

Title 3—

Memorandum of April 21, 1995

The President

Regulatory Reform—Waiver of Penalties and Reduction of Reports

Memorandum for
 The Secretary of State
 The Secretary of the Treasury
 The Secretary of Defense
 The Attorney General
 The Secretary of the Interior
 The Secretary of Agriculture
 The Secretary of Commerce
 The Secretary of Labor
 The Secretary of Health and Human Services
 The Secretary of Housing and Urban Development
 The Secretary of Transportation
 The Secretary of Energy
 The Secretary of Education
 The Secretary of Veterans Affairs
 The Administrator, Environmental Protection Agency
 The Administrator, Small Business Administration
 The Secretary of the Army
 The Secretary of the Navy
 The Secretary of the Air Force
 The Director, Federal Emergency Management Agency
 The Administrator, National Aeronautics and Space Administration
 The Director, National Science Foundation
 The Acting Archivist of the United States
 The Administrator of General Services
 The Chair, Railroad Retirement Board
 The Chairperson, Architectural and Transportation Barriers Compliance Board
 The Executive Director, Pension Benefit Guaranty Corporation

On March 16, I announced that the Administration would implement new policies to give compliance officials more flexibility in dealing with small business and to cut back on paperwork. These Governmentwide policies, as well as the specific agency actions I announced, are part of this Administration's continuing commitment to sensible regulatory reform. With your help and cooperation, we hope to move the Government toward a more flexible, effective, and user friendly approach to regulation.

A. *Actions:* This memorandum directs the designated department and agency heads to implement the policies set forth below.

1. *Authority to Waive Penalties.* (a) To the extent permitted by law, each agency shall use its discretion to modify the penalties for small businesses in the following situations. Agencies shall exercise their enforcement discretion to waive the imposition of all or a portion of a penalty when the violation is corrected within a time period appropriate to the violation in question. For those violations that may take longer to correct than the period set by the agency, the agency shall use its enforcement discretion to waive up to 100 percent of the financial penalties if the amounts waived