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DISTRIBUTED EXCEPT AS PROVIDED IN THE COURT'S ORDER

June 17, 1986

MEMORANDUM

To: Bob Lewis
From: Susan Stuntz *SM*
Re: GSA Activities

Per your request yesterday, an update on GSA smoking rulemaking activities follows:

By TI

. Comments have been assigned to Covington & Burling. Ed Beder is doing an initial draft, which should be in house for review shortly.

. Bob Tollison has prepared a preliminary economic assessment, for Marlow Cook's visit to the White House. He currently is at work on a more extensive study that will take into account costs associated with providing adequate ventilation to the 6,800 facilities under GSA control.

It would be helpful if we could identify those buildings. Were you successful in your attempts to obtain a list from Members of Congress?

. We have filed a Freedom of Information request to obtain copies of all ventilation studies conducted thus far for GSA.

By Labor Groups

. The American Federation of Government Employees (AFGE) will file comments in opposition. That union is particularly angry at the proposal because it was consulted before GSA proceeded. GSA, however, failed to address any of AFGE's concerns.

To prepare those comments, AFGE is taking a number of preliminary steps:

- . It has filed for a 60-day extension, citing its right to consultation on this issue.
- . It has commissioned ACVA Atlantic, Inc., to conduct ventilation studies in federal

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buildings in each of its 15 districts. If appropriate, state activities field staff will help with identification of some of these buildings.

. It has commissioned Jim Savarese to assess the costs of the regulation.

. It has filed a FoI request to obtain results of previous ventilation studies conducted for GSA by private and/or federal contractors.

In addition, other unions are being briefed on the situation. All are being encouraged to file comments. To the extent that we can, we will assist them in drafting their comments. Organizations include:

- . National Federation of Federal Employees (NFFE)
- . National Assn. of Government Employees (NAGE)
- . Metal Trades Council of the AFL-CIO
- . Laborers International Union
- . International Assn. of Firefighters
- . International Assn. of Machinists (who also are considering going to court for a stay if GSA proceeds with implementation)
- . Sheet Metal Workers
- . Professional and Technical Engineers
- . Firemen & Oilers
- . Council 26/AFSCME
- . Carpenters & Joiners
- . Letter Carriers

We have discussed the possibility of encouraging federal employees -- through their unions -- to submit comments to GSA. As the unions note repeatedly their duty to represent all of their members -- smokers as well as nonsmokers -- we feel it would be inappropriate for them to encourage members to comment either way. We have discussed this possibility with organized labor representatives with whom we are particularly close -- they agree with this assessment.

Please let me know if you'd like any additional information and/or clarification.

cc: ✓ Samuel D. Chilcote, Jr.
William Kloepper, Jr.
Peter Sparber
Judy Wiedemeier

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