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February 25, 1974

MEMORANDUM FOR MS. KRAMER

Subject: MPSC Status Agreement *Delegation of Power*

HPW raised the question whether Section 903(a) of the Status Agreement should be drafted so that the recommendations of the Joint Commission would come into effect unless Congress disapproved. We have been concerned about the possible unconstitutional delegation of power this could entail. In connection with your research on this point, you might consider two other broad delegations of legislative power (aside from the executive reorganization acts which have already been brought up). First, there is the commission which recommends changes in congressional and certain other government salaries, now so much in the news. Second, I ran across a bill which permits the Secretary of Agriculture to extend to Guam, with such modifications as he considers necessary, any of the programs of his department. Pub. L. 88-584, 78 Stat. 926 (Sept. 7, 1964). Though these statutes are distinguishable from our situation, they may provide helpful analogies.

[Signature]
Michael S. Helfer

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