM
EXPIRES* PRESIDENT'S COMMISSION ON INDUSTRIAL COMPETITIVENESS (NMT 25)

Robert Anderson	R	Pa.	8/18/83
Dimitri V. d'Arbeloff	I	Mass.	"
Frederick B. Dent	R	S.Car.	"
Rimmer de Vries	R	N.J.	"
Edwin D. Dodd	R	Ohio	"
B. Kipling Hagopian	R	Calif.	"
Robert A. Hanson	R	Ill.	"
Edwin L. Harper	R	Mo.	"
George A. Keyworth, II	R	Va.	"
Gerald D. Laubach	R	Conn.	"
George M. Low	I	N.Y.	"
Bruno J. Mauer	R	Wisc.	"
Sybil C. Mobley	D	Fla.	"
Thomas J. Murrin	R	Pa.	"
John D. Ong	R	Ohio	"
Michael E. Porter	R	Mass.	"
Ian M. Ross	I	N.J.	"
Stephen I. Schlossberg	D	Md.	"
Mark Shepherd, Jr.	R	Texas	"
John A. Young (<u>CHAIRMAN</u>)	R	Calif.	"
Rachel McCulloch	I	Wisc.	9/9/83