

HOUSE COMMITTEE ON ARMED SERVICES

L. Mendel Rivers (D., S. C.), Chairman

Philip Philbin (D., Mass.)	Leslie C. Arends (R., Ill.)
F. Edward Hebert (D., La.)	Alvin E. O'Konski (R., Wis.)
Melvin O. Price (D., Ill.)	William G. Bray (R., Ind.)
O. C. Fisher (D., Texas)	Robert C. Wilson (R., Calif.)
Charles E. Bennett (D., Fla.)	Charles S. Gubser (R., Calif.)
James A. Byrne (D., Pa.)	Alexander Pirnie (R., N. Y.)
Samuel S. Stratton (D., N. Y.)	Durward G. Hall (R., Mo.)
Otis Pike (D., N. Y.)	Donald D. Clancy (R., Ohio)
Richard Ichord (D., Mo.)	Robert T. Stafford (R., Vt.)
Lucien N. Nedzi (D., Mich.)	Carleton J. King (R., N. Y.)
Alton Lennon (D., N. C.)	William L. Dickinson (R., Ala.)
William J. Randall (D., Mo.)	Charles W. Whalen (R., Ohio)
G. Elliott Hagan (D., Ga.)	Ed Foreman (R., N. M.)
Charles Wilson (D., Calif.)	John E. Hunt (R., N. J.)
Robert L. Leggett (D., Calif.)	G. William Whitehurst (R., Va.)
Floyd V. Hicks (D., Wash.)	Robert J. Corbett (R., Pa.)
Speedy O. Long (D., La.)	J. Glenn Beall, Jr. (R., Md.)
Richard White (D., Texas)	
Bill Nichols (D., Ala.)	
Jack Brinkley (D., Ga.)	
Robert H. Mollohan (D., W. Va.)	
W. C. Daniel (D., Va.)	
Jorge Luis Cordova Diaz, Puerto Rico	

Staff Members

John R. Blandford, Chief Counsel  
Frank M. Slatinshek, Assistant Chief Counsel  
Earl J. Morgan, Professional Staff Member  
Ralph Marshall, Professional Staff Member  
John T. Reddan, Counsel, Special Subcommittee on Armed Services  
Investigating

FILE: *H. Armed  
Services*

30 Dec 1969

CROSS REFERENCE

CABLE: .DOD: 4613

DATE: 30 Dec. 1969

SUBJECT: travels of Reps. James A. Bryne, Charles H. Wilson, William Bray,  
John J. Ford, Lt. Coll. Walter C. Schrupp.

FILED: Rep James A. Bryne

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Thursday - 18 December 1969

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25X1 3. [ ] At his request, I met with George Murphy, on the staff of the Joint Committee on Atomic Energy, who is interested in a matter involving uranium under Euratom control. (See Memo for the Record for details.)

25X1 4. [ ] Advised by the Senate Armed Services Committee that our retirement legislation has been scheduled for Committee consideration along with several other legislative items for tomorrow morning at 10:00 a.m. Colonel White will be available as a standby witness.

25X1 5. [ ] In response to his call of yesterday and recommendation for [ ] I talked to Mr. Paul Goulding, Administrative Aide to Senator Claiborne Pell (D., R.I.), and told him I had personally reviewed the file on [ ] The Colonel's file had been carefully reviewed by our personnel people and had been referred to appropriate Agency components. This extensive review did not result in identification of a position at this time that would take advantage of his offer to serve with the Agency. I also advised Mr. Goulding that BALPA and OPRED limit the probability that the Agency will be able to utilize the Colonel's services in the foreseeable future. 25X1 25X1

25X1 6. [ ] Received from Colonel Harold Gould, Consultant, House Science and Astronautics Committee, invitations for Agency invitees, Messrs. [ ] Dave Brandwein, [ ] and [ ] to attend the 11th meeting of the Panel on Science and Technology, January 27 through 29. Colonel Gould noted in passing that the Soviet Embassy has evidenced an interest in attending the panel discussions for the first time this year. 25X1 25X1

25X1 7. [ ] Met with Mr. Frank Slatinshek, House Armed Services Committee staff, and briefed him on the Soviet budget.

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JOURNAL

OFFICE OF LEGISLATIVE COUNSEL

Thursday - 11 December 1969

25X1 1. [ ] Met with Mr. Robert Michaels, House Appropriations Committee staff, in response to his call of yesterday afternoon and provided limited comment on the Henry Taylor Washington Daily News column of 10 December 1969 for his use in responding to questions by Committee members. Mr. Michaels noted in passing that he will be continuing with the Committee through the 31st of the month and will then be going to private industry. He also indicated that although Mr. Ralph Preston has been designated to head up the Defense Subcommittee staff no mention has been made by the Chairman whether Mr. Preston or some other individual will be succeeding Mr. Michaels in the CIA Subcommittee staff position.

25X1 2. [ ] Met with Russ Blandford, House Armed Services Committee staff, and told him that I had rechecked the information provided House Appropriations Committee concerning Soviet and ChiCom aid to North Vietnam. Those briefings were consistent with the information given to him earlier in the week. Mr. Blandford thanked me for rechecking the matter and indicated that apparently there had been a garble in the information he had received which was attributed to House Appropriations Committee and briefings provided that Committee by the Agency.

I briefed Mr. Blandford on the SS-11.

25X1 3. [ ] I delivered to the office of Representative Lee Hamilton (D., Ind.) a personal letter from the Director.

25X1 4. [ ] Delivered FBIS items which mentioned their names to the offices of Senator Mike Mansfield (D., Mont.), Senator Barry Goldwater (R., Ariz.), Senator Russell Long (D., La.) and Senator Charles McC. Mathias (R., Md.).

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JOURNAL

OFFICE OF LEGISLATIVE COUNSEL

Tuesday - 9 December 1969

25X1 1. [redacted] Again called Mrs. Vergie Cass, Personal Secretary to Senator Abraham A. Ribicoff (D., Conn.), about the Senator's request for information on [redacted] Mrs. Cass recalled that it had been necessary to cancel Mr. Maury's appointment with Senator Ribicoff because of his father's illness and said he had been completely tied up with the tax bill since then. I told Mrs. Cass that we merely wanted to be sure that the Senator understood that we were available at his convenience and wanted to be responsive to his request. She thanked me and said she would call me. 25X1

25X1 2. [redacted] Met with Brian Corcoran, on the staff of Senator Henry M. Jackson (D., Wash.), and briefed him on the case of [redacted] Mr. Corcoran expressed no disagreement with our handling of the case and said that Senator Jackson was not aware of Mr. [redacted] letter. They are handling it strictly as a routine constituent inquiry. Mr. Corcoran merely suggested that we respond to [redacted] directly sending a copy of our response to Senator Jackson along with a covering note. STATOTHR STATOTHR

25X1 3. [redacted] Checked again with Ed Braswell, on the staff of the Senate Armed Services Committee, about the chances of having our retirement bill considered at a Committee meeting on Thursday. Mr. Braswell said he had tried to get a decision on this from Senator Stennis last night and was unsuccessful. He will try again this evening and will let us know as soon as he has an answer. Mr. Braswell mentioned that the situation was getting difficult since Senator Stennis is involved in appropriation hearings and the Senate is having morning sessions this week.

25X1 4. [redacted] Met with Frank Slatinshek, Counsel, House Armed Services Committee, and briefed him on Soviet underground nuclear testing and Soviet Y-class submarine construction in the Pacific area.

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Tuesday - 9 December 1969

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25X1

5. [redacted] Met with Chairman George Miller (D., Calif.), House Science and Astronautics Committee, who told me that the press of business will be such between now and the close of the session that he is going to withhold scheduling of an Agency briefing until after January 10. Chairman Miller noted in passing that he is looking forward with great anticipation to visiting the South Pole during the Christmas holidays.

I briefed the Chairman on a Soviet space failure.

25X1

6. [redacted] Talked to Mr. John R. Blandford, Chief Counsel, House Armed Services Committee, who advised that the figures he gave me last week on Soviet and Chinese aid to North Vietnam should have read 1.2 billion and 800 million respectively. These figures ostensibly were given to the House Appropriations Committee by the Agency earlier in the year. I advised Mr. Blandford that both the original figures he gave me last week and the revised figures are incorrect but that I would recheck the matter and be back in touch with him.

25X1

7. [redacted] Met with Mr. Ralph Devlin, House Post Office and Civil Service Committee, who advised that in hearings last Friday on H. R. 15024 (a bill to provide a 5 per cent increase in annuities based on involuntary separation from Civil Service between 1 November 1969 and 2 January 1970) the Committee Chairman and Minority Leader indicated almost unalterable opposition to the bill.

I met later with the Bill Clerk of the Senate Post Office and Civil Service Committee, Donna Yee, who advised that the Committee reported H. R. 9233 yesterday to include an amendment providing for 5 per cent increase in annuities payable for involuntary separation having a commencing date after 1 November 1969 and before 2 January 1970. (Apparently no hearing was held on this annuity increase before reporting the bill to the Senate.)

25X1

[redacted]  
Acting Legislative Counsel

cc:

ER

O/DDCI

[redacted]

Mr. Houston

Mr. Goodwin

DDI

DDS

DDS&T

OPPB

EA/DDP

Item 2 - OP

25X1

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CONFIDENTIAL

8 December 1969

MEMORANDUM FOR THE RECORD

SUBJECT: Meeting with John Blandford re Soviet and Chinese  
Aid to North Vietnam

1. Met with Mr. John Blandford, Chief Counsel, House Armed Services Committee, and in response to his earlier question told him that we do not have any information on which to base a judgment whether Soviet assistance or support for the U.S. position in the Paris Peace Talks or American attempts toward negotiation settlement in Vietnam will be forthcoming. We really can't read the Russians' purpose at this time. As for aid provided North Vietnam, I indicated that we were not able to verify the figures provided by him on Soviet and Chinese aid to the North Vietnamese of 1.8 billion and 200 million respectively. I also briefed him on the aid provided by the USSR, Communist China and Eastern Europe for 1968 and for the period 1954 to 1968.

2. Mr. Blandford indicated that the figures provided of 1.8 billion and 200 million had been utilized by the Appropriations Committee in floor statements and was apparently provided by "the intelligence community." He had no problem with the figures provided by us, but appeared concerned by the disparity between the figures used by Appropriations and our breakdown.

Assistant Legislative Counsel

Distribution:

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OLC/JGO:sml (10 Dec. '69)

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Monday - 8 December 1969

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25X1

9. [redacted] Met with Mr. John R. Blandford, Chief Counsel, House Armed Services Committee, and reviewed with him the question of Soviet attitude or possible support for the United States' position in the Paris Peace Talks and American attempts toward negotiation settlement in Vietnam. I also discussed with him aid provided the North Vietnamese by the Soviets, Communist China, and Eastern Europe for the year 1968 and for the period 1954 to 1968. (See Memorandum of Record for details.)

I briefed Mr. Blandford on the following items:

- a. Soviet SS-9 ICBM;
- b. Sino-Soviet border dispute;
- c. Soviet ABM testing;
- d. Soviet tactical fighters.

25X1

10. [redacted] Met with Mr. Frank Slatinshek, Counsel, House Armed Services Committee, and briefed him on the following items:

- a. Sino-Soviet border dispute;
- b. Soviet ABM testing;
- c. Soviet tactical fighters.

25X1

11. [redacted] Received a call from Colonel Harold Gould, House Science and Astronautics Committee, who advised that Representative Ken Hechler (D., W. Va.) was called during the afternoon by a Scripps-Howard representative concerning the authenticity of news reports concerning an "explosion" early this summer in the Soviet Union. Mr. Gould passed the foregoing as a matter of information since the staff had received a total of four calls during the day on this item. No Agency action is requested. Mr. Gould noted in passing that the responses given were that the Committee staff had no information on the subject. I thanked Mr. Gould for the call. Mr. Goodwin's office has been advised.

[redacted]  
Acting Legislative Counsel

25X1

cc:

ER

O/DDCI

Mr. Goodwin

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EA/DDP

Item 5 - OP

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25X1



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JOURNAL

OFFICE OF LEGISLATIVE COUNSEL

Friday - 5 December 1969

25X1 1. [redacted] Messrs. Maury and [redacted] escorted  
25X1 Mr. Peter Bagley and [redacted]  
on a visit to Capitol Hill. Senator Henry M. Jackson (D., Wash.) met  
with them for about approximately 45 minutes. (See Memo for the  
Record for details.)

25X1 2. [redacted] OCI, accompanied by  
[redacted] met with Mr. Darrell St. Claire, Clerk of the Senate,  
and debriefed him on the recent congressional delegation trip to the  
International Parliamentarian Union Meeting in New Delhi, India.  
25X1 Mr. St. Claire noted in particular the treatment accorded the delegation,  
headed by Senator John Sparkman (D., Ala.), in visits to Nepal and  
25X1 Pakistan as well as India. No followup action is required from the  
meeting. (See [redacted] Memorandum for the Record for details.)

25X1 3. [redacted] Met with Mrs. Reed, Assistant  
to Representative Philip Philbin (D., Mass.) and gave her a copy of  
the Agency's letter of 3 October 1969 to [redacted] an applicant  
25X1 for reemployment. Mrs. Reed is acting on constituent personnel matters  
during Mr. Gaucher's absence this week from the office.

25X1 4. [redacted] Met with Mr. Frank Slatinshek, House Armed  
Services Committee staff, and discussed with him the questions raised  
earlier in the week by Mr. Blandford concerning Soviet attitude toward  
the American position at the Paris Peace Talks and the monetary cost of  
Soviet and Communist Chinese support given North Vietnam.  
Mr. Slatinshek requested that the matter be covered with Mr. Blandford  
on his return to the office on Monday. I briefed Mr. Slatinshek on the  
Soviet SS-9 ICBM.

25X1 5. [redacted] Chairman Mahon announced the designa-  
tion of Mr. Ralph Preston to head up the Defense Subcommittee staff in  
yesterday's meeting of the full House Appropriations Committee.

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25X1

10. [redacted] I briefed Mr. John R. Blandford, Chief Counsel, House Armed Services Committee, on the following items:

- a. Soviet oceanographic research;
- b. Soviet SL-12 space booster;
- c. Soviet SS-4 MRBM;
- d. Soviet underground nuclear testing.

25X1

11. [redacted] Met with Representative Wendell Wyatt (R., Oreg.) and gave him a copy of the Lambert Los Angeles Times Green Beret item of 9 November. Representative Wyatt expressed his appreciation for the paper and noted again that he had enjoyed visiting the Agency and meeting with the Director.

25X1

12. [redacted] Spoke with Robert Hull, Department of State, concerning progress of the Foreign Service Retirement Act amendments paralleling the Daniels/McGee bill and learned that the report has not yet been written and most likely will not be considered by the full committee until February or March of next year. (An interesting side effect is that this delay enhances the retirement inducement aspects of the bill, which also adopts the three-month cost-of-living formula which will be applied against a Consumer Price Index base of 1968 and probably result in a 9 percent or more annuity increase to those retiring following enactment.)

We also discussed the possible ramifications of the Hogan and Daniels bills extending the recent 5 percent cost-of-living adjustment to near term future annuities resulting from involuntary separation. 25X1

[redacted signature box]

JOHN M. MAURY  
Legislative Counsel

25X1

cc:  
ER  
O/DDCI

[redacted box]

Mr. Houston EA/DDP  
Mr. Goodwin OPPB  
DDI DDS DDS&T

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Journal - Office of Legislative Counsel  
Tuesday - 2 December 1969

Page 2

25X1

6. [ ] Carl Marcy, Chief of Staff, Senate Foreign Relations Committee, called and said that Messrs. James Lowenstein and Richard Moose, of the Committee staff, would be travelling to Saigon on Committee business, arriving on 7 December and leaving on 18 December. Mr. Marcy asked that the Director send a cable to the field advising the Agency people to cooperate with Lowenstein and Moose as they did with Messrs. Pincus and Paul.

Later in the day, Mr. Lowenstein called to advise that he and Mr. Moose would be staying at the Caravelle Hotel in Saigon. He said that they would be interested in seeing our people separately from the country team. Lowenstein said that their primary interest would center on the status of the pacification program, the prospects for Vietnamization, and the general political and military situations in both Saigon and the field. He said they expected to travel extensively outside of Saigon.

25X1

7. [ ] Met with Mr. John Martiny, Counsel, House Post Office and Civil Service Committee, and received from him a copy of H. R. 15024 which was introduced by Mr. Daniels and Mr. Dulski last night. This bill will provide a 5 per cent increase in certain annuities for involuntary separation having a commencing date after November 1, 1969, but before January 2, 1970. This is an Administration bill introduced at the request of the Department of Defense. Mr. Martiny advised that hearings probably will be scheduled for next week.

25X1

8. [ ] Met with Messrs. John Blandford and Frank Slatinshek, House Armed Services Committee staff, and thanked them for the Committee's action in the expeditious passage of H. R. 14571.

Mr. Blandford noted that information has been provided the Chairman concerning the dollar cost of Soviet and Chinese support to North Vietnam and requested verification of the amounts together with certain other information. (See Memorandum for the Record.)

25X1

9. [ ] Met with Mr. Robert Michaels, House Appropriations Committee staff, who advised that as yet no changes have been made in staff assignment of the Committee. Mr. Michaels also advised that he will be staying with the Committee through the month of December.

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25X1 5. [redacted] Met with Mr. Frank Slatinshek, Assistant Chief Counsel, House Armed Services Committee, who advised that the bill amending the CIA Retirement Act would be the first Armed Services Committee bill to be considered by the House later in the day. The bill is scheduled for consideration on the Consent Calendar of the House.

I briefed Mr. Slatinshek on Soviet SL-12 space booster and Soviet nuclear testing.

25X1 6. [redacted] Met with Mr. James Wilson and Mr. W. H. Boone, House Science and Astronautics Committee staff, and briefed them on the Soviet SL-12 booster.

25X1 7. [redacted] Received from Mr. George Norris, House Science and Astronautics Committee staff, the personal resume of [redacted] a person who might be of interest to the Agency.

25X1

[redacted]  
JOHN M. MAURY  
Legislative Counsel

cc:  
ER  
O/DDCI

25X1 [redacted]  
Mr. Goodwin  
Mr. Houston  
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DDS&T  
EA/DDP  
OPP  
Item 7 - O/Personnel

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Journal - Office of Legislative Counsel  
Monday - 24 November 1969

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25X1 5. [redacted] Mrs. Cass, Personal Secretary to Senator Abraham Ribicoff, called to say that the Senator was called out of town due to the illness of his father and therefore they would have to cancel Mr. Maury's appointment with the Senator for today. Mrs. Cass will call and advise us when the Senator will be available.

25X1 6. [redacted] Received a call from Mr. John R. Blandford, Chief Counsel, House Armed Services Committee, who advised that Chairman Rivers would like to meet with the Director as early as possible this morning. After relaying the message to the Director's office, I advised Mr. Blandford that the Director was not yet in his office but that he would call Chairman Rivers as soon as he arrived.

25X1 7. [redacted] Talked to Dr. Charles Reichardt, Director of Intelligence, Atomic Energy Commission, as a followup to his call of Friday concerning congressional correspondence involving AEC, Air Force and Agency interests, and advised him that we could see no need of specifying Agency interest in the draft response prepared by AEC. Dr. Reichardt agreed and requested that the appropriate office in the Air Force be alerted in the event further inquiry is necessary and that he be advised of the appropriate office or individual for contact at the Air Force. [redacted] OSA, has been advised. (See Memorandum for the Record.)

25X1 8. [redacted] Met with Major General John Murphy, Director, Legislative Liaison, Office of the Secretary of the Air Force, and discussed briefly with him congressional correspondence received by the Atomic Energy Commission concerning AEC, Air Force and Agency interests. General Murphy advised that he would be available to respond on this matter should further followup with Air Force be desired. (See Memorandum for the Record.)

[redacted signature box]

JOHN M. MAURY  
Legislative Counsel

25X1

25X1 cc: [redacted]  
ER [redacted] DDS&T  
O/DDCI Mr. Houston OPPB  
[redacted] Mr. Goodwin EA/DDP  
DDI DDS  
[redacted] Item 7 - OSA

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Friday - 21 November 1969

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25X1

10. [redacted] Met with Mr. Robert Michaels who advised that as yet Chairman Mahon, House Appropriations Committee, has made no new assignments or adjustments in the Committee staff. Mr. Michaels also advised that he had talked with Representative John Marsh (D., Va.) who indicated that he had talked to Chairman Mahon about a visit to the Agency by himself, Representative Burt Talcott (R., Calif.), and possibly others. Mr. Michaels had no details on the conversation other than Marsh has talked to the Chairman and will be visiting the Agency.

25X1

11. [redacted] Met with Mr. Frank Slatinshek, Assistant Chief Counsel, House Armed Services Committee, and reviewed with him the status of H.R. 14571, a bill to amend the CIA Retirement Act. In response to my questions Mr. Slatinshek indicated that the material I provided him prior to the consideration of the bill by the full Committee answers all questions he can foresee from Committee members or others in taking the bill to the floor. He does not anticipate any difficulty in passage of the bill which is now scheduled on the consent calendar of the House. Mr. Slatinshek also advised that he has reviewed our bill along with others with Mr. Ed Braswell, Senate Armed Services Committee staff. Mr. Braswell likewise foresees little difficulty in handling the bill on the Senate side after passage by the House.

25X1

12. [redacted] Met separately with Mr. John R. Blandford and Mr. Frank Slatinshek, House Armed Services Committee staff, and briefed them on ChiCom personnel trenches.

25X1

13. [redacted] Met with Mr. Darrell St. Claire, Chief Clerk of the Senate, who has just returned from rather extensive travels with Senate designees to the Commonwealth Parliamentarian Meeting. He feels that the Agency might be interested in reviewing with him some of his observations of the Senate Foreign Relations Committee visit to Nepal and Pakistan. As he was pressed for time, it was decided we would talk further the first of the week on a possible debriefing meeting later in the week. 25X1

[redacted]

JOHN M. MAURY  
Legislative Counsel

25X1

cc:  
ER

[redacted]

DDI

OPP

O/DDCI

Mr. Houston

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EA/DDP

25X1

[redacted]

Mr. Goodwin

DDS&T

SECRET

**CONFIDENTIAL**

Journal - Office of Legislative Counsel  
Tuesday - 18 November 1969

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25X1

5. [redacted] Called Mrs. Cass, Personal Secretary to Senator Abraham Ribicoff (D., Conn.), to remind that we have information on a certain individual about whom the Senator had inquired of the Director a couple weeks ago. Mrs. Cass apologized and explained that the Senator had been out of town almost continually since then, and had been preoccupied with hearings since returning yesterday but she would call me in the next day or two.

25X1

6. [redacted] FE, called to say that Mr. Joseph Wolf, of the State Department, currently has AID's proposed response to Senator Fulbright's questions about AID contracts with Air America and Continental Airlines. Wolf has some reservations about their response and is seeking White House guidance.

25X1

7. [redacted] Everett Harper, on the staff of the Senate Preparedness Subcommittee, called and asked if appropriate members of the Preparedness staff could be briefed this week on the SAM programs of foreign countries. He said they were particularly interested in ranges, altitudes, and response times. I told him I would check on this and be back in touch.

25X1

8. [redacted] Hand carried to George Murphy, on the staff of the Joint Committee on Atomic Energy, an FBIS item containing a speech given by Defense Minister Grechko at the recent Soviet parade. Murphy gave me a list of the Soviet delegation to the SALT talks and asked if I would check this list to see if any of the persons were Soviet intelligence types.

25X1

9. [redacted] Called Robert Hull, Department of State to advise that our Retirement Act amendments had been reported out of the full House Armed Services Committee and to learn of the status of the Foreign Service Act amendments.

**CONFIDENTIAL**

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JOURNAL

OFFICE OF LEGISLATIVE COUNSEL

Tuesday - 18 November 1969

25X1 1. [redacted] Met with Chairman Mendel Rivers after the House Armed Services Committee meeting and thanked him for the expeditious approval given H.R. 14571, the Agency's retirement bill. The Chairman accepted my expression of appreciation and noted that this clears the bill for consideration by the House of Representatives. (See Memorandum for the Record.)

25X1 2. [redacted] Talked to Mr. Frank Slatinshek, Assistant Chief Counsel, House Armed Services Committee, who told me that he is filing the report on H.R. 14571 this afternoon. The bill will be placed on the consent calendar. In keeping with the fact that our bill contains only material authorized in the Daniels-McGee bill for civil service retirees, the Committee does not anticipate problems in passage by the House of Representatives. Mr. Slatinshek noted in the report (with regard to the question of cost) that the Director of Central Intelligence had advised the Committee that only minimal increase in cost will be involved in implementing the authority set forth in the act. [redacted]

25X1

25X1 3. [redacted] Accompanied General Cushman and Colonel White to a session of the House Armed Services Committee where the Agency retirement legislation was considered and reported out on the basis of presentation by Committee Assistant Chief Counsel Slatinshek. See Memo for Record.

25X1 4. [redacted] Received a call from John Lehman, of Dr. Kissinger's staff in the White House, who asked about the Director's appearance yesterday before the Symington Subcommittee. See Memo for Record.

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CONFIDENTIAL

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25X1

12. [redacted] Met with Mr. Frank Slatinshek,  
Assistant Chief Counsel, House Armed Services Committee, and reviewed  
with him various matters relating to the Agency's retirement bill which is  
scheduled for hearing before the full Committee tomorrow.  
(Left copy of briefing book with Mr. Slatinshek.)

25X1

[redacted]  
/JOHN M. MAURY  
Legislative Counsel

cc:  
ER  
O/DDCI

25X1

[redacted]  
Mr. Houston  
Mr. Goodwin  
DDI  
DDS  
DDS&T  
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EA/DDP

CONFIDENTIAL

~~CONFIDENTIAL~~

Journal - Office of Legislative Counsel  
Monday - 17 November 1969

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25X1 6. [redacted] Representative John Marsh (D, Va.) called to say that he and Representative Burt L. Talcott (R., Calif.) would like to bring seven of their colleagues--Republicans and Democrats--out for an Agency breakfast briefing on Wednesday, 26 November. I told Marsh that we would be glad to cooperate, but for protocol and jurisdictional reasons we wanted to make sure this was cleared with Chairman Mahon. Marsh said this could be done, and he could write a letter to the Director formally requesting the meeting so it was clear that it was not on Agency initiative. I said the letter would be fine, and should note that the request had the Chairman's blessing.

Marsh asked if I would care to join informally with the Virginia delegation--both House and Senate--for a social evening on Tuesday, 25 November. I said I would be happy to. Marsh said they would also like to have the Director and I said I wasn't sure that he would be free but Marsh said he planned to invite him.

Marsh also commented that he thought Representative Wilbur Mills (D., Ark.) would very much appreciate a chance to get better acquainted with the Agency, possibly by visiting Headquarters for a formal briefing. 25X1

25X1 7. [redacted] In response to his call to [redacted] advised Frank Slatinshek, House Armed Services Committee staff, that General Cushman and Colonel White would be the Agency witnesses appearing before the full House Armed Services Committee on H.R. 14571, CIA Retirement Act amendments.

25X1 8. [redacted] J. Sourwine, Chief Counsel, Senate 25X1 Internal Security Subcommittee, said that the Subcommittee had confidential information concerning [redacted]

25X1 [redacted] He wanted to know if we could be of any help in supplying him 25X1 information concerning the [redacted] He said ordinarily they would ask State for this type of information, but that the normal "protocol" approach does not seem to be indicated in this case. I said I would check and be back in touch.

~~CONFIDENTIAL~~

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JOURNAL

OFFICE OF LEGISLATIVE COUNSEL

Thursday - 13 November 1969

25X1 1. [ ] Met with Russ Blandford, Chief Counsel, House Armed Services Committee, who told me that the full Committee will be meeting on Tuesday but that it would be necessary to check with Frank Slatinshek as to whether the CIA bill has been included on the agenda.

I briefed Mr. Blandford on several items of current intelligence. (See Memorandum for the Record.)

25X1 2. [ ] Met with Mr. Frank Slatinshek, Assistant Chief Counsel, House Armed Services Committee, who advised that the Chairman had not yet approved the agenda for the meeting of the full Committee on 18 and 20 November. It is Mr. Slatinshek's present intent to include our bill on the 18th and to handle it without any formal presentation by the Agency. He requested, however, that we continue in a standby status ready to appear on Tuesday or Thursday until he can get a full reading from the Chairman which may not be possible prior to the meeting of the Committee. I thanked Mr. Slatinshek for his consideration and told him that we are ready to go whenever it would please the Chairman.

I briefed Mr. Slatinshek on several items of current intelligence. (See Memorandum for the Record.)

25X1 3. [ ] I met separately with Chairman George P. Miller (D., Calif.), Representative Olin Teague (D., Tex.), and Mr. W. H. Boone, Senior Technical Advisor, House Science and Astronautics Committee, and briefed them on a possible Soviet space activity. Chairman Miller advised that he would like to set up a full briefing to bring certain of his Subcommittee Chairmen up-to-date on Soviet space activities after his return from Cape Kennedy. Chairman Miller did not specify a date.

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**Page Denied**

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JOURNAL

OFFICE OF LEGISLATIVE COUNSEL

Wednesday - 12 November 1969

25X1 1. [redacted] Met with Mr. Carl Marcy, Senate Foreign Relations Committee staff, and advised him that the current negotiations

25X1  
25X9

[redacted]  
[redacted] on which the Chairman had been briefed. (See Memorandum for the Record.)

25X1 2. [redacted] Met with Mrs. Edna Johnson, Acting Executive Secretary, House Armed Services Committee, who advised that the CIA Retirement Act amendments bill is being scheduled for the next listed meeting of the full Committee. No date has been determined by the Chairman as yet for the next meeting of the full Committee.

25X1 3. [redacted] Miss Marko, of Tobin Associates, Incorporated, called to arrange a meeting between Mr. Arsan, of Minnesota Mining and Manufacturing Company, and the Agency's procurement officer to discuss MMM's duplicating processing line. In response to my question she explained that Mr. Tobin had served for a long time as an assistant to Representative John Blatnik (D., Minn.). The matter was turned over to Mr. Blake's office.

25X1 4. [redacted] Mr. Jay Sourwine, Chief Counsel, Senate Internal Security Subcommittee, called on the galley we recently returned to him covering the testimony of [redacted] and said they still needed an answer to the question to [redacted] on evidence of U.S. nationals being trained [redacted]. He said they would go back to [redacted] directly on this if the Agency prefers. Sourwine said he assumed that the Agency has no objection to the publication of the transcript in its present form once the missing answer is supplied. I told him we would be back in touch.

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JOURNAL

OFFICE OF LEGISLATIVE COUNSEL

Monday - 10 November 1969

25X1

1. [redacted] William Miller, Special Assistant to Senator John Sherman Cooper (R., Ky.), called and said that the Senator has become quite interested in Sino-Soviet affairs and would like to have a briefing on Wednesday at 4:00 p.m. if this could be arranged. Mr. Miller said Senator Cooper is particularly interested in what the Soviets have done to change their posture, including the nuclear field. I told Mr. Miller that I would check on this and be back in touch with him on Wednesday morning. [redacted] O/DDI, has been alerted.)

25X1

25X1

2. [redacted] Received word from Senator Tydings' office that he does not have a strong personal interest in the case of [redacted] but merely wanted to try to be of some assistance to him, since he appears to be a well educated linguist. No official response to the Senator's letter to the Director is required.

25X1

25X1

3. [redacted] Met with Mr. Arthur Kuhl, Chief Clerk, Senate Foreign Relations Committee, who told me that the Symington Subcommittee will be meeting on Tuesday, 11 November. The transcript of the Director's testimony on Laos will be needed for the meeting. He also advised that Senator Symington had stated at the opening of today's hearings that the declassified transcript of the Philippines hearings will not be released on Friday, 14 November, as originally planned. There are parts of the transcript which State Department now believes should remain classified. Release of the transcript will be postponed until next week. (See Memorandum for the Record.)

25X1

4. [redacted] Met with Mr. Frank Slatinshek, Assistant Chief Counsel, House Armed Services Committee, and briefed him on the following items:

- a. North Vietnamese troop infiltration;
- b. Lebanese/Fedayeen agreement;
- c. ChiCom patrol boat production;
- d. Soviet/ChiCom negotiations;
- e. Soviet equipment deployment;

25X1

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JOURNAL

OFFICE OF LEGISLATIVE COUNSEL

Thursday - 6 November 1969

25X1 1. [ ] Called Robert Hull, Department of State, on the outcome of their executive session hearing yesterday before the Hays Subcommittee on State Department Organization and Foreign Operations, House Foreign Affairs Committee, on Daniels/McGee-type amendments to the Foreign Service retirement system. Hull said that the Subcommittee had approved a bill including the benefits and, to State's surprise, the financing provisions of the Daniels/McGee bill. He said that they had circulated the Agency's bill now pending before House Armed Services Committee which he felt prompted their Subcommittee to make sure they kept pace with whatever Chairman Rivers was doing for the CIA retirement system.

25X1 2. [ ] Hand carried to Bill Woodruff, on the staff of the Senate Appropriations Committee, a list of Soviet and Chinese Communist military developments since 9 June 1969 in response to his request. Woodruff said he would talk to Senator Russell about this and be back in touch with us about a possible briefing of the Defense Subcommittee. Woodruff also advised that he had discussed [ ] with Senator Russell and "it went sailing through." 25X1

25X1 3. [ ] Mr. Edward Kenney, Minority Counsel to the Senate Preparedness Subcommittee, queried me about statements made by Senator Fulbright concerning CIA operations in Laos following the Director's briefing of the Symington Subcommittee. Kenney indicated that Senator Thurmond is very concerned about disclosure of presumably classified information by Senator Fulbright in this statement. (See Memo for the Record for details.)

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**INTERNAL USE ONLY**

Journal - Office of Legislative Counsel  
Thursday - 6 November 1969

Page 3

9. (Internal Use Only - JGO) Talked to Mr. Don Shasteen, Executive Assistant to Senator Carl Curtis (R., Neb.), who indicated that [redacted]

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[redacted] has rather extensive connections in Latin America where he apparently lived at one time and still does lecturing at the university level. I explained some of the problems of employment of individuals in the 50-year-old bracket and told him a recruiter would contact [redacted] direct, and would use the Senator's reference as an introduction. Mr. Shasteen appreciated the suggestion and indicated that it would be appreciated by the Senator. Office of Personnel has been advised.

STATINTL

10. (Internal Use Only - JGO) Met with Mr. John R. Blandford, Chief Counsel, House Armed Services Committee, and briefed him on the various conversations with Representative Jonathan Bingham (D., N.Y.) concerning Representative Bingham's interest in CIA [redacted] and the congressional role therein, and alerted him to the fact that the Committee might expect a call from Mr. Bingham or his assistant, Mr. Roger Majak.

25X1

With regard to the Agency's retirement bill, Mr. Blandford advised that the full Committee is not scheduled to meet during the coming week. The next date for a meeting in all probability will be Tuesday, 18 November. The present intention is to present the bill before the full Committee at its next meeting.

11. (Internal Use Only - JGO) Met with Miss Dorothy Fosdick, Senate Subcommittee on National Security and International Operations of the Government Operations Committee staff, and provided a suggested response for Senator Henry Jackson's (D., Wash.) use in replying to [redacted]

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Also chatted with her briefly concerning correspondence received from [redacted] the inquiry will be filed without response.

STATINTL

[redacted]  
JOHN M. MAURY  
Legislative Counsel

STATINTL

cc:

ER  
O/DDCI

Mr. Goodwin

DDI

EA/DDP

Item 7 - Mr. Goodwin

DDS

Item 9 - OP

DDS&T

OPPB

Mr. Houston

~~INTERNAL USE ONLY~~



~~SECRET~~

ADDENDUM TO JOURNAL  
OFFICE OF LEGISLATIVE COUNSEL

Thursday - 6 November 1969

25X1 [redacted] Briefed Mr. John R. Blandford, Chief Counsel, House Armed Services Committee, on the following items:

- a. Soviet MRV test;
- b. modified SS-11 ICBM test;
- c. maneuverable satellite launching;
- d. Soviet MRBM development.

25X1

[redacted]  
JOHN M. MAURY  
Legislative Counsel

cc:  
ER  
O/DDCI

25X1 [redacted]  
Mr. Houston  
Mr. Goodwin  
DDI  
DDS  
DDS&T  
OPPB  
EA/DDP

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### **Resor Going to Vietnam**

WASHINGTON, Aug. 18 (UPI) —Secretary of the Army Stanley R. Resor flew to Asia today on a trip that will include a visit to the war zone and a review of the investigation in the Special Forces case in South Vietnam.

The trip will take him to Hawaii, Guam, South Korea and Japan as well as Vietnam.

Meanwhile Representative L. Mendel Rivers, chairman of the House Armed Services Committee, called on the Army to release the eight men under detention so that they can prepare their defense.

A Pentagon spokesman said that Mr. Resor's trip had been scheduled for some time, but that the Secretary would participate in "a careful review" of the Special Forces case.

Two Army legal officers, Maj. Cobert Comeau and Capt. Stephen M. Sacks, are also being dispatched to South Vietnam to keep watch on the case, the Pentagon said, adding:

"A careful review will be made to determine what information may be made public without prejudice any potential prosecution and without compromising the rights of any potential defendants."

The Army has been under criticism from members of Congress for its handling of the case. Little information has been disclosed.

Mr. Rivers, in a letter to Secretary of Defense Melvin R. Laird, voiced objections to the treatment of the accused and to the withholding of information about the case.

"Frankly, the members of the Committee on Armed Services are getting a little bit disturbed by the manner in which the only information made available to us comes from the newspapers," Mr. Rivers wrote.

# Rivers Seeking to Classify Studies Made by His Panel

By George C. Wilson

Washington Post Staff Writer

Chairman L. Mendel Rivers (D-S.C.) will ask the House next week to let his Armed Services Committee classify its own information, just like the Pentagon.

The authority to do this is part of the military procurement bill approved by the committee on Wednesday and scheduled to come up for a vote next Wednesday.

The same bill would require the Defense Department and every other government agency to furnish "any information" the House or Senate Armed Services Committees requested about "national security" matters.

The power to wield the secret stamp would protect papers the committee puts together on sensitive matters, according to a committee source who worked on the legislation.

He said the language was derived from that covering the Joint Committee on Atomic Energy and is not designed in any way to muzzle dissident members of Rivers' committee.

The language in the Rivers bill would give broad authority on secrecy to the congressional military committees. The committees on armed services, the bill says, "may classify information originating within committees in accordance with standards used generally by the Executive Branch for classifying defense information or restricted data."

The part of the bill covering access to Pentagon and other Executive Branch information escalates the argument which

started early this year when senators tried to get Defense Department analyses on such projects as the C-5A airplane and Navy attack aircraft carriers.

Defense Secretary Melvin R. Laird refused to provide senators with such internal papers.

Rivers, then—if he got the access authority into law—would be helping the doves in Congress who have been challenging military projects all year.

"You know," said an official of the House Armed Services Committee, "we can't be wrong all the time. Even a bad clock is right once a day. It would be nice if you put in the story that we're trying to make sure Congress gets all

the information it needs to make informed judgments on these matters."

Laird is trying to head off this effort. He said as much in the speech he prepared—but did not deliver in full—for his National Press Club appearance yesterday.

"We mean to preserve the principle of free discussion in the decision-making process within Defense by continuing our practices of generating working papers for internal use by the Secretary of Defense," Laird said.

Laird said he intends to supply to Congress other papers on military issues "containing a fair statement of all legitimate viewpoints and alternatives."

## Debate Was Brief, Angry, —Record Is Long, Quiet

By Richard L. Lyons  
Washington Post Staff Writer

Editing of the bitter House debate Friday on the military procurement bill shows again that you can't believe all you read in the Congressional Record.

An angry tone was set early Friday after Rep. Robert L. Leggett (D-Calif.) moved to reduce funds for developing a new long-range bomber, saying there was no evidence that the Soviet Union was working on a new bomber.

Armed Services Committee Chairman L. Mendel Rivers (D-S.C.) spoke one sentence in

opposition, saying he had information that the Soviets were working on a new bomber, and then moved to cut off debate without letting anyone else speak. His opponents raged in anger but were voted down.

But it appears from Friday's Record that the debate ran on for two pages before Rivers moved to end it.

Printing officials said what apparently happened was that three members subsequently obtained unanimous consent to insert their remarks in the Record before the vote and that the Government Printing Office decided the only sensible place to print them was before the debate was ended.

The three-day battle ended late Friday with Rivers making a harsh attack on Leggett and Rep. John E. Moss (D-Calif.) thundering a reply. But not a word of that remained in the Record.

Rivers accused Leggett of misstatements and attacks on the character of members and of the committee staff. Rivers also implied that voters in Leggett's defense-heavy district should find a congressman more friendly to the military.

Leggett said he would not reply to the "indictment." But Moss shouted at Rivers: "Let there be any retaliation on that (California) delegation and, by God, we'll fight you all the way."

Democratic leaders reportedly felt the words were too rough and asked that they be dropped from the Record. Moss said he decided to erase his remarks when he received a call that Rivers and Leggett were deleting theirs.

A few months ago a sharp exchange between Rivers and Appropriations Committee Chairman George H. Mahon (D-Tex.) over military proofs, such as letting a submarine sink at the dock, were so sanitized as to make it appear to be a friendly conversation.

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# Russia Believed Putting Space Bomb on Missiles

By BOB HORTON

Associated Press Staff Writer

High defense officials believe the Soviet Union probably has started deploying its new space bomb aboard the big SS9 missiles.

Precisely what use is intended for the space bomb—called the Fractional Orbital Bombardment System—has never been clear to defense planners, but its significance is of some concern.

Defense leaders believe there would be one possible major use for such a weapon—a surprise attack against American strategic bomber bases.

The question of what the FOBS poses for the United States is expected to arise this month when U.S. negotiators meet the Soviets at the opening of strategic arms limitation talks.

FOBS, along with a continuing expansion of Soviet ICBMs and missile-launching submarines, prompted Secretary of Defense Melvin R. Laird to assert before Congress early this year there is no question that the Soviets are seeking a first-strike capability against the United States.

Strategists speak of a first-strike capability as being power enough to hit your opponent with so much force in a surprise attack that he is unable to recover and deal you unacceptable damage in return.

The whole American strategy of the past decade has been designed to deprive the Soviets of this capability.

The Soviets first began testing FOBS in late 1966. After 13 shots in that series—the first seven failed but the next six worked—the Soviets waited until last September to try the system again. The latest test series, according

to defense leaders, was successful.

“FOBS probably is ready to be deployed now,” one said in an interview.

According to analysts, the Soviets would probably use FOBS to send nuclear warheads over the South Pole toward the United States and avoid most of the detection provided by America's ballistic missile early warning system in Alaska and Canada.

The continent has less radar detection capability toward the south than the north, the direction which a Soviet missile attack would most likely develop.

This “back door” approach could cut the warning time to the United States from the 12 to 15 minutes afforded by the BMEWS line to as little as 3 minutes.

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Journal - Office of Legislative Counsel  
Friday - 31 October 1969

Page 3

25X1

12. [redacted] Met with Mr. Robert Michaels, House Appropriations Committee staff, who told me that he will be away from the city during the coming week but will be returning on Monday, 10 November. He will continue to work with the Chairman and the Committee staff for at least the next several weeks. No replacement or other staff person has been designated by the Chairman to work with us. During the coming week matters of Committee interest will be handled directly with the Chairman and members of the CIA Subcommittee.

25X1

13. [redacted] Met with Mr. Frank Slatinshek, Counsel, House Armed Services Committee, who indicated that he intends to present the Agency's amendments to the retirement act before the full Committee together with the military retirement amendments which are pending before the Committee. When such presentation can be made is not yet known.

I briefed Mr. Slatinshek on the following items:

- a. Soviet low altitude defense measure;
- b. Soviet SS-9 test;
- c. Soviet leadership differences;
- d. Soviet SS-11 test;
- e. Soviet air-to-surface missile test;
- f. statement re new Soviet bomber production;
- g. Soviet third-quarter industrial growth.

25X1

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JOHN M. MAURY  
Legislative Counsel

cc:  
ER  
O/DDCI

25X1

[redacted distribution box]

Mr. Houston  
Mr. Goodwin  
DDI  
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OPP  
EA/DDP

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Journal - Office of Legislative Counsel  
Wednesday - 29 October 1969

Page 2

25X1 4. [redacted] Al Tarabochia on the staff of the  
Senate Internal Security Subcommittee, called to advise us that the  
galley proof of the Subcommittee's interview with [redacted] 25X1  
25X1 [redacted] was available for our review. I told him I would drop by and  
pick this up in the next day or two.

Tarabochia also wished to advise us [redacted] 25X1 25X1  
[redacted] informed the Subcommittee that he had a means of getting out of [redacted] 25X1  
[redacted]  
Tarabochia was merely passing this piece of information on to us. WH  
Division is being advised.

25X1 5. [redacted] Hand carried to Bill Woodruff, on the staff  
of the Senate Appropriations Committee, our [redacted] 25X1  
letter dated 28 October. I also discussed with Woodruff Chairman  
Russell's reaction to Woodruff's briefing of him on the [redacted] letter 25X1  
dated 15 October. (See Memo for the Record.)

25X1 6. [redacted] Met with Ed Braswell, on the staff of  
the Senate Armed Services Committee, to discuss our retirement legislation  
and the possibility of our bill being introduced in the Senate. Braswell  
strongly recommends that we proceed first with the House Committee on  
this legislation in view of Chairman Stennis' present involvement in the  
conferences on the Defense Procurement bill and the pressure on him to  
next take up the draft legislation. (See Memo for the Record.)

25X1 7. [redacted] Met with George Murphy, on the staff of  
the Joint Committee on Atomic Energy, to discuss several outstanding  
items including the [redacted] case, the Joint Committee's letter to  
ACDA on the Beecher article of 2 October, and his interest in [redacted] 25X1  
25X1 [redacted] (See Memo for the Record.) [redacted]

25X1 8. [redacted] Chairman Mendel Rivers, House Armed  
Services Committee, introduced the CIA Retirement bill today in the  
House of Representatives.

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Journal - Office of Legislative Counsel  
Tuesday - 28 October 1969

Page 2

25X1

6. [ ] Met with Mr. John R. Blandford, Chief Counsel, House Armed Services Committee, and discussed the introduction of the proposed amendments to the Agency's retirement act. Mr. Blandford indicated that the pressing business of the Chairman and the members at the present time are quite burdensome and could result in delay pending action on the amendments by the Senate Committee. He advised that he would take a further look at the matter during the day after receipt of the Agency's letter to the Speaker of the House formally transmitting the legislation for consideration by the Committee.

I met later in the day with Mr. Frank Slatinshek, Assistant Chief Counsel, who told me that he had gone over the legislative package with Mr. Blandford after receipt of the letter to the Speaker. The bill will be put in for introduction by the Chairman hopefully later in the week.

25X1

7. [ ] Briefed Mr. John R. Blandford, Chief Counsel, House Armed Services Committee, on the following items:

- a. Soviet low altitude defense measures;
- b. Soviet SS-9 test;
- c. Soviet leadership differences.

25X1

8. [ ] Met with Mr. Robert Michaels, House Appropriations Committee staff, and finalized arrangements for the Director's meeting with the CIA Subcommittee on Wednesday, 29 October.

25X1

9. [ ] Talked to Mr. Walter Pincus, on the staff of the Senate Foreign Relations Committee, after the Director's appearance before the Committee. Mr. Pincus advised that the Committee does not plan to request Agency witnesses for the hearings on Thailand scheduled to begin on Monday, 10 November.

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JOURNAL

OFFICE OF LEGISLATIVE COUNSEL

Monday - 27 October 1969

25X1

1. [ ] Met with Mr. Robert Michaels, House Appropriations Committee staff, who advised that Chairman Mahon has scheduled the CIA Subcommittee meeting for 10:00 a.m. on Wednesday, 29 October. See Memorandum for the Record.

25X1

2. [ ] Met with Mr. Frank Slatinshek, House Armed Services Committee staff, and gave him a draft report on the Agency's retirement act amendments. Mr. Slatinshek advised that the Chairman's schedule is such that there is some difficulty in getting to him for introduction of the bill. He suggested that I talk to Mr. Blandford, Chief Counsel, in the morning.

25X1

3. [ ] Met with Mr. Arthur Kuhl, Chief Clerk, Senate Foreign Relations Committee, and confirmed the arrangements for the Director's appearance at 10:00 a.m. on Tuesday, 28 October before the Symington Subcommittee on U.S. Agreements and Commitments Abroad.

25X1

4. [ ] Received a call from Representative Cornelius Gallagher (D., N.J.) and in response to his request made an appointment for 10:00 a.m. on Wednesday, 29 October for a [ ] to meet with [ ] Office of Personnel. 25X1

25X1

25X1

5. [ ] Received a call from Mr. Mel Christopher, Arms Control and Disarmament Agency Congressional Office, concerning a letter to the Joint Committee on Atomic Energy which will be coming over this afternoon for our review from Mr. William Hancock, ACDA General Counsel. See Memorandum for the Record.

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Journal - Office of Legislative Counsel  
Friday - 24 October 1969

Page 2

25X1

6. [redacted] Met with Mr. Russ Blandford, Chief Counsel, House Armed Services Committee, whom I briefed on certain Soviet weapons supplied to North Korea and recent Middle East developments and the latest attempted Soviet moon probe.

25X1

7. [redacted] Met with Phil Kelleher, former Counsel of the House Armed Services Committee, who filled me in on some of the inner workings of the Committee (with several of whose members he remains in very close touch). He spoke of having been visited recently by several journalists, including Tom Lambert and Neil Sheehan, who are working on an expose of some of Chairman Rivers' activities.

25X1

[redacted]

JOHN M. MAURY  
Legislative Counsel

cc:  
ER  
O/DDCI

25X1

[redacted]

Mr. Houston  
Mr. Goodwin  
DDI  
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OPPB  
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JOURNAL

OFFICE OF LEGISLATIVE COUNSEL

Thursday - 23 October 1969

25X1 1. [redacted] Briefed James Gehrig, Staff Director, Senate Space Committee, on the recent Soviet space failure.

25X1 2. [redacted] Met with J. Russ Blandford, Chief Counsel, House Armed Services Committee, whom I briefed on the latest Soviet lunar probe and the UAR fighter aircraft inventory.

I asked Blandford about the possibility of his giving a talk to a group of our senior officers in early November but he begged off because of his heavy schedule.

25X1 3. [redacted] Called on Robert Michaels, on the staff of the House Appropriations Committee, to say we were all sorry to hear of his resignation and much appreciated his past assistance to us. He said he had no idea what Chairman Mahon wished us to discuss before his Subcommittee on 29 October--that when he had asked Mahon about this Mahon had simply said "we will talk about it later." Michaels will keep trying to get an answer from Mahon but can't predict when and if he will be successful. Michaels suggested that we be prepared to provide either a substantive briefing or a budget presentation until we get clarification.

25X1 4. [redacted] and I paid a courtesy call on Representative John Marsh (D., Va.) whom we filled in on the highlights of the Green Beret case in which he was interested. Marsh

25X1

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Journal - Office of Legislative Counsel  
Thursday - 23 October 1969

Page 2

25X1

5. [redacted] Received a call from Mr. John R. Blandford, Chief Counsel, House Armed Services Committee, who requested copies of the FBIS intercepts from Hanoi Radio concerning the Moratorium. Mr. Blandford requested that the material furnished be unclassified so that the Chairman may be free to use the material as he sees fit. FBIS has been advised.

25X1

6. [redacted] Met with Chairman George P. Miller, House Science and Astronautics Committee, and briefed him on a Soviet Cosmos mission.

25X1

7. [redacted] Met with Miss Berniece Kalinowski, personal secretary to Mr. Frank Slatinshek, House Armed Services Committee staff, and advised her for Mr. Slatinshek that the proposed amendments to the Agency's retirement act were approved by Bureau of the Budget.

25X1

8. [redacted] Met with Mrs. Strand, in the office of Representative Ogden Reid (R., N. Y.), who advised that she talked to Dr. Brady, of the Good Counsel College, today. Dr. Brady advised her that there are no foreign students in the group who will be attending the briefing at the Agency on 5 November. Dr. Brady is forwarding a list of the names of students and faculty members who will be attending. She also advised that the group will have their own bus transportation to move them from one place to another while in the District. [redacted] has been advised.

25X1

25X1

9. [redacted] Met with Mrs. Oneta Stockstill, House Armed Services Committee staff, who advised that she had interviewed [redacted] today and found her a delightful person. [redacted] comes well recommended to the Committee. Mrs. Stockstill told her that there are no openings at present but that she will keep her in mind. I thanked Mrs. Stockstill for the information and told her that I would be pleased to provide anything she might need from the Agency.

25X1

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UNCLASSIFIED	CONFIDENTIAL	SECRET	
<b>OFFICIAL ROUTING SLIP</b>			
TO	NAME AND ADDRESS	DATE	INITIALS
1	JMM		
2			
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ACTION	DIRECT REPLY	PREPARE REPLY	
APPROVAL	DISPATCH	RECOMMENDATION	
COMMENT	FILE	RETURN	
CONCURRENCE	INFORMATION	SIGNATURE	
<b>Remarks:</b>			
<p>This is the suggested draft House Armed Services Committee report which Frank Slatinshek requested last week. I thought you might like to review before Joe takes it down to Frank. The fiscal data section (clipped) was reviewed with John Clarke and he concurred. I also reviewed with John Warner.</p> <p style="text-align: center;">LLM</p>			
<b>FOLD HERE TO RETURN TO SENDER</b>			
<b>FROM: NAME, ADDRESS AND PHONE NO.</b>			<b>DATE</b>
			22 Oct 69
UNCLASSIFIED	CONFIDENTIAL	SECRET	

AMENDING THE CENTRAL INTELLIGENCE AGENCY  
RETIREMENT ACT OF 1964 FOR CERTAIN EMPLOYEES

October \_\_, 1969.

Ordered to be printed

Mr. \_\_\_\_\_, from the Committee on Armed Services,  
submitted the following

R E P O R T

[ To accompany H. R. \_\_\_\_\_ ]

The Committee on Armed Services, to whom was referred the bill (H. R. \_\_\_\_\_) to amend the Central Intelligence Agency Retirement Act of 1964 for Certain Employees, as amended, and for other purposes, having considered the same, reports favorably thereon without amendment and recommends that the bill do pass.

STATEMENT ON H. R. 14571

The purpose of the bill is to bring the Central Intelligence Agency Retirement Act of 1964 for Certain Employees, as amended, into conformity with appropriate changes recently made in the Civil Service Retirement Act, P. L. 91-93.

Specifically, the bill will increase benefits under the CIA Retirement Act as follows:

1. Using high three instead of high five for computing annuities;
2. Adding accumulated sick leave in computation of annuity;
3. Adding 1 percent to cost-of-living increases of annuities;
4. Authorizing surviving spouse to remarry after age 60 without loss of annuity and restoration of annuity on dissolution of remarriage before that age;
5. Upgrading survivorship benefits by increasing the fixed annuity for children; establishing a minimum survivor annuity; and reducing, in death in service cases, the minimum length of service requirement from five years to 18 months.

In addition, the bill increases Agency and participant contributions to the fund from 6.5 percent to 7 percent of basic salary.

## EXPLANATION OF BILL BY SUBSECTIONS

Section 1 increases both the Agency's and the participant's contributions to the Fund from six and one-half percent to seven percent of basic salary.

Section 2(a) revises the formula for computing annuities by basing "average basic salary" either on the highest three consecutive years rather than the highest five consecutive years, or over a shorter period, where applicable, to obtain the increased survivor protection afforded by section 4.

Section 2(b) provides for retention of annuity following remarriage under the conditions spelled out in section 2(d).

Section 2(c) increases the annuities of children of deceased annuitants.

Section 2(d) permits payment of annuity to surviving spouse upon remarriage occurring on or after age 60, and on or after 18 July 1966, and provides restoration of annuity terminated for remarriage prior to attaining age sixty if remarriage is dissolved.



Section 2(e) authorizes the crediting of accumulated sick leave for annuity computation purposes.

Section 3 preserves for survivors of participants retired for disability the additional service credit which may have been granted to such retirees.

Section 4 increases survivorship protection in death in service cases: by reducing the minimum length of service requirement from five years to 18 months; by establishing a minimum survivor annuity; and by incorporating the provisions in section 2 relating to remarriage.

Section 5(a) adds 1 percent to each cost-of-living adjustment effected under the cost-of-living provision of the Act.

Section 5(b) assures that the new annuities for surviving children will be adjusted in accordance with the cost-of-living provisions of the Act.

Section 6 provides effective dates in phase with similar amendments approved for the Civil Service retirement system.

### FISCAL DATA

The financing provision of the proposed amendments increases Agency and participant contributions from 6.5 to 7 percent, in consonance with the comparable provision of P. L. 91-93. Under the CIA Retirement Act the Director prepares the estimates of the annual appropriations required to be made to the fund and causes actuarial valuations of the fund to be made at intervals of five years, or oftener, if deemed necessary by him. The Committee has been assured that if the amendments are enacted future appropriation requests will include appropriate provision to maintain the fund on a sound fiscal base.

Enactment into law of this measure will involve a total additional cost for the first year in the approximate amount of \$\_\_\_\_\_.

Note: The amount would be approximately \$135,000 for FY 1970 and \$270,000 for FY 1971. This cost is attributed to the increase in the Agency's contribution rate by one-half percent of basic salary starting January 1970. However, we recommend against including this paragraph because the figure provided could form the basis for extrapolation of the type of information protected from disclosure by P. L. 81-110, section 6.

## DEPARTMENTAL DATA

Enactment of this legislation has the support of the Central Intelligence Agency and the approval of the Bureau of the Budget as evidenced by the letter from the Director of the Central Intelligence Agency dated 23 October 1969 which is set out below and made a part of this report.



**CENTRAL INTELLIGENCE AGENCY**

WASHINGTON, D. C. 20505

**OFFICE OF THE DIRECTOR**

23 OCT 1969

The Honorable John W. McCormack  
Speaker of the House of Representatives  
Washington, D. C. 20515

My dear Mr. Speaker:

This letter transmits for the consideration of the Congress a proposed draft bill to amend the Central Intelligence Agency Retirement Act of 1964 for Certain Employees, as amended. The proposed bill brings the CIA Retirement Act into consonance with certain provisions of the Civil Service retirement system.

Public Law 91-93, approved October 20, 1969, made significant improvements in the benefits of the Civil Service retirement system. Contribution rates were increased also. The improvement in benefits includes using "high three" instead of "high five" for computing annuities, permitting accumulated sick leave to be added in the computation of annuities, adding 1 percent to cost-of-living adjustment for annuitants, making the remarriage provisions partially retroactive, and improving survivor benefits.

A number of key features in the CIA Retirement Act, as passed in 1964, were adopted from provisions of law then applicable to Civil Service retirees. These features included the provisions amended by P. L. 91-93.

The reasons for changing these benefits under the Civil Service retirement system apply with equal force to the CIA system. This CIA retirement system would be completely undermined if it did not keep pace with the improved benefits and effective dates of P. L. 91-93. On the other hand, enactment of the proposed bill will assure that appropriate provisions of the CIA retirement system remain in line with those of the Civil Service system.

We would appreciate early and favorable consideration of the proposed bill. The Bureau of the Budget has advised that there is no objection to presenting the proposed bill to the Congress from the standpoint of the Administration's program.

Sincerely,

SIGNED

Richard Helms  
Director

DRAFT

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Speaker of the House of Representatives  
Washington, D. C. 20515

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Sincerely,

Richard Helms  
Director

Enclosure

CHANGES IN EXISTING LAW

In compliance with clause 3 of rule XIII of the Rules of the House of Representatives, there is herewith printed in parallel columns the text of provisions of existing law which would be repealed or amended by the various provisions of the bill as reported.

EXISTING LAW

\* \* \* \* \*

Central Intelligence Agency  
Retirement Act of 1964 for  
Certain Employees, as amended,  
(78 Stat. 1043; 50 U.S.C. 403  
note)

Sec. 211. (a) Six and one-half per centum of the basic salary received by each participant shall be contributed to the fund for the payment of annuities, cash benefits, refunds and allowances. An equal sum shall also be contributed from the respective appropriation or fund which is used for payment of his salary. The amounts deducted and withheld from basic salary together with the amounts so contributed from the appropriation or fund shall be deposited by the Agency to the credit of the fund.

THE BILL AS REPORTED

\* \* \* \* \*

Sec. 1. Section 211 (a) of the Central Intelligence Agency Retirement Act of 1964 for Certain Employees, as amended, (78 Stat. 1043; 50 U.S.C. 403 note) is further amended by striking out "Six and one-half per centum" in the first sentence and inserting "Seven per centum".



Sec. 221. (a) The annuity of a participant shall be equal to 2 per centum of his average basic salary for the highest five consecutive years of service, for which full contributions have been made to the fund, multiplied by the number of years, not exceeding thirty-five, of service credit obtained in accordance with the provisions of sections 251 and 252. In determining the aggregate period of service upon which the annuity is to be based, the fractional part of a month, if any, shall not be counted.

(b) At the time of retirement, any married participant may elect to receive a reduced annuity and to provide for an annuity payable to his wife or her husband, commencing on the date following such participant's death and terminating upon the death or remarriage of such surviving wife or husband. The annuity payable to the surviving wife or husband after such participant's death shall be 55 per centum of the amount of the participant's annuity computed as prescribed in paragraph (a) of this section, up to the full amount of such annuity specified by him as the base for the survivor benefits. The annuity of the participant making such election shall be reduced by  $2\frac{1}{2}$  per centum of any amount up to \$3,600 he specified as the base for the survivor benefit plus 10 per centum of any amount over \$3,600 so specified.

Sec. 2. Section 221 of the Central Intelligence Agency Retirement Act (50 U.S.C. 403 note) is amended:

(a) by striking out in paragraph (a) "five consecutive years of service," and inserting "three consecutive years of service /or, in the case of an annuity computed under section 232 and based on less than three years, over the total service/,";

(b) by striking out from the first sentence of paragraph (b) "or remarriage of such surviving wife or husband and inserting: "or upon remarriage prior to attaining age sixty of such surviving wife or husband";

(c) (1) If an annuitant dies and is survived by a wife or husband and by a child or children, in addition to the annuity payable to the surviving wife or husband, there shall be paid to or on behalf of each child an annuity equal to the smallest of: (i) 40 per centum of the annuitant's average basic salary, as determined under paragraph (a) of this section, divided by the number of children; (ii) \$600; or (iii) \$1,800 divided by the number of children.

(2) If an annuitant dies and is not survived by a wife or husband but by a child or children, each surviving child shall be paid an annuity equal to the smallest of: (i) 50 per centum of the annuitant's average basic salary, as determined under paragraph (a) of this section, divided by the number of children; (ii) \$720; or (iii) \$2,160 divided by the number of children.

(c) by striking out in paragraph (c) the items "40 per centum", "\$600", "\$1,800", "50 per centum", "\$720", and "\$2,160", and inserting "60 per centum", "\$900", "\$2,700", "75 per centum", "\$1,080", and "\$3,240";

(d) by adding new paragraph (g):

"(g) In the case of remarriage on or after age sixty an annuity shall be payable if remarriage has occurred on or after July 18, 1966, and if the surviving wife or husband, immediately before such remarriage, was receiving an annuity from the Central Intelligence Agency Retirement and Disability Fund. The annuity of a surviving spouse terminated as a result of remarriage which occurred prior to age sixty and on or after July 18, 1966, shall be restored at the same rate commencing on the day the remarriage is dissolved by death, annulment, or divorce, if --

"(1) the surviving spouse elects to receive this annuity instead of a survivor benefit to which he may be entitled, under this or another retirement system for Government employees, by reason of the remarriage; and

"(2) any lump sum paid on termination of the annuity is returned to the fund.

"No annuity shall be paid by reason of this paragraph for any period prior to terminated solely by reason of the enactment of this paragraph." ; and

\*insert enactment date of Daniels/McGe bill

(e) by adding new paragraph (h):

"(h) In computing an annuity under this section the service credit of a participant who retires, except under section 231, on an immediate annuity or dies leaving a survivor or survivors entitled to annuity includes, without regard to the limitations imposed by paragraph (a), the days of unused sick leave to his credit under a formal leave system, except that these days will not be counted in determining average basic salary or annuity eligibility. The contribution specified in section 252 shall not be required for days of unused sick leave credited under this paragraph."

Sec. 231. (a) Any participant who has five years of service credit toward retirement under the system, excluding military or naval service that is credited in accordance with provisions of section 251 or 252 (a) (2), and who becomes totally disabled or incapacitated for useful and efficient service by reason of disease, illness, or injury not due to vicious habits, intemperance, or willful misconduct on his part, shall, upon his own application or upon order of the Director, be retired on an annuity computed as prescribed in section 221. If the disabled or incapacitated participant is under sixty and has less than twenty years of service credit toward his retirement under the system at the time he is retired, his annuity shall be computed on the assumption that he has had twenty years of service, but the additional service credit that may accrue to a participant under this provision shall in no case exceed the difference between his age at the time of retirement and age sixty, but this provision shall not increase the annuity of any survivor.

Sec. 232. (b) If a participant, who has at least five years of service credit toward retirement under the system, excluding military or naval service that is credited in accordance with the provisions of section 251 or 252 (a) (2), dies before separation or retirement from the Agency and is survived by a widow or a dependent widower, as defined in section 204, such widow or dependent widower shall be entitled to an annuity equal to 55 per centum of the annuity computed in accordance with the provisions of section 221 (a).

Sec. 3. Section 231 (a) of the Central Intelligence Agency Retirement Act (50 U.S.C. 403 note) is amended by striking ", but this provision shall not increase the annuity of any survivor" from the last sentence.

Sec. 4. (a) Section 232 (b) of the Central Intelligence Agency Retirement Act (50 U.S.C. 403 note) is amended:

(1) by striking "five years" and inserting "18 months";

(2) by inserting, after "221 (a)", ", except that the computation of the annuity of the participant under such section shall

The annuity of such widow or dependent widower shall commence on the date following death of the participant and shall terminate upon death or remarriage of the widow or dependent widower, or upon the dependent widower's becoming capable of self-support.

be at least the smaller of (i) 40 per centum of the participant's average basic salary, or (ii) the sum obtained under such section after increasing the participant's service of the type last performed by the difference between his age at the time of death and age sixty"; and

(3) by striking "remarriage of the widow or dependent widower" and inserting "upon remarriage prior to attaining age sixty of the widow or dependent widower (subject to the payment and restoration provisions of section 221 (g) )".

(c) If a participant who has at least five years of service credit toward retirement under the system, excluding military or naval service that is credited in accordance with the provisions of section 251 or 252 (a) (2), dies before separation or retirement from the Agency and is survived by a wife or a husband and a child or children, each surviving child shall be entitled to an annuity computed in accordance with the provisions of section 221 (c) (1). The child's annuity shall begin and be terminated in accordance with the provisions of section 221 (e). Upon the death of the surviving wife or husband or termination of the annuity of a child, the annuities of any remaining children shall be recomputed and paid as though such wife or husband or child had not survived the participant.

(b) Sections 232 (c) and (d) are amended by striking "five years" and inserting "18 months".

(d) If a participant who has at least five years of service credit toward retirement under the system, excluding military or naval service that is credited in accordance with the provisions of section 251 or 252 (a) (2), dies before separation or retirement from the Agency and is not survived by a wife or husband, but by a child or children, each surviving child shall be entitled to an annuity computed in accordance with the provisions of section 221 (c) (2). The child's annuity shall begin and terminate in accordance with the provisions of section 221 (e). Upon termination of the annuity of a child, the annuities of any remaining children shall be recomputed and paid as though that child had never been entitled to the benefit.

Sec. 291. (a) On the basis of determinations made by the Director pertaining to per centum change in the Price Index, the following adjustments shall be made: . . .

(2) Each month beginning with November 1966, the Director shall determine the per centum change in the price index. Effective the first day of the third month which begins after the price index shall have equaled a rise of at least 3 per centum for three consecutive months over the price index for the base month, each annuity payable from the fund which has a commencing date not later than such effective date shall be increased by the per centum rise in the price index (calculated on the highest level of the price index during the three consecutive months) adjusted to the nearest one-tenth of 1 per centum.

Sec. 5. Section 291 of the Central Intelligence Agency Retirement Act (50 U.S.C. 403 note) is amended:

(a) by inserting "1 per centum plus" immediately after the word "by" in paragraph (a) (2); and

(b) Eligibility for an annuity increase under this section shall be governed by the commencing date of each annuity payable from the fund as of the effective date of an increase, except as follows: ...

(2) Effective from its commencing date, an annuity payable from the fund to a child under section 221 (c), which annuity commences the day after annuitant's death and after January 1, 1967, shall be increased by (a) 2 per centum if the annuity from which it is derived commenced on or before January 1, 1966, or (b) 1 per centum if the annuity from which it is derived commenced on or between January 2, 1966, and January 1, 1967.

(3) For the purposes of computing an annuity which commences after January 1, 1967, to a child under section 221 (c), the items \$600, \$720, \$1,800, and \$2,160 appearing in section 221 (c) shall be increased by 10.2 per centum plus the total per centum increase allowed and in force under section 291 (a) (2) for employee annuities, and, in the case of a deceased annuitant, the items 40 per centum and 50 per centum appearing in section 221 (c) shall be increased by the total per centum increase allowed and in force under this section to the annuitant at death; or if death occurred between January 1, 1967, and date of enactment, the per centum increase the annuitant would have received.

(b) by amending paragraphs (b) (2) and (b) (3) to read:

"(2) For the purpose of computing the annuity of a child under section 221 (c) that commences after October 31, 1969, the items \$900, \$1,080, \$2,700, and \$3,240 appearing in section 221 (c) shall be increased by the total per centum increases allowed and in force under this section on or after such day, and, in case of a deceased annuitant, the items 60 per centum and 75 per centum appearing in section 221 (c) shall be increased by the total per centum allowed and in force to the annuitant under this section on or after such day.

"(3) The annuity of each surviving child receiving an annuity under section 221 immediately prior to November 1, 1969, shall be recomputed effective November 1, 1969, in accordance with paragraph (b) (2). No increase allowed and in force prior to such date under section 291 shall be included in the recomputation of any such annuity, and this paragraph shall not operate to reduce any annuity."



A BILL

To amend the Central Intelligence Agency Retirement Act of 1964  
for Certain Employees, as amended, and for other purposes.

1 Be it enacted by the Senate and House of Representatives  
2 of the United States of America in Congress assembled,

3 SECTION 1. Section 211 (a) of the Central Intelligence  
4 Agency Retirement Act of 1964 for Certain Employees, as  
5 amended, (78 Stat. 1043; 50 U.S.C. 403 note) is further  
6 amended by striking out "Six and one-half per centum" in  
7 the first sentence and inserting "Seven per centum".

8 SEC. 2. Section 221 of the Central Intelligence Agency  
9 Retirement Act (50 U.S.C. 403 note) is amended:

10 (a) by striking out in paragraph (a) "five consecutive  
11 years of service," and inserting "three consecutive years  
12 of service [or, in the case of an annuity computed under  
13 section 232 and based on less than three years, over the  
14 total service],";

1 (b) by striking out from the first sentence of paragraph (b)  
2 "or remarriage of such surviving wife or husband" and inserting  
3 "or upon remarriage prior to attaining age sixty of such surviving  
4 wife or husband";

5 (c) by striking out in paragraph (c) the items "40 per centum",  
6 "\$600", "\$1,800", "50 per centum", "\$720", and "\$2,160", and  
7 inserting "60 per centum", "\$900", "\$2,700", "75 per centum",  
8 "\$1,080", and "\$3,240";

9 (d) by adding new paragraph (g):

10 "(g) In the case of remarriage on or after age sixty an  
11 annuity shall be payable if remarriage has occurred on or after  
12 July 18, 1966, and if the surviving wife or husband, immediately  
13 before such remarriage, was receiving an annuity from the  
14 Central Intelligence Agency Retirement and Disability Fund.  
15 The annuity of a surviving spouse terminated as a result of  
16 remarriage which occurred prior to age sixty and on or after  
17 July 18, 1966, shall be restored at the same rate commencing  
18 on the day the remarriage is dissolved by death, annulment,  
19 or divorce, if--

1       "(1) the surviving spouse elects to receive this annuity  
2 instead of a survivor benefit to which he may be entitled, under  
3 this or another retirement system for Government employees,  
4 by reason of the remarriage; and

5       "(2) any lump sum paid on termination of the annuity is  
6 returned to the fund.

7 "No annuity shall be paid by reason of this paragraph for any  
8 period prior to October 20, 1969. No annuity shall be terminated  
9 solely by reason of the enactment of this paragraph."; and

10.       (e) by adding new paragraph (h):

11       "(h) In computing an annuity under this section the service  
12 credit of a participant who retires, except under section 231,  
13 on an immediate annuity or dies leaving a survivor or survivors  
14 entitled to annuity includes, without regard to the limitations  
15 imposed by paragraph (a), the days of unused sick leave to his  
16 credit under a formal leave system, except that these days will  
17 not be counted in determining average basic salary or annuity  
18 eligibility. The contribution specified in section 252 shall not  
19 be required for days of unused sick leave credited under this  
20 paragraph."

1           SEC. 3. Section 231 (a) of the Central Intelligence Agency  
2 Retirement Act (50 U.S.C. 403 note) is amended by striking  
3 ", but this provision shall not increase the annuity of any survivor"  
4 from the last sentence.

5           SEC. 4. (a) Section 232 (b) of the Central Intelligence Agency  
6 Retirement Act (50 U.S.C. 403 note) is amended:

7           (1) by striking "five years" and inserting "18 months";

8           (2) by inserting, after "221 (a)", ", except that the computa-  
9 tion of the annuity of the participant under such section shall be  
10 at least the smaller of (i) 40 per centum of the participant's  
11 average basic salary, or (ii) the sum obtained under such section  
12 after increasing the participant's service of the type last performed  
13 by the difference between his age at the time of death and age sixty";  
14 and

15           (3) by striking "remarriage of the widow or dependent widower"  
16 and inserting "upon remarriage prior to attaining age sixty of the  
17 widow or dependent widower (subject to the payment and restoration  
18 provisions of section 221 (g) )".

19           (b) Sections 232 (c) and (d) are amended by striking "five years"  
20 and inserting "18 months".

1 SEC. 5. Section 291 of the Central Intelligence Agency

2 Retirement Act (50 U.S.C. 403 note) is amended:

3 (a) by inserting "1 per centum plus" immediately after the

4 word "by" in paragraph (a) (2); and

5 (b) by amending paragraphs (b) (2) and (b) (3) to read:

6 "(2) For the purpose of computing the annuity of a child  
7 under section 221 (c) that commences after October 31, 1969,  
8 the items \$900, \$1,080, \$2,700, and \$3,240 appearing in  
9 section 221 (c) shall be increased by the total per centum  
10 increases allowed and in force under this section on or after  
11 such day, and, in case of a deceased annuitant, the items 60  
12 per centum and 75 per centum appearing in section 221 (c) shall  
13 be increased by the total per centum allowed and in force to  
14 the annuitant under this section on or after such day.

15 "(3) The annuity of each surviving child receiving an annuity  
16 under section 221 immediately prior to November 1, 1969, shall  
17 be recomputed effective November 1, 1969, in accordance with  
18 paragraph (b) (2). No increase allowed and in force prior to  
19 such date under section 291 shall be included in the recomputation  
20 of any such annuity, and this paragraph shall not operate to reduce  
21 any annuity."

1       SEC. 6. (a) The amendments made by section 1 shall be  
2 become effective at the beginning of the first applicable pay period  
3 beginning after December 31, 1969.

4       (b) The amendments made by sections 3, 4, and 2, with the  
5 exception of 2 (c), shall become effective October 20, 1969.

6       (c) The amendments made by sections 2 (c) and 5 shall  
7 become effective November 1, 1969.

8       (d) The amendments made by sections 2 (a), 2 (e), 3, and  
9 4 (a) (1)-(2) shall not apply in the cases of persons retired or  
10 otherwise separated prior to October 20, 1969, and the rights  
11 of such persons and their survivors shall continue in the same  
12 manner and to the same extent as if such sections had not been  
13 enacted.

~~SECRET~~

Journal - Office of Legislative Counsel  
Tuesday - 21 October 1969

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25X1 10. [ ] Met with Mr. John R. Blandford, Chief Counsel, House Armed Services Committee, and briefed him on the following items:

- a. Soyuz 6, 7 and 8;
- b. Soviet bomber test;
- c. Soviet-ChiCom border.

25X1 11. [ ] Met with Mr. Frank Slatinshek, House Armed Services Committee staff, and gave him the dates for insertion in the draft of the CIA retirement bill which was given to him last week. Mr. Slatinshek told me that the Chairman is away until tomorrow or possibly Thursday. Consideration of Committee handling of the bill will have to await the Chairman's return.

25X1 12. [ ] Escorted [ ] FE Division, to the Senate Foreign Relations Committee's rooms in preparation for the Director's appearance on Thursday. We met with Mrs. Mary McLaughlin, who is acting in the absence of Mr. Arthur Kuhl, Committee Clerk, and confirmed appropriate portions of the security and administrative arrangements for the Agency's appearance on Thursday. 25X1

25X1 13. [ ] Met with Mr. Al Tarabochia, on the staff of the Senate Internal Security Subcommittee, who requested that he be provided with a biographic sketch [ ] 25X1  
Although he does have a short outline from a news publication that he was furnished, it is not sufficient for Committee needs.

~~SECRET~~

SECRET

Journal - Office of Legislative Counsel  
Friday - 17 October 1969

Page 2

25X1

4.  Met with Russ Blandford, Chief Counsel, House Armed Services Committee, who does not foresee a request for Committee briefing in the immediate future. The present Committee workload is occupying the full attention of the members of the staff. In the area of general congressional matters, Russ commented on the Senate's Symington Subcommittee hearings on Laos scheduled for next week. He commented somewhat philosophically that it is his feeling this is a price we have to pay to maintain our democratic form of government. He did not comment on the Director's appearance, but seemed to be puzzled as to the purpose to be served by these hearings.

I briefed Mr. Blandford on the following items:

- a. Soyuz 6, 7 and 8;
- b. testing of a Soviet aircraft;
- c. Soviet-Chinese border defenses.

25X1

JOHN M. MAURY  
Legislative Counsel

cc:  
ER  
O/DDCI

25X1

Mr. Houston  
Mr. Goodwin  
DDI  
DDS  
DDS&T  
OPPB  
EA/DDP

SECRET



Journal - Office of Legislative Counsel  
Wednesday - 15 October 1969

Page 3

25X1

10. [redacted] In the absence of Victor Zafra, BOB, who will be away until Monday and at the suggestion of Zafra's office, spoke with Mr. Dave McAfee on the best timing for submitting the Agency's counterpart of the Daniels bill for BOB clearance, assuming the Daniels bill is signed by the President. See Memorandum for the Record.

25X1

11. [redacted] Met with Mr. Frank Slatinshek, House Armed Services Committee staff, and separately with Mr. James Wilson, House Science and Astronautics Committee staff, and updated the information previously furnished on the current Soviet Soyuz mission.

Mr. Wilson provided a copy of the October 1969 issue of the Government Executive which contained an item for our information. Page 19 of this issue carries an item entitled "CIA Internal Friction." Mr. Goodwin's office has been advised.

25X1

12. [redacted] Met briefly with Mr. Robert Michaels, House Appropriations Committee staff, who advised that no action has been taken by the Chairman on possible realignment of the Defense Subcommittee staff. I brought Mr. Michaels up-to-date on the current Soyuz mission.

25X1

[redacted signature box]

JOHN M. MAURY  
Legislative Counsel

cc:  
ER  
O/DDCI

25X1

[redacted distribution box]

Mr. Houston  
Mr. Goodwin  
DDI  
DDS  
DDS&T  
OPP  
EA/DDP  
Item 5 - FBIS

25X1

[redacted distribution box]

SECRET

14 October 1969

CIA Retirement Act amendments package as delivered to Mr. Frank Slatinshek, House Armed Services Committee staff. P. L. 88-643 and P. L. 90-539 were also given to him.

A BILL

To amend the Central Intelligence Agency Retirement Act of 1964  
for Certain Employees, as amended, and for other purposes.

1 Be it enacted by the Senate and House of Representatives  
2 of the United States of America in Congress assembled,

3 SECTION 1. Section 211 (a) of the Central Intelligence  
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7 the first sentence and inserting "Seven per centum".

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9 Retirement Act (50 U.S.C. 403 note) is amended:

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11 years of service," and inserting "three consecutive years  
12 of service [or, in the case of an annuity computed under  
13 section 232 and based on less than three years, over the  
14 total service],";

1 (b) by striking out from the first sentence of paragraph (b)  
2 "or remarriage of such surviving wife or husband" and inserting  
3 "or upon remarriage prior to attaining age sixty of such surviving  
4 wife or husband";

5 (c) by striking out in paragraph (c) the items "40 per centum",  
6 "\$600", "\$1,800", "50 per centum", "\$720", and \$2,160", and  
7 inserting "60 per centum", "\$900", "\$2,700", "75 per centum",  
8 "\$1,080", and "\$3,240";

9 (d) by adding new paragraph (g):

10 "(g) In the case of remarriage on or after age sixty an  
11 annuity shall be payable if remarriage has occurred on or after  
12 July 18, 1966, and if the surviving wife or husband, immediately  
13 before such remarriage, was receiving an annuity from the  
14 Central Intelligence Agency Retirement and Disability Fund.  
15 The annuity of a surviving spouse terminated as a result of  
16 remarriage which occurred prior to age sixty and on or after  
17 July 18, 1966, shall be restored at the same rate commencing  
18 on the day the remarriage is dissolved by death, annulment,  
19 or divorce, if--

1           "(1) the surviving spouse elects to receive this annuity  
2 instead of a survivor benefit to which he may be entitled, under  
3 this or another retirement system for Government employees,  
4 by reason of the remarriage; and

5           "(2) any lump sum paid on termination of the annuity is  
6 returned to the fund.

7 "No annuity shall be paid by reason of this paragraph for any  
8 period prior to \_\_\_\_\_<sup>\*</sup>. No annuity shall be terminated  
9 solely by reason of the enactment of this paragraph."; and

10          (e) by adding new paragraph (h):

11           "(h) In computing an annuity under this section the service  
12 credit of a participant who retires, except under section 231,  
13 on an immediate annuity or dies leaving a survivor or survivors  
14 entitled to annuity includes, without regard to the limitations  
15 imposed by paragraph (a), the days of unused sick leave to his  
16 credit under a formal leave system, except that these days will  
17 not be counted in determining average basic salary or annuity  
18 eligibility. The contribution specified in section 252 shall not  
19 be required for days of unused sick leave credited under this  
20 paragraph."

\*Insert enactment date of Daniels/McGee bill.

1        SEC. 3. Section 231 (a) of the Central Intelligence Agency  
2 Retirement Act (50 U.S.C. 403 note) is amended by striking  
3 ", but this provision shall not increase the annuity of any survivor"  
4 from the last sentence.

5        SEC. 4. (a) Section 232 (b) of the Central Intelligence Agency  
6 Retirement Act (50 U.S.C. 403 note) is amended:

7            (1) by striking "five years" and inserting "18 months";

8            (2) by inserting, after "221 (a)", ", except that the computa-  
9 tion of the annuity of the participant under such section shall be  
10 at least the smaller of (i) 40 per centum of the participant's  
11 average basic salary, or (ii) the sum obtained under such section  
12 after increasing the participant's service of the type last performed  
13 by the difference between his age at the time of death and age sixty";  
14 and

15            (3) by striking "remarriage of the widow or dependent widower"  
16 and inserting "upon remarriage prior to attaining age sixty of the  
17 widow or dependent widower (subject to the payment and restoration  
18 provisions of section 221 (g))".

19        (b) Sections 232 (c) and (d) are amended by striking "five years"  
20 and inserting "18 months".

1           SEC. 5. Section 291 of the Central Intelligence Agency  
2 Retirement Act (50 U.S.C. 403 note) is amended:

3           (a) by inserting "1 per centum plus" immediately after the  
4 word "by" in paragraph (a) (2); and

5           (b) by amending paragraphs (b) (2) and (b) (3) to read:

6           "(2) For the purpose of computing the annuity of a child  
7 under section 221 (c) that commences after October 31, 1969,  
8 the items \$900, \$1,080, \$2,700, and \$3,240 appearing in  
9 section 221 (c) shall be increased by the total per centum  
10 increases allowed and in force under this section on or after  
11 such day, and, in case of a deceased annuitant, the items 60  
12 per centum and 75 per centum appearing in section 221 (c) shall  
13 be increased by the total per centum allowed and in force to  
14 the annuitant under this section on or after such day.

15           "(3) The annuity of each surviving child receiving an annuity  
16 under section 221 immediately prior to November 1, 1969, shall  
17 be recomputed effective November 1, 1969, in accordance with  
18 paragraph (b) (2). No increase allowed and in force prior to  
19 such date under section 291 shall be included in the recomputation  
20 of any such annuity, and this paragraph shall not operate to reduce  
21 any annuity."

1           SEC. 6. (a) The amendments made by section 1 shall be  
2 become effective at the beginning of the first applicable pay period  
3 beginning after December 31, 1969.

4           (b) The amendments made by sections 3, 4, and 2, with the  
5 exception of 2 (c), shall become effective \_\_\_\_\_.\*

6           (c) The amendments made by sections 2 (c) and 5 shall  
7 become effective November 1, 1969.

8           (d) The amendments made by sections 2 (a), 2 (e), 3, and  
9 4 (a) (1)-(2) shall not apply in the cases of persons retired or  
10 otherwise separated prior to \_\_\_\_\_\*, and the rights  
11 of such persons and their survivors shall continue in the same  
12 manner and to the same extent as if such sections had not been  
13 enacted.

\*Insert date of enactment of Daniels/McGee bill.



### SECTIONAL ANALYSIS

Section 1 increases both the Agency's and the participant's contributions to the Fund from six and one-half percent to seven percent of basic salary.

Section 2(a) revises the formula for computing annuities by basing "average basic salary" either on the highest three consecutive years rather than the highest five consecutive years, or over a shorter period, where applicable, to obtain the increased survivor protection afforded by section 4.

Section 2(b) makes necessary language change to conform to the new provisions on remarriage spelled out in section 2(d).

Section 2(c) increases the annuities of children of deceased annuitants.

Section 2(d) brings the provisions of the CIA retirement system into line with those of the Civil Service system concerning annuity payments to a surviving spouse upon remarriage or upon dissolution of such marriage by death, annulment, or divorce.

Section 2(e) authorizes the crediting of accumulated sick leave for annuity computation purposes.

Section 3 preserves for survivors of participants retired for disability the additional service credit which may have been granted to such retirees.

Section 4 increases survivorship protection in death in service cases: by reducing the minimum length of service requirement from five years to 18 months; by establishing a minimum survivor annuity; and by incorporating the provisions in section 2 relating to remarriage.

Section 5(a) adds 1 percent to each cost-of-living adjustment effected under the cost-of-living provision of the Act.

Section 5(b) assures that the new annuities for surviving children will be adjusted in accordance with the cost-of-living provisions of the Act.

Section 6 provides effective dates in phase with similar amendments approved for the Civil Service retirement system.

14 OCT 1969

CHANGES IN EXISTING LAW

In compliance with clause 3 of rule XIII of the Rules of the House of Representatives, there is herewith printed in parallel columns the text of provisions of existing law which would be repealed or amended by the various provisions of the bill as reported.

EXISTING LAW

THE BILL AS REPORTED

\* \* \* \* \*

\* \* \* \* \*

Central Intelligence Agency  
Retirement Act of 1964 for  
Certain Employees, as amended,  
(78 Stat. 1043; 50 U.S.C. 403  
note)

Sec. 211. (a) Six and one-half per centum of the basic salary received by each participant shall be contributed to the fund for the payment of annuities, cash benefits, refunds and allowances. An equal sum shall also be contributed from the respective appropriation or fund which is used for payment of his salary. The amounts deducted and withheld from basic salary together with the amounts so contributed from the appropriation or fund shall be deposited by the Agency to the credit of the fund.

Sec. 1. Section 211 (a) of the Central Intelligence Agency Retirement Act of 1964 for Certain Employees, as amended, (78 Stat. 1043; 50 U.S.C. 403 note) is further amended by striking out "Six and one-half per centum" in the first sentence and inserting "Seven per centum".

Sec. 221. (a) The annuity of a participant shall be equal to 2 per centum of his average basic salary for the highest five consecutive years of service, for which full contributions have been made to the fund, multiplied by the number of years, not exceeding thirty-five, of service credit obtained in accordance with the provisions of sections 251 and 252. In determining the aggregate period of service upon which the annuity is to be based, the fractional part of a month, if any, shall not be counted.

(b) At the time of retirement, any married participant may elect to receive a reduced annuity and to provide for an annuity payable to his wife or her husband, commencing on the date following such participant's death and terminating upon the death or remarriage of such surviving wife or husband. The annuity payable to the surviving wife or husband after such participant's death shall be 55 per centum of the amount of the participant's annuity computed as prescribed in paragraph (a) of this section, up to the full amount of such annuity specified by him as the base for the survivor benefits. The annuity of the participant making such election shall be reduced by 2 1/2 per centum of any amount up to \$3,600 he specified as the base for the survivor benefit plus 10 per centum of any amount over \$3,600 so specified.

Sec. 2. Section 221 of the Central Intelligence Agency Retirement Act (50 U.S.C. 403 note) is amended:

(a) by striking out in paragraph (a) "five consecutive years of service," and inserting "three consecutive years of service /or, in the case of an annuity computed under section 232 and based on less than three years, over the total service/, ";

(b) by striking out from the first sentence of paragraph (b) "or remarriage of such surviving wife or husband and inserting: "or upon remarriage prior to attaining age sixty of such surviving wife or husband";

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(c) (1) If an annuitant dies and is survived by a wife or husband and by a child or children, in addition to the annuity payable to the surviving wife or husband, there shall be paid to or on behalf of each child an annuity equal to the smallest of: (i) 40 per centum of the annuitant's average basic salary, as determined under paragraph (a) of this section, divided by the number of children; (ii) \$600; or (iii) \$1,800 divided by the number of children.

(2) If an annuitant dies and is not survived by a wife or husband but by a child or children, each surviving child shall be paid an annuity equal to the smallest of: (i) 50 per centum of the annuitant's average basic salary, as determined under paragraph (a) of this section, divided by the number of children; (ii) \$720; or (iii) \$2,160 divided by the number of children.

(c) by striking out in paragraph (c) the items "40 per centum", "\$600", "\$1,800", "50 per centum", "\$720", and "\$2,169", and inserting "60 per centum", "\$900", "\$2,700", "75 per centum", "\$1,080", and "\$3,240";

(d) by adding new paragraph (g):

"(g) In the case of remarriage on or after age sixty an annuity shall be payable if remarriage has occurred on or after July 18, 1966, and if the surviving wife or husband, immediately before such remarriage, was receiving an annuity from the Central Intelligence Agency Retirement and Disability Fund. The annuity of a surviving spouse terminated as a result of remarriage which occurred prior to age sixty and on or after July 18, 1966, shall be restored at the same rate commencing on the day the remarriage is dissolved by death, annulment, or divorce, if

"(1) the surviving spouse elects to receive this annuity instead of a survivor benefit to which he may be entitled, under this or another retirement system for Government employees, by reason of the remarriage; and

"(2) any lump sum paid on termination of the annuity is returned to the fund.

"No annuity shall be paid by reason of this paragraph for any period prior to . . . . No annuity shall be terminated solely by reason of the enactment of this paragraph." ; and

(e) by adding new paragraph (h):

"(h) In computing an annuity under this section the service credit of a participant who retires, except under section 231, on an immediate annuity or dies leaving a survivor or survivors entitled to annuity includes, without regard to the limitations imposed by paragraph (a), the days of unused sick leave to his credit under a formal leave system, except that these days will not be counted in determining average basic salary or annuity eligibility. The contribution specified in section 252 shall not be required for days of unused sick leave credited under this paragraph."



Sec. 231. (a) Any participant who has five years of service credit toward retirement under the system, excluding military or naval service that is credited in accordance with provisions of section 251 or 252 (a) (2), and who becomes totally disabled or incapacitated for useful and efficient service by reason of disease, illness, or injury not due to vicious habits, intemperance, or willful misconduct on his part, shall, upon his own application or upon order of the Director, be retired on an annuity computed as prescribed in section 221. If the disabled or incapacitated participant is under sixty and has less than twenty years of service credit toward his retirement under the system at the time he is retired, his annuity shall be computed on the assumption that he has had twenty years of service, but the additional service credit that may accrue to a participant under this provision shall in no case exceed the difference between his age at the time of retirement and age sixty, but this provision shall not increase the annuity of any survivor.

Sec. 232. (b) If a participant, who has at least five years of service credit toward retirement under the system, excluding military or naval service that is credited in accordance with the provisions of section 251 or 252 (a) (2), dies before separation or retirement from the Agency and is survived by a widow or a dependent widower, as defined in section 204, such widow or dependent widower shall be entitled to an annuity equal to 55 per centum of the annuity computed in accordance with the provisions of section 221 (a).

Sec. 3. Section 231 (a) of the Central Intelligence Agency Retirement Act (50 U.S.C. 403 note) is amended by striking ", but this provision shall not increase the annuity of any survivor" from the last sentence.

Sec. 4. (a) Section 232 (b) of the Central Intelligence Agency Retirement Act (50 U.S.C. 403 note) is amended:

(1) by striking "five years" and inserting "18 months";

(2) by inserting, after "221 (a)", ", except that the computation of the annuity of the participant under such section shall

The annuity of such widow or dependent widower shall commence on the date following death of the participant and shall terminate upon death or remarriage of the widow or dependent widower, or upon the dependent widower's becoming capable of self-support.

be at least the smaller of (i) 40 per centum of the participant's average basic salary, or (ii) the sum obtained under such section after increasing the participant's service of the type last performed by the difference between his age at the time of death and age sixty"; and

(3) by striking "remarriage of the widow or dependent widower" and inserting "upon remarriage prior to attaining age sixty of the widow or dependent widower (subject to the payment and restoration provisions of section 221 (g) )".

(c) If a participant who has at least five years of service credit toward retirement under the system, excluding military or naval service that is credited in accordance with the provisions of section 251 or 252 (a) (2), dies before separation or retirement from the Agency and is survived by a wife or a husband and a child or children, each surviving child shall be entitled to an annuity computed in accordance with the provisions of section 221 (c) (1). The child's annuity shall begin and be terminated in accordance with the provisions of section 221 (e). Upon the death of the surviving wife or husband or termination of the annuity of a child, the annuities of any remaining children shall be recomputed and paid as though such wife or husband or child had not survived the participant.

(b) Sections 232 (c) and (d) are amended by striking "five years" and inserting "18 months".

(d) If a participant who has at least five years of service credit toward retirement under the system, excluding military or naval service that is credited in accordance with the provisions of section 251 or 252 (a) (2), dies before separation or retirement from the Agency and is not survived by a wife or husband, but by a child or children, each surviving child shall be entitled to an annuity computed in accordance with the provisions of section 221 (c) (2). The child's annuity shall begin and terminate in accordance with the provisions of section 221 (e). Upon termination of the annuity of a child, the annuities of any remaining children shall be recomputed and paid as though that child had never been entitled to the benefit.

Sec. 291. (a) On the basis of determinations made by the Director pertaining to per centum change in the Price Index, the following adjustments shall be made: . . .

(2) Each month beginning with November 1966, the Director shall determine the per centum change in the price index. Effective the first day of the third month which begins after the price index shall have equaled a rise of at least 3 per centum for three consecutive months over the price index for the base month, each annuity payable from the fund which has a commencing date not later than such effective date shall be increased by the per centum rise in the price index (calculated on the highest level of the price index during the three consecutive months) adjusted to the nearest one-tenth of 1 per centum.

Sec. 5. Section 291 of the Central Intelligence Agency Retirement Act (50 U.S.C. 403 note) is amended:

(a) by inserting "1 per centum plus" immediately after the word "by" in paragraph (a) (2); and

(b) Eligibility for an annuity increase under this section shall be governed by the commencing date of each annuity payable from the fund as of the effective date of an increase, except as follows: . . .

(2) Effective from its commencing date, an annuity payable from the fund to a child under section 221 (c), which annuity commences the day after annuitant's death and after January 1, 1967, shall be increased by (a) 2 per centum if the annuity from which it is derived commenced on or before January 1, 1966, or (b) 1 per centum if the annuity from which it is derived commenced on or between January 2, 1966, and January 1, 1967.

(3) For the purposes of computing an annuity which commences after January 1, 1967, to a child under section 221 (c), the items \$600, \$720, \$1,800, and \$2,160 appearing in section 221 (c) shall be increased by 10.2 per centum plus the total per centum increase allowed and in force under section 291 (a) (2) for employee annuities, and, in the case of a deceased annuitant, the items 40 per centum and 50 per centum appearing in section 221 (c) shall be increased by the total per centum increase allowed and in force under this section to the annuitant at death; or if death occurred between January 1, 1967, and date of enactment, the per centum increase the annuitant would have received.

(b) by amending paragraphs (b) (2) and (b) (3) to read:

"(2) For the purpose of computing the annuity of a child under section 221 (c) that commences after October 31, 1969, the items \$900, \$1,080, \$2,700, and \$3,240 appearing in section 221 (c) shall be increased by the total per centum increases allowed and in force under this section on or after such day, and, in case of a deceased annuitant, the items 60 per centum and 75 per centum appearing in section 221 (c) shall be increased by the total per centum allowed and in force to the annuitant under this section on or after such day.

"(3) The annuity of each surviving child receiving an annuity under section 221 immediately prior to November 1, 1969, shall be recomputed effective November 1, 1969, in accordance with paragraph (b) (2). No increase allowed and in force prior to such date under section 291 shall be included in the recomputation of any such annuity, and this paragraph shall not operate to reduce any annuity."

PROPOSED AMENDMENT TO THE CIA RETIREMENT ACT

"The Director of Central Intelligence may (in order to achieve or maintain parity with provisions relating to Civil Service Retirement in Subchapter III of Chapter 83 of Title 5, United States Code which have been amended subsequent to the enactment of the Central Intelligence Agency Retirement Act of 1964 for Certain Employees (50 U.S.C. 403 note)) recommend the adjustment of comparable provisions of the Central Intelligence Agency Retirement Act of 1964 for Certain Employees, as amended (50 U.S.C. 403 note) by transmitting to Congress the adjustment to be made together with his findings. The adjustment shall have the force and effect of statute at the end of the first period of 60 calendar days of continuous session of Congress after the date on which the transmittal is received unless, between the date of transmittal and the end of the 60-day period either House passes a resolution stating in substance that the House does not favor the adjustment. The Director of Central Intelligence shall have the transmittal delivered to both Houses on the same day and to each House while it is in session. Adjusted provisions shall be printed in the Statutes at Large in the same volume as the public laws and shall be printed in the Federal Register."

Statutory Precedent

5 U.S.C. 901, et seq.  
P.L. 90-206, Sec. 225(i)

**Calendar No. 333**

91st CONGRESS }  
*1st Session* }

SENATE }

REPORT  
No. 91-339

**CIVIL SERVICE RETIREMENT**

AUGUST 1 (Legislative Day, July 30), 1969.—Ordered to be printed

Mr. MCGEE, from the Committee on Post Office and Civil Service,  
submitted the following

**REPORT**

[To accompany S. 2754]

The Committee on Post Office and Civil Service, to which was referred the bill (S. 2754) to amend subchapter III of chapter 83 of title 5, United States Code, relating to civil service retirement, and for other purposes, having considered the same, reports favorably thereon without amendment and recommends that the bill do pass.

**Summary of the Bill**

Title I provides a permanent solution to the financial problems of the Civil Service Retirement and Disability Fund by authorizing annual payments directly from the Treasury to the Fund equal to the "lost interest" on the unfunded liability of the Fund created by the Government's failure to contribute sufficient funds, the gradual increase in liability caused by past increased retirement benefits, and salary increases; and to transfer from the Treasury annually funds sufficient to pay the cost of annuity payments based on military service.

Title I also provides that future benefit increases and the effect of future salary increases will be paid for by amortizing the cost of such benefits and increases in equal installments over a 30-year period. This will authorize appropriations by the Congress, not direct transfer of money.

Title I also increases both employee and agency contributions from 6½ percent of payroll to 7 percent of payroll, effective January 1, 1970. Contributions by employees of the Congress are increased to 7½ percent, and contributions by Members of Congress are increased to 8 percent.

Title II increases benefits under the Retirement Act:

1. Uses "high-3" instead of "high-5" for computing civil service annuities.
2. Permits adding sick leave accumulated at time of retirement to the computation of annuity.
3. Adds 1 percent to cost-of-living increases for annuitants.
4. Makes the remarriage provisions of the 1966 Act partly retroactive.
5. Improves survivor benefits for employees and retired disabled employees who die in service or after disability retirement.
6. Exempts up to \$3,000 of civil service retirement annuities from Federal income taxation.
7. Permits an employee of the Congress to receive 2½ percent credit for all years of Congressional employment rather than limiting such credit to 15 years.

#### CIVIL SERVICE RETIREMENT FINANCING

Title I of S. 2754 provides a long-term, permanent solution to the problem of the unfunded liability of the Civil Service Retirement and Disability Fund.

Since its creation in 1920, the Retirement Fund has had an unfunded deficit. The actuarial theory of the retirement system is that the normal cost will be fully met if a percentage of pay is withheld from the employee's salary, a percentage of payroll is contributed by each agency and the total is invested at interest. This actuarial determination takes into account the age and longevity of the group, and a normal progression in salary throughout a career in the Federal service. It does not take into account extending retirement benefits to new groups, improving retirement benefits, increases in salary enacted by Congress from time to time, the Government's failure to make payments in some years, or the Government's failure to pay the interest on the unfunded liability.

The result is that the Fund has a liability which is not funded through agency and employee contributions. All service performed prior to August 1, 1920, for instance, was credited even though no payment was made for such service. Increases in salary enacted by Congress increase the average salary base for annuity computation, but contributions are not made by either the employee or the agency to pay for the cost which such increases make in the future annuity when past service is credited at the new average salary rate. The Fund also loses the interest on the unfunded liability which would have been earned if payment had been made.

Of the total liability of \$76 billion now owed by the Fund (that is, the present value of all payments promised for service already performed), \$57.7 billion was not funded as of June 30, 1969.

Receipts now exceed disbursements, and will continue to do so until 1975. Thereafter, however, annuity payments will exceed income from employee and agency contributions and earnings, and by 1987 the liquid assets of the Fund will be depleted.

If action to prevent depletion of the Fund is not taken at this time, an annual appropriation will be necessary each year after 1987, and the impact upon the budget will be significant. It will also sub-

ject the payment of annuities to the procedures of budget requests and appropriations.

In 1963, the Committee on Post Office and Civil Service considered legislation to provide for a gradual increase in agency contributions to the Fund to meet the interest on the unfunded liability by the year 1986. That legislation proposed a mandatory increase in agency contribution from 6½ percent to 17½ percent over a 22-year period to meet the \$1,574 million annual cost (in 1963) of lost interest on the unfunded liability. Action on that legislation was postponed.

In 1967, the administration proposed that legislation be enacted to authorize a permanent indefinite appropriation for a transfer of funds from the Treasury to the credit of the Civil Service Retirement and Disability Fund, beginning at 10 percent of the lost interest and increasing over a period of 10 years to meet the full amount of the lost interest on the unfunded liability; and that future liberalizations of the program be paid by amortizing the cost of the liberalizations in equal annual payments over a 30-year period. That is the legislation embodied in title I of S. 2754.

This method of funding the cost of future benefit changes will depend upon the willingness of the Congress and the administration to include in annual appropriations and budget requests funds necessary to meet the amortized cost of increased benefits. It will be of no consequence whatsoever to enact title I of S. 2754 unless both the Congress, through its appropriation process, and the Executive branch, in its recommendation of funds necessary for each fiscal year, face the fact that further inaction will result in a bankrupt retirement fund in 18 years.

Neither branch of the Government can ignore the cost implications of Federal retirement benefits. At the present time, the liability of the Civil Service Retirement and Disability Fund is increased by \$2.55 every time a \$1 pay increase is enacted. The \$1.3 billion pay increase for classified and postal employees which became effective July 1, 1969, increased the future liability of the Fund by \$3.4 billion. The annual interest on the present unfunded liability which was *not* paid at the end of fiscal year 1969 added more than \$1.9 billion to the total liability of the Fund. The nine statutory salary increases, four civil service retirement laws, and the nine annual installments of lost interest on the unfunded liability of the Fund which have occurred since June 30, 1960, have doubled the unfunded liability—from \$31.1 billion in 1960 to \$61.1 billion in 1969.

The obligation of the Government to insure that payments for retired employees are made, and made when due, requires that action be taken now to insure that there will be an adequate amount in the Fund after 1987 to meet all obligations incurred.

#### MILITARY SERVICE CREDIT

The financing provisions of title I have been amended to provide that the cost of military service credited for civil service retirement shall be paid annually by a transfer of funds from the Treasury to the Civil Service Retirement and Disability Fund equal to the annual disbursement of annuities attributable to the crediting of military service. To avoid an undue impact upon the budget, the transfer is amortized over a 10-year period.



Under existing law, service credited for civil service retirement annuities includes years of active service in the military service of the United States. At the present time, this amounts to 4.5 percent of annuities, or an annual cost of \$95 million. Neither the employee nor any agency of the Government contributes any money to the Fund for this credit. Thus, an employee who retires from the civil service after 15 years of civilian service and 5 years of military service receives an annuity based on 20 years' service, although he and his agency have paid for only 15 years' service. The cost of crediting military service is made up out of the Fund.

The committee recommendation requires that the Treasury pay to the Fund the amount of annual annuity payments resulting from military service credit. This payment will result in an annual payment to the Fund beginning at approximately \$9.5 million and rising over a 20-year period to a maximum of \$300 million a year. Thereafter, because of the restrictions of the Social Security Act relating to military service performed after December 31, 1956 which results in a social security benefit, service will not be permanently creditable for civil service retirement purposes. The annual payment will decline to a level figure of approximately \$100 million in the distant future.

The committee believes that the transfer of funds is appropriate and desirable because the normal cost estimated by the Commission in determining an appropriate rate of contribution for agencies and employees includes 0.22 percent of payroll for military service credit even though it benefits only some employees and it is not civilian service to the Federal Government. The argument that such a transfer is merely bookkeeping loses effect in view of the fact that employees pay for the credit which only about one-half of all employees receive. Carried to its conclusion, the argument would support the position that all Government financial transactions are merely bookkeeping and all money should be appropriated in a lump sum.

## TITLE II—RETIREMENT BENEFITS

The committee has reported favorably the following amendments to the Civil Service Retirement Act:

### HIGH-3 AVERAGE

The committee approves language to change the basic period for computing civil service annuities from the highest 5 consecutive years to the highest 3 consecutive years. Under existing law, in effect since 1930, the formula for computing an employee's annuity is to multiply his number of years of service by a percentage of salary received over the best 5 consecutive years of earnings. The additional cost incurred will be 0.07 percent of payroll, equal to \$15.4 million increase in normal cost of the system.

### CREDIT FOR UNUSED SICK LEAVE

The committee approves language for crediting, for retirement purposes, accumulated sick leave which an employee has at the time of his retirement.

Under the Annual and Sick Leave Act of 1951, each employee subject to the Act is entitled to sick leave on an accumulative basis. For

each biweekly pay period, he is credited with 4 hours of sick leave. There is no restriction on the total number of hours he may accumulate. An employee who works 30 years in the civil service has earned 390 days of sick leave, equal to about a year and a half of normal working days. At the time of his retirement his sick leave, if any, is forfeited.

The Civil Service Commission estimates that about half of all Federal employees retire with no accumulated sick leave and about half of them retire with an average of 44 days of unused sick leave. The problem of the use (or abuse) of sick leave is one that should be handled properly by administrative officers of the Executive branch; but regardless of the reasons for the use (or abuse) of sick leave, an employee who retires with 6 months' accumulated sick leave has devoted more time serving his Government than an employee who retires with no accumulated sick leave.

The additional cost incurred by crediting unused sick leave will be 0.06 percent of payroll, or \$13.2 million increase in normal cost.

The committee would like for the Civil Service Commission to consult with Federal agencies during the calendar year 1970 to survey the use of sick leave after the enactment of this Act to determine whether there has been any significant effect upon its use by employees, and to report to this committee at the beginning of the 92d Congress on the results of its survey.

#### COST-OF-LIVING ADJUSTMENTS FOR RETIRED FEDERAL EMPLOYEES

The committee approves provisions increasing all cost-of-living adjustments under section 8340 of title 5, United States Code, by 1 percent beyond the Consumer Price Index figure used as a basis for adjustments.

Under existing law, whenever the Consumer Price Index shows a 3-percent increase for each of 3 consecutive months over the base month, annuities are adjusted by the highest percentage of any of the 3 months and that month becomes the new base month for the purpose of future adjustments. Since the cost-of-living provisions of the Civil Service Retirement Act were revised in 1965, cost-of-living adjustments have been made in January 1967, May 1968, and March of 1969—each 3.9 percent.

In order to take into account the increased productivity of a national economy, as well as the possible inaccuracy of the Consumer Price Index as an indicator of purchased goods, particularly for retired employees, the committee approves the addition of a 1-percent adjustment with each cost-of-living increase.

#### SURVIVOR ANNUITIES UNDER THE ACT OF JULY 18, 1966

Section 506 of Public Law 89-504 amended the Civil Service Retirement Act to provide that when the surviving spouse of a Federal employee remarries after attaining age 60, her civil service annuity would not be terminated, or if she remarried prior to age 60 and the marriage was terminated, her annuity could be reinstated. The benefits provided by that Act (signed by the President, July 18, 1966) were not retroactive and had no effect upon the survivor annuity of any spouse whose annuity was based on a death or retirement occurring prior to the date of enactment of the legislation. The effect of this

was that two surviving spouses of two Federal employees, one of whom retired on July 17, 1966 and the other of whom retired on July 19, 1966, would be treated quite differently if they remarried at any time after their husbands' deaths. Twenty years later, the same two surviving spouses could remarry after achieving age 60, and one would continue to receive her annuity while the other would not.

It has been the general policy of the committee to refrain from recommending legislation which has a retroactive effect upon civil service retirement; however, in this instance the equities of the situation are such that language permitting continuance of annuity in the case of a spouse whose survivor annuity is based on a death or retirement occurring *prior* to July 18, 1966, but whose remarriage occurred *on or after* the date of enactment of the 1966 Act, should be approved. In addition, language authorizing the continuance of such an annuity whenever the survivor of a Federal employee has been incorrectly advised by Government authority between the effective date of the 1966 Act and the effective date of this Act that such remarriage would not affect her annuity is approved. It is unfortunate that in some circumstances, officials of Executive agencies have advised an employee of rights or benefits under prevailing law or regulations which advice is erroneous. The surviving spouse of a Federal employee who receives a letter from a Government agency indicating that her annuity will not be jeopardized by her remarriage should be able to rely upon such information.

#### SURVIVOR ANNUITIES

The committee proposes to amend the Civil Service Retirement Act to improve very substantially the survivor benefits for employees who die with little Federal service, for employees who die after retiring upon a disability annuity, and for the surviving children of Federal employees.

Under existing law, no civil service employee earns any vested annuity rights or benefits until he has completed 5 years of service under the Civil Service Retirement Act. Thus, an employee who dies with 4 years 11 months and 29 days of Federal civilian service under the Act is entitled to no benefits and his survivors receive only a refund of the deductions which have been made from his payroll check in each pay period during his years of service. Had he lived another day, such an employee would have vested annuity benefits for his survivors which would pay to each of his children approximately \$61 a month and would pay to his surviving spouse a 55-percent remainder of his earned annuity.

An employee who retires on a disability annuity of 40 percent of salary under the Civil Service Retirement Act and who thereafter dies, leaves his family with minimal benefits, because the basis for the disability annuity which he received as a retired employee is substantially reduced in determining survivor annuity benefits.

For example, Joe Jones is a 27-year-old civil service employee with 6 years' service and an average salary of \$10,000 a year. He dies, leaving a wife and two small children. Mrs. Jones receives a survivor annuity equal to 55 percent of his *earned* annuity. After 6 years' service, Joe has an earned annuity of 9 1/4 percent of his average salary, or \$925 a year. Mrs. Jones' annuity is \$527 a year, or \$44 a month. Each

child is entitled to a survivor annuity of \$61 a month. The total survivor annuity for Jones' widow and the children is \$1,991 a year, subject to cost-of-living adjustments related to the Consumer Price Index.

If Jones had been employed in private industry subject to the Social Security Act under similar pay and tenure, his survivors would have received the "maximum family benefit" of \$4,982.40 a year. This would result from applicable current social security law which under existing limitations would give Mrs. Jones and each child \$138.40 a month. When the older child reaches majority, the other child and the widow's benefit would increase to \$153 a month each, almost twice the benefit payable to all three under the Civil Service Retirement Act's survivor provisions.

In the case of a civil service employee who is disabled and subsequently dies, the example is similar. Had Jones retired on a disability annuity, his annuity would be the smaller of 40 percent of his average salary or his annuity projected to age 60. In most cases, the 40-percent clause applies, and Jones would receive \$4,000 a year. But if he died after disability retirement, the 40-percent provision would be eliminated and his survivors would be entitled only to a survivor annuity based on his earned annuity. Mrs. Jones would receive the same \$527 a year for herself and the same \$1,464 for the children. Had Jones been retired on disability under social security, the survivor's annuity would be the same as that described in the first example.

Using social security as a comparison is not entirely relevant when evaluating benefits under the Civil Service Retirement Act, because the two systems have different basic purposes. Civil service retirement is a long term, staff retirement plan based on earnings and length of service; but that it is a staff retirement plan should not obscure the fact that 3 million employees rely upon its protection for survivor benefits as well as retirement, and are excluded from participation under social security.

Adequate protection, particularly for the younger employee whose earnings are low and service is short, has been a major goal of this committee and the administration for several years. Legislation to provide a transfer of credit from civil service to social security has been proposed, but no encouraging action has been taken by the Committees on Post Office and Civil Service, the Committee on Finance, or the Committee on Ways and Means.

In 1967, employee unions initially supported such a plan in public hearings before the House Committee on Post Office and Civil Service, but subsequently provisions necessary to effect the transfer of credit were stricken from a bill reported by the Committee on Ways and Means. This committee is inclined to believe that Federal employees do not desire to establish a close relationship between social security and civil service retirement.

Until the issue of transfers between retirement systems can be satisfactorily resolved, the survivors of Federal employees who die with fewer than 5 years' service, or those who die with a vested annuity but little service will continue to suffer drastic curtailment of income. The committee believes it is in the best interest of the employee and the Government to improve substantially the survivor protection offered

these employees at this time, solely through amendments to the Civil Service Retirement Act, and continue the effort to work out a transfer system at a later date.

Accordingly, the committee recommends that when an employee serves 18 consecutive months in a position under the Civil Service Retirement Act, his annuity rights (for survivor protection only) shall vest, and in the event of his death thereafter, his widow shall be entitled to an annuity equal to 55 percent of 40 percent of his average salary. If he dies after retiring on disability, his wife will be entitled to at least 55 percent of his disability salary.

Although this is a very substantial improvement in the retirement program, it is not a great windfall. Mrs. Jones, in the example cited above, would be entitled to a survivor annuity of \$2,200 a year rather than \$527.

The committee also recommends that the survivor annuity for the unmarried children under 18 years of age of a Federal employee (or an unmarried child between 18 and 22 who is a full-time student) be increased from the present minimum standards. Existing law pays a benefit of \$600 a year, or 40 percent of the employee's average salary divided by the number of children, or \$1,800 a year divided by the number of children, *whichever is less*. The cost-of-living adjustments in effect since 1962 have raised the actual minimum payment to \$732 per child per year for not to exceed three children.

The committee recommends that the minimum be increased to \$900 a year, 60 percent of average salary divided by the number of children, or \$2,700 divided by the number of children, whichever is less. This is an actual increase of \$168 per child per year under existing annuity payment schedules, or about 25 percent. The cost-of-living adjustments made since 1962 would be eliminated and a new base period for future adjustments would be established. Proportional increases are made in the survivor annuity of a child who has lost both parents.

The total cost of the entire survivor annuity amendment proposed by the committee will be \$46 million a year in normal cost. This is equal to 0.21 percent of payroll. The survivor annuity amendments relating to extension of coverage to short-term employees and a new guaranteed minimum for the survivors of an employee who dies after retirement on a disability annuity, will cost 0.17 percent of payroll; and the increases in the survivor annuities for children presently on the rolls and those coming on the rolls in the future is 0.04 percent of payroll.

#### ANNUITIES FOR CONGRESSIONAL EMPLOYEES

Under the provisions of the Civil Service Retirement Act relating to employees of the Congress, the first 15 years of military service and Congressional service are computed at 2½ percent of the employee's high-5 average rather than the normal percentage computation used for civil service employees generally (1½ percent for the first 5 years, 1¾ percent for the next 5 years, and 2 percent for the remainder). This has been a part of the Civil Service Retirement Act for some years and compensates employees of the Congress because their jobs generally depend upon the good health and political fortunes of a Senator or Representative.

The committee approves language to remove the limitation on the number of years of Congressional employee service computed at 2½ percent (not to exceed a total maximum annuity of 80 percent of the high-3 average), to limit military service creditable at 2½ percent to 5 years, and to increase the Congressional employee's contribution from 6½ percent to 7½ percent of gross pay.

The committee proposes several new amendments to the Civil Service Retirement Act to provide basic and significant changes in the Civil Service Retirement System:

#### TAXATION OF RETIREMENT ANNUITIES

Finally, the committee recommends that the Civil Service Retirement Act be amended to exclude an amount not to exceed \$3,000 in annuity payments from Federal income taxes.

Under existing law, civil service retirement annuities are not subject to Federal income tax until the employee's total contribution to the Retirement Fund has been paid by annuity payments. Ordinarily, it takes about 3 years for this to happen. Thereafter, civil service retirement annuity payments are ordinary income.

Neither social security nor railroad retirement benefits, both paid by the Federal Government, are subject to Federal income tax. The committee has received repeated suggestions by retired employees that at least a portion of civil service annuities be exempted from income taxes.

The anticipated loss of revenue resulting from the committee amendment cannot be accurately estimated. Considering that annuitants and their spouses past the age of 65 each receive a double exemption and a retirement credit under the provisions of the Internal Revenue Code, the taxable income after all deductions is small and the amount of income tax paid to the Federal Government is not substantial. But it is also clear that retired Federal employees are discriminated against when compared to social security or railroad retirement annuitants. In any case, the committee believes that it is clearly equitable and socially desirable to exempt a reasonable portion of the civil service retirement annuity from Federal taxation.

The provisions of this amendment are similar to the provisions of S. 2087, which was introduced on May 8, 1969, and referred to the Committee on Post Office and Civil Service.

#### COST

The bill as reported by the committee will increase the normal cost of the civil service retirement system from the present figure of 13.86 percent of payroll to 13.98 percent of payroll. This cost figure takes into account the reduction in the cost caused by charging the general fund of the Treasury with the funding of retirement credit for military service.

The unfunded liability will be increased by the benefits enacted in this legislation by \$1.4 billion and will be reduced by the transfer of funds relating to military service credit by \$4.7 billion, resulting in a net decrease of the unfunded liability of \$3.3 billion.

#### SECTIONAL ANALYSIS

Section 101 adds several new definitions to the provisions of title 5, United States Code, relating to civil service retirement in order to implement the new provisions of the bill relating to retirement financing.

Section 101(3) defines "normal cost." Normal cost is the contribution necessary, invested at interest, to pay for the benefits authorized by law. The present normal cost of the system is 13.86 percent of payroll, but the contribution is 13 percent.

The benefits and added contribution included in this bill will increase normal cost to 13.98 percent and contribution to 14 percent.

Section 101(3) defines "fund balance" to mean cash on hand plus investments at par.

Section 101(3) defines "unfunded liability."

The total liability of the Fund now is about \$78 billion, of which about \$58 billion is not funded in any manner other than the full faith and credit of the Government of the United States.

Section 102 increases agency and employee contribution from 6.5 percent to 7 percent of payroll.

Section 102 increases the contribution of an employee of the Congress from 6.5 percent to 7.5 percent, to pay for the added benefits in section 203 of the bill, and increases a Member's contribution to 8 percent.

Section 102(b) makes the new contribution rate effective on the first pay period beginning in 1970.

Section 103 authorizes the Civil Service Commission to pay the expenses of administering the retirement program (and other retirement programs) out of the Civil Service Retirement and Disability Fund.

This language is presently contained in annual appropriation bills.

Section 103 enacts two new subsections relating to retirement financing.

Section 8348(g) of existing law, commonly known as the Thomas Rider (named for Congressman Albert Thomas, chairman of the Independent Offices Appropriations Subcommittee), prohibits the payment of liberalizations in the retirement program until appropriations are made to pay the cost. The benefit changes in retirement annuities enacted in 1962, for instance, were not paid until June 1963, because appropriations were not made until that time. Annual appropriations have been made since 1963 to pay the annual cost of the 5-percent increase.

The new language repeals the Thomas Rider and provides that hereafter liberalized benefits or increases in salary will automatically authorize appropriations over a 30-year period, in equal annual installments, to pay the cost of the added unfunded liability caused by such benefits or salary increases.

The effect will be to stop the increase in the growth of the unfunded liability by paying the cost on an annual basis. The Commission estimates that the unfunded liability will cease to grow in fiscal year 1979 and will remain constant thereafter at about \$76.8 billion.

The new subsection 8348(g) authorizes the Secretary of the Treasury to transfer money from the Treasury to the Fund at the end of each fiscal year to pay the interest on the unfunded liability as well as the

cost of military service credit. To avoid a severe impact on the budget, the payment would be graduated over a 10-year period, becoming fully effective in fiscal year 1980, at a level cost of \$2,990 million.

Section 104 is a technical amendment revising language in title 5 relating to annual reports. The substance of the report requirement is not changed.

Section 105 repeals a report requirement on the annual cost of the annuity increases enacted by Congress in 1958. Such costs will hereafter be paid out of the Fund and annual reports or annual appropriations will not be necessary. This is a technical amendment.

Section 201 revises the computation factor so that the "average salary" used to compute annuities for retired employees will be the highest 3 consecutive years rather than the highest 5 consecutive years and so that average salary for short term will conform to the new survivor annuity amendments.

Section 202 permits an employee retiring with accumulated sick leave to have such leave credited towards his length of service for annuity purposes.

Section 203 allows an employee of the Congress to compute his total congressional service on the 2.5 percent formula, rather than limiting such computation to not more than 15 years' Congressional service.

The Congressional employees would pay an additional 1 percent for this additional benefit.

Section 204 adds 1 percent to each cost-of-living increase for retired employees.

Under existing law, whenever the Consumer Price Index rises 3 percent for each of 3 consecutive months, all civil service annuities are increased by the highest percentage figure within those 3 months. This provision would add another 1 percent to the increase.

Section 204(b) increases the minimum survivor annuity for the children of a deceased Federal employee.

Section 205 changes the remarriage provisions of the 1966 retirement bill. Under the law, which applies only to persons eligible *after* the date of enactment, the surviving spouse of an employee or annuitant who remarries after age 60 does not lose her annuity, or if she remarried prior to age 60, she can have her annuity reinstated if the second marriage is terminated. The liberalization applies to no spouse whose annuity is *based on* a death or retirement occurring prior to July 18, 1966 (date of enactment).

This change permits the widow to continue receiving her annuity or to have such annuity reinstated if her spouse died or retired prior to July 18, 1966, but her remarriage did or does *not* occur until after such date.

Section 205 also permits the widow of an employee whose survivor annuity has been terminated by remarriage to have her annuity reinstated if she was advised by Government authority that her remarriage would not affect her annuity.

Section 206 provides the new survivor annuity language for Federal employees who have at least 18 months' service or who retire on disability.

Section 207 exempts up to \$3,000 of civil service retirement annuities from Federal income taxes.

Section 208 provides effective dates.



CHANGES IN EXISTING LAW

In compliance with subsection 4 of rule XXIX of the Standing Rules of the Senate, changes in existing law made by the bill as reported are shown as follows (existing law in which no change is proposed is shown in roman; existing law proposed to be omitted is enclosed in black brackets; new matter is shown in italic):

I. TITLE 5, UNITED STATES CODE

CHAPTER 13—SPECIAL AUTHORITY

\* \* \* \* \*

§ 1308. Annual reports

\* \* \* \* \*

(c) The Commission shall publish an annual report on the operation of subchapter III of chapter 83 of this title, including a statement concerning the status of the Civil Service Retirement and Disability Fund [on a normal cost plus interest basis].

\* \* \* \* \*

CHAPTER 83—RETIREMENT

\* \* \* \* \*

SUBCHAPTER III—CIVIL SERVICE RETIREMENT

§ 8331. Definitions

\* \* \* \* \*

(4) "average pay" means the largest annual rate resulting from averaging an employee's or Member's rates of basic pay in effect—

(A) over any [5] 3 consecutive years of creditable service or, in the case of an annuity under subsection (d) or (e) (1) of section 8341 of this title based on service of less than 3 years, over the period of service; or

(B) at a Member's option over all periods of Member service after August 2, 1946, used in the computation of an annuity under this subchapter; with each rate weighted by the time it was in effect;

\* \* \* \* \*

(15) "price index" means the Consumer Price Index (all items—United States city average) published monthly by the Bureau of Labor Statistics; [and]

(16) "base month" means the month for which the price index showed a percent rise forming the basis for a cost-of-living annuity increase[.];

(17) "normal cost" means the entry-age normal cost computed by the Civil Service Commission in accordance with generally accepted actuarial practice and expressed as a level percentage of aggregate basic pay;

(18) "Fund balance" means the sum of—

(A) the investments of the Fund calculated at par value; and

(B) the cash balance of the Fund on the books of the Treasury;

and

(19) "unfunded liability" means the estimated excess of the present value of all benefits payable from the Fund to employees and Members, and former employees and Members, subject to this subchapter, and to their survivors, over the sum of—

(A) the present value of deductions to be withheld from the future basic pay of employees and Members currently subject to this subchapter and of future agency contributions to be made in their behalf; plus

(B) the present value of Government payments to the Fund under section 8348(f) of this title; plus

(C) the Fund balance as of the date the unfunded liability is determined.

\* \* \* \* \*

**§ 8334. Deductions, contributions, and deposits**

(a)(1) The employing agency shall deduct and withhold [6½] 7 percent of the basic pay of an employee, [and] 7½ percent of the basic pay of a *Congressional employee*, and 8 percent of the basic pay of a Member [ , and an]. An equal amount shall be contributed from the appropriation or fund used to pay the employee or, in the case of an elected official, from an appropriation or fund available for payment of other salaries of the same office or establishment. When an employee in the legislative branch is paid by the Clerk of the House of Representatives, the Clerk may pay from the contingency fund of the House the contribution that otherwise would be contributed from the appropriation or fund used to pay the employee.

(2) The amounts so deducted and withheld, together with the amounts so contributed, shall be deposited in the Treasury of the United States to the credit of the Fund under such procedures as the Comptroller General of the United States may prescribe. Deposits made by an employee or Member [under this section] also shall be credited to the Fund.

(b) Each employee or Member is deemed to consent and agree to these deductions from basic pay. Notwithstanding any law or regulation affecting the pay of an employee or Member, payment less these deductions is a full and complete discharge and acquittance of all claims and demands for regular services during the period covered by the payment, except the right to the benefits to which the employee or Member is entitled under this subchapter.

(c) Each employee or Member credited with civilian service after July 31, 1920, for which retirement deductions or deposits have not been made, may deposit with interest an amount equal to the following percentages of his basic pay received for that service:

	Percentage of basic pay	Service period
Employee.....	2½	August 1, 1920, to June 30, 1926.
	3½	July 1, 1926, to June 30, 1942.
	5	July 1, 1942, to June 30, 1948.
	6	July 1, 1948, to October 31, 1956.
	6½	【After October 31, 1956.】 November 1, 1956, to December 31, 1969.
	7	After December 31, 1969.
Member or employee for Congressional employee service.....	2½	August 1, 1920, to June 30, 1926.
	3½	July 1, 1926, to June 30, 1942.
	5	July 1, 1942, to June 30, 1948.
	6	July 1, 1948, to October 31, 1956.
	6½	November 1, 1956, to December 31, 1969.
	7½	After December 31, 1969.
Member for Member service.....	2½	August 1, 1920, to June 30, 1926.
	3½	July 1, 1926, to June 30, 1942.
	5	July 1, 1942, to August 1, 1946.
	6	August 2, 1946, to October 31, 1956.
	7½	【After October 31, 1956.】 November 1, 1956, to December 31, 1969.
	8	After December 31, 1969.

Notwithstanding the foregoing provisions of this subsection, the deposit with respect to a period of service referred to in section 8332(b) (6) 【which was performed prior to the effective date of the National Guard Technicians Act of 1968】 of this title performed before January 1, 1969, shall be an amount equal to 55 【per centum】 percent of a deposit computed in accordance with such provisions.

(d) Each employee or Member who has received a refund of retirement deductions under this or any other retirement system established for employees of the Government covering service for which he may be allowed credit under this subchapter may deposit the amount received, with interest. Credit may not be allowed for the service covered by the refund until the deposit is made.

(e) Interest under subsection (c) or (d) of this section is computed from the mid-point of each service period included in the computation, or from the date refund was paid, to the date of deposit or commencing date of annuity, whichever is earlier. The interest is computed at the rate of 4 percent a year to December 31, 1947, and 3 percent a year thereafter compounded annually. The deposit may be made in one or more installments. Interest may not be charged for a period of separation from the service which began before October 1, 1956.

(f) Under such regulations as the Civil Service Commission may prescribe, amounts deducted under subsection (a) of this section and deposited under subsections (c) and (d) of this section shall be entered on individual retirement records.

(g) Deposit may not be required for-

- (1) service before August 1, 1920;
- (2) military service;
- (3) service for the Panama Railroad Company before January 1, 1924; 【or】

(4) service performed before January 1, 1950, by natives of the Pribilof Islands in the taking and curing of fur seal skins and other activities in connection with the administration of the Pribilof Islands [ ]; or

(5) days of unused sick leave credited under section 8339(m) of this title.

(h) For the purpose of survivor annuity, deposits authorized by subsections (c) and (d) of this section may also be made by the survivor of an employee or Member.

\* \* \* \* \*

**§ 8339. Computation of annuity**

(a) Except as otherwise provided by this section the annuity of an employee retiring under this subchapter is—

(1) 1½ percent of his average pay multiplied by so much of his total service as does not exceed 5 years; plus

(2) 1¾ percent of his average pay multiplied by so much of his total service as exceeds 5 years but does not exceed 10 years; plus

(3) 2 percent of his average pay multiplied by so much of his total service as exceeds 10 years.

However, when it results in a larger annuity, 1 percent of his average pay plus \$25 is substituted for the percentage specified by paragraph (1), (2), or (3) of this subsection, or any combination thereof.

(b) The annuity of a Congressional employee, or former Congressional employee, retiring under this subchapter is computed under subsection (a) of this section, except, if he has had—

(1) at least 5 years' service as a Congressional employee or Member or any combination thereof; and

(2) deductions withheld from his pay or has made deposit covering his last 5 years of civilian service;

his annuity is computed, with respect to [so much of] his service as a Congressional employee, [and] his military service [as does] not [exceed a total of 15] exceeding 5 years, and any Member service, by multiplying 2½ percent of his average pay by the years of that service.

(c) The annuity of a Member, or former Member with title to Member annuity, retiring under this subchapter is computed under subsection (a) of this section, except, if he has had at least 5 years' service as a Member or Congressional employee or any combination thereof, his annuity is computed with respect to—

(1) his service as a Member and so much of his military service as is creditable for the purpose of this paragraph;

(2) [so much of] his Congressional employee service [as does not exceed 15 years];

by multiplying 2½ percent of his average pay by the years of that service.

(d) The annuity of an employee retiring under section 8336(c) of this title is 2 percent of his average pay multiplied by his total service.

(e) The annuity computed under subsections (a)–(d) of this section may not exceed 80 percent of—

(1) the average pay of the employee; or

(2) the greater of—

(A) the final basic pay of the Member; or

(B) the final basic pay of the appointive position of a former Member who elects to have his annuity computed or re-computed under section 8344(b)(1) of this title.

(f) The annuity of an employee or Member retiring under section 8337 of this title is at least the smaller of--

(1) 40 percent of his average pay; or

(2) the sum obtained under subsections (a)-(c) of this section after increasing his service of the type last performed by the period elapsing between the date of separation and the date he becomes 60 years of age.

**【However, this subsection does not increase the annuity of a survivor.】**

(g) The annuity computed under subsections (a), (b), and (e) of this section for an employee retiring under section 8336(d) of this title is reduced by  $\frac{1}{2}$  of 1 percent for each full month the employee is under 55 years of age at the date of separation. The annuity computed under subsections (c) and (e) of this section for a Member retiring under the second or third sentence of section 8336(f) of this title or the third sentence of section 8338(b) of this title is reduced by  $\frac{1}{2}$  of 1 percent for each full month not in excess of 60 months, and  $\frac{1}{2}$  of 1 percent for each full month in excess of 60 months, the Member is under 60 years of age at the date of separation.

(h) The annuity computed under subsections (a)-(g) of this section is reduced by 10 percent of a deposit described by section 8334(c) of this title remaining unpaid, unless the employee or Member elects to eliminate the service involved for the purpose of annuity computation.

(i) The annuity computed under subsections (a)-(h) of this section **【(excluding any increase because of retirement under section 8337 of this title)】** for a married employee or Member retiring under this subchapter, or any portion of that annuity designated in writing for the purpose of section 8341(b) of this title by the employee or Member at the time of retirement, is reduced by 2 $\frac{1}{2}$  percent of so much thereof as does not exceed \$3,600 and by 10 percent of so much thereof as exceeds \$3,600, unless the employee or Member notifies the Civil Service Commission in writing at the time of retirement that he does not desire his spouse to receive an annuity under section 8341(b) of this title.

(j) At the time of retiring under section 8336 or 8338 of this title, an unmarried employee or Member who is found to be in good health by the Commission may elect a reduced annuity instead of an annuity computed under subsections (a)-(h) of this section and name in writing an individual having an insurable interest in the employee or Member to receive an annuity under section 8341(c) of this title after the death of the retired employee or Member. The annuity of the employee or Member making the election is reduced by 10 percent, and by 5 percent for each full 5 years the individual named is younger than the retiring employee or Member. However, the total reduction may not exceed 40 percent.

(k) The annuity computed under subsections (a)-(j) of this section for an employee who is a citizen of the United States is increased by \$36 for each year of service in the employ of--

(1) the Alaska Engineering Commission, or The Alaska Railroad, in Alaska between March 12, 1914, and July 1, 1923; or

(2) the Isthmian Canal Commission, or the Panama Railroad Company on the Isthmus of Panama between May 4, 1904, and April 1, 1914.

(l) In determining service for the purpose of computing an annuity under each paragraph of this section, 45 per centum of each year, or fraction thereof, of service referred to in section 8332(b)(6) which was performed prior to the effective date of the National Guard Technicians Act of 1968 shall be disregarded.

(m) *In computing any annuity under subsections (a)-(d) of this section, the total service of an employee who retires on an immediate annuity or dies leaving a survivor or survivors entitled to annuity includes, without regard to the limitations imposed by subsection (e) of this section, the days of unused sick leave to his credit under a formal leave system, except that these days will not be counted in determining average pay or annuity eligibility under this subchapter.*

#### § 8340. Cost-of-living adjustment of annuities

(a) Effective December 1, 1965, each annuity payable from the Fund having a commencing date before December 2, 1965, is increased by—

(1) the percent rise in the price index, adjusted to the nearest  $\frac{1}{10}$  of 1 percent, determined by the Civil Service Commission on the basis of the annual average price index for calendar year 1962 and the price index for the base month of July 1965; plus

(2)  $6\frac{1}{2}$  percent if the commencing date (or in the case of the survivor of a deceased annuitant the commencing date of the annuity of the retired employee) occurred before October 2, 1956, or  $1\frac{1}{2}$  percent if the commencing date (or in the case of the survivor of a deceased annuitant the commencing date of the annuity of the retired employee) occurred after October 1, 1956.

Each annuity payable from the Fund (other than the immediate annuity of an annuitant's survivor or of a child entitled under section 8341(e) of this title) having a commencing date after December 1, 1965, but before January 1, 1966, is increased from its commencing date as if the annuity commencing date were December 1, 1965. Each survivor annuity authorized by—

(A) section 8 of the Act of May 29, 1930, as amended to July 6, 1950; or

(B) section 2 of the Act of June 25, 1958 (72 Stat. 219);

is increased by any additional amount required to make the total increase under this subsection equal to the smaller of 15 percent or \$10 a month.

(b) Each month the Commission shall determine the percent change in the price index. Effective the first day of the third month that begins after the price index change equals a rise of at least 3 percent for 3 consecutive months over the price index for the base month, each annuity payable from the Fund having a commencing date not later than that effective date shall be increased by *1 percent plus* the percent rise in the price index (calculated on the highest level of the price index during the 3 consecutive months) adjusted to the nearest  $\frac{1}{10}$  of 1 percent.

(c) Eligibility for an annuity increase under this section is governed by the commencing date of each annuity payable from the Fund as of the effective date of an increase, except as follows:

(1) Effective from its commencing date, an annuity payable from the Fund to an annuitant's survivor (except a child entitled

under section 8341(e) of this title), which annuity commences the day after the death of the annuitant and after the effective date of the first increase under this section, shall be increased by the total percent increase the annuitant was receiving under this section at death. However, the increase in a survivor annuity authorized by section 8 of the Act of May 29, 1930, as amended to July 6, 1950, shall be computed as if the annuity commencing date had been the effective date of the first increase under this section.

(2) For the purpose of computing [an] *the annuity of [that commences after the effective date of the first increase under this section to] a child under section 8341(e) of this title that commences on as after the first day of the first month that begins on or after the date of enactment of the Civil Service Retirement Amendments of 1969, the items [\$600] \$900, [\$720], \$1,080, [\$1,800] \$2,700, and [\$2,160] \$3,240 appearing in section 8341(e) of this title shall be increased by the total percent increases allowed and in force under this section [or employee annuities that commenced after October 1, 1956] on or after such day and, in case of a deceased annuitant, the items [40] 60 per cent and [50] 75 percent appearing in section 8341(e) of this title shall be increased by the total percent increase allowed and in force [under this section] to the annuitant [at death] under this section on or after such day.*

(d) This section does not authorize an increase in an additional annuity purchased at retirement by voluntary contributions.

(e) The monthly installment of annuity after adjustment under this section shall be fixed at the nearest dollar. However, the monthly installment shall after adjustment reflect an increase of at least \$1.

(f) Effective September 1, 1966, or on the commencing date of annuity, whichever is later, the annuity of each surviving spouse whose entitlement to annuity payable from the Fund resulted from the death of—

(1) an employee or Member before October 11, 1962; or

(2) a retired employee or Member whose retirement was based on a separation from service before October 11, 1962;

is increased by 10 percent.

#### § 8341. Survivor annuities

\* \* \* \* \*

(d) If an employee or Member dies after completing at least [5 years] *18 consecutive months* of civilian service, the widow or dependent widower of the employee or Member is entitled to an annuity equal to 55 percent of an annuity computed under section 8339 (a)–(e) and (h) of this title as may apply with respect to the employee or [Member.] *Member, except that in the computation of the annuity under such section, the annuity of the employee or Member shall be at least the smaller of (i) 40 percent of his average pay, or (ii) the sum obtained under such section after increasing his service of the type last performed by the period elapsing between the date of death and the date he would have become 60 years of age.* The annuity of the widow or dependent widower commences on the day after the employee or Member dies. This annuity and the right thereto terminate on the last day of the month before

(1) the widow or dependent widower dies;

(2) the dependent widower becomes capable of self-support;

(3) the widow or dependent widower of an employee remarries before becoming 60 years of age; or

(4) the widow or dependent widower of a Member remarries.

(e)(1) If an employee or Member dies after completing at least ~~5 years~~ *18 consecutive months* of civilian service, or an employee or Member dies after retiring under this subchapter, and is survived by a spouse, each surviving child is entitled to an annuity equal to the smallest of—

(A) ~~40~~ 60 percent of the average pay of the employee or Member divided by the number of children;

(B) ~~\$600~~ \$900; or

(C) ~~\$1,800~~ \$2,700 divided by the number of children; subject to section 8340 of this title. If the employee or Member is not survived by a spouse, each surviving child is entitled to an annuity equal to the smallest of—

(i) ~~50~~ 75 percent of the average pay of the employee or Member divided by the number of children;

(ii) ~~\$720~~ \$1,080; or

(iii) ~~\$2,160~~ \$3,240 divided by the number of children; subject to section 8340 of this title.

\* \* \* \* \*

**§ 8345. Payment of benefits; commencement, termination, and waiver of annuity**

(a) Each annuity is stated as an annual amount, one-twelfth of which, fixed at the nearest dollar, constitutes the monthly rate payable on the first business day of the month after the month or other period for which it has accrued.

(b) Except as otherwise provided, the annuity of an employee or Member commences on the day after he is separated from the service, or on the day after his pay ceases and he meets the service and the age or disability requirements for title to annuity. An annuity payable from the Fund allowed after September 5, 1960, commences on the day after the occurrence of the event on which payment thereof is based.

(c) The annuity of a retired employee or Member terminates on the day death or other terminating event provided by this subchapter occurs. The annuity of a survivor terminates on the last day of the month before death or other terminating event occurs.

(d) An individual entitled to annuity from the Fund may decline to accept all or any part of the annuity by a waiver signed and filed with the Civil Service Commission. The waiver may be revoked in writing at any time. Payment of the annuity waived may not be made for the period during which the waiver was in effect.

(e) Payment due a minor, or an individual mentally incompetent or under other legal disability, may be made to the person who is constituted guardian or other fiduciary by the law of the State of residence of the claimant or is otherwise legally vested with the care of the claimant or his estate. If a guardian or other fiduciary of the individual under legal disability has not been appointed under the law of the State of residence of the claimant, payment may be made to any person who, in the judgment of the Commission, is responsible for the care of the claimant, and the payment bars recovery by any other person.



(f) *An amount, not to exceed \$3,000 each year, which is received by an annuitant or a survivor annuitant under this subchapter and, except for this subsection, which would be included as gross income for purposes of the Federal income tax laws, shall not be included as gross income under such laws.*

\* \* \* \* \*

**§ 8348. Civil Service Retirement and Disability Fund**

(a) There is a Civil Service Retirement and Disability Fund. The Fund—

(1) is appropriated for the payment of—

[(1)] (A) benefits as provided by this subchapter; and

[(2)] (B) administrative expenses incurred by the Civil Service Commission in placing in effect each annuity adjustment granted under section 8340 of this title[.]; and

(2) is made available, subject to such annual limitation as the Congress may prescribe, for any expenses incurred by the Commission in connection with the administration of this chapter and other retirement and annuity statutes.

(b) The Secretary of the Treasury may accept and credit to the Fund money received in the form of a donation, gift, legacy, or bequest, or otherwise contributed for the benefit of civil service employees generally.

(c) The Secretary shall immediately invest, in interest-bearing securities of the United States such currently available portions of the Fund as are not immediately required for payments from the Fund. The income derived from these investments constitutes a part of the Fund.

(d) The purposes for which obligations of the United States may be issued under the Second Liberty Bond Act, as amended, are extended to authorize the issuance at par of public-debt obligations for purchase by the Fund. The obligations issued for purchase by the Fund shall have maturities fixed with due regard for the needs of the Fund and bear interest at a rate equal to the average market yield computed as of the end of the calendar month next preceding the date of the issue, borne by all marketable interest-bearing obligations of the United States then forming a part of the public debt which are not due or callable until after the expiration of 4 years from the end of that calendar month. If the average market yield is not a multiple of  $\frac{1}{8}$  of 1 percent, the rate of interest on the obligations shall be the multiple of  $\frac{1}{8}$  of 1 percent nearest the average market yield.

(e) The Secretary may purchase other interest-bearing obligations of the United States, or obligations guaranteed as to both principal and interest by the United States, on original issue or at the market price only if he determines that the purchases are in the public interest.

[(f) The Commission shall submit estimates of the appropriations necessary to finance the Fund on a normal cost-plus-interest basis and to carry out this subchapter.]

[(g) Money now or hereafter contained in the Fund may not be used to pay an increase in annuity benefits or a new annuity benefit under this subchapter or an earlier statute which is authorized by amendment thereof until and unless an appropriation is made to the Fund in an amount which the Commission estimates to be sufficient to prevent an immediate increase in the unfunded accrued liability of the Fund.]

- (f) Any statute which authorizes--
  - (1) new or liberalized benefits payable from the Fund, including annuity increases other than under section 8340 of this title;
  - (2) extension of the coverage of this subchapter to new groups of employees; or
  - (3) increases in pay in which benefits are computed;

is deemed to authorize appropriations to the Fund to finance the unfunded liability created by that statute, in 30 equal annual installments with interest computed at the rate used in the then most recent valuation of the Civil Service Retirement System and with the first payment thereof due as of the end of the fiscal year in which each new or liberalized benefit, extension of coverage, or increase in pay is effective.

(g) At the end of each fiscal year, the Commission shall notify the Secretary of the Treasury of the amount equivalent (1) to interest on the unfunded liability computed for that year at the interest rate used in the then most recent valuation of the System, and (2) that portion of disbursement for annuities for that year, which the Commission estimates is attributable credit allowed for military service. Before closing the accounts for each fiscal year, the Secretary shall credit to the Fund, as a Government contribution, out of any money in the Treasury of the United States not otherwise appropriated, the following percentages of such amounts: 10 percent for 1971; 20 percent for 1972; 30 percent for 1973; 40 percent for 1974; 50 percent for 1975; 60 percent for 1976; 70 percent for 1977; 80 percent for 1978; 90 percent for 1979; and 100 percent for 1980 and for each fiscal year thereafter. The Commission shall report to the President and to the Congress the sums credited to the Fund under this subsection.

II. TITLE I, INDEPENDENT OFFICES APPROPRIATION ACT, 1962

\* \* \* \* \*

CIVIL SERVICE COMMISSION

\* \* \* \* \*

PAYMENT TO CIVIL SERVICE RETIREMENT AND DISABILITY FUND

For financing the annuity benefits and increases provided by the Act of June 25, 1958 (72 Stat. 218), \$44,637,000, to be credited to the civil service retirement and disability fund [ *Provided*, That the Civil Service Commission shall include annually, in its estimates to the Bureau of the Budget, estimates of the appropriations necessary to reimburse the civil service retirement and disability fund for the amounts paid out of the fund by reason of the enactment of Public Law 85-465, and the Bureau of the Budget shall submit such estimates annually to the Congress ] .

\* \* \* \* \*

~~SECRET~~

Journal - Office of Legislative Counsel  
Tuesday - 14 October 1969

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25X1

6. [ ] As a followup to her call of yesterday afternoon, I met with Mrs. Gwen Harrison, Administrative Assistant to Representative William Mailliard (R., Calif.), and provided the requested news clipping for use in responding to constituent inquiries on the Green Beret matter.

25X1

7. [ ] Gave to Pat Valentine, in the office of Representative Tom Railsback (R., Ill.), material for the Congressman's use in responding to a congressional inquiry about the CIA.

25X1

8. [ ] Messrs. [ ] met with 25X1  
Mr. Frank Slatinshek, House Armed Services Committee staff, and reviewed with him the proposed Agency legislation to update the CIA retirement system. (See Memorandum for the Record.)

25X1

9. [ ] Met with Mr. Frank Slatinshek, House Armed Services Committee staff, and updated the information previously provided on the current Soviet Soyuz mission.

25X1

10. [ ] Met with Mr. James Wilson, House Science and Astronautics Committee staff, and briefed him on the current Soviet Soyuz mission.

25X1

11. [ ] Met with Mr. Robert Michaels, House Appropriations Committee staff, who confirmed his earlier advice to me that he intends to retire at the end of the month and take the benefits of the Daniels/McGee bill. He told me that no official notice has been taken by the Chairman of the intended retirement and no designations have been made and there have been no conversations with regard to succession on the Defense Subcommittee staff. He assumes that in all probability Ralph Preston will succeed him and he will advise me at the earliest possible moment of any word on the subject so that we can start working with Ralph.

I updated the information previously furnished Mr. Michaels on the current Soviet Soyuz mission.

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~~CONFIDENTIAL~~

14 October 1969

MEMORANDUM FOR THE RECORD

SUBJECT: Meeting with Frank Slatinshek re Agency Retirement System

25X1  
1. Messrs. Miller, [redacted] met with Mr. Frank Slatinshek, House Armed Services Committee staff, and reviewed with him the proposed Agency legislation to update the CIA retirement system. In Mr. Slatinshek's judgment it would be pointless to even present the Agency's administrative authority provision that would allow administrative updating of the Agency retirement system as legislation changes are made in the Civil Service Retirement Act. This is a matter that the Chairman and Committee consider their responsibility: to oversee changes in our system as they might be desired from time to time.

2. Mr. Slatinshek is in accord that the effective dates of the various provisions of our bill should coincide with the effective dates set forth in the Daniels/McGee bill. He requested that the Committee copy of our official letter to the Speaker updating the legislation be sent forward at the earliest possible date so that the Chairman can get it into the hopper. It was indicated that in all probability only pro forma hearings would be involved in Committee handling of the bill.

[redacted] 25X1  
Assistant Legislative Counsel

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OLC/JGO:sml (15 Oct '69)

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Journal - Office of Legislative Counsel  
Monday - 13 October 1969

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25X1

6. [redacted] J. Sourwine, Chief Counsel, Senate Internal Security Subcommittee, asked if we had any information on or were interested in [redacted]

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He said he had already checked with those responsible for "internal security" and received no information. He said if we had no interest then [redacted]

25X1

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7. [redacted] In a chance encounter I asked Carl Marcy, Chief of Staff, Senate Foreign Relations Committee, about the Symington Subcommittee hearings on U. S. involvements in Southeast Asia and what role his staff was playing therein. He said that Messrs. Pincus and Paul were "running this show on their own," but that he personally was following the hearings with interest and expected they would produce some very far-reaching results indeed.

25X1

8. [redacted] Met with Russ Blandford, Chief Counsel, House Armed Services Committee, and briefed him on:

- a. Recent developments regarding Soviet strategic missile deployment.
- b. Preliminary analysis regarding a new Soviet aircraft.
- c. Current Soviet Soyuz mission.

Blandford complained that items a. and b. above confirmed his belief that Agency estimates on such matters were often too conservative.

I also discussed with Mr. Blandford a recent personnel case in which he was interested. (See Memo for Record for details)

cc:  
ER  
O/DDCI

[redacted]  
JOHN M. MAURY  
Legislative Counsel

25X1

[redacted]  
Mr. Houston  
Mr. Goodwin  
DDI DDS DDS&T  
OPPB EA/DDP

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JOURNAL

OFFICE OF LEGISLATIVE COUNSEL

Friday - 10 October 1969

25X1

1. [redacted] Provided George Murphy, on the staff of the Joint Committee on Atomic Energy, with a report "Soviet Design and Development of Advanced Digital Computers."

25X1

2. [redacted] Hand carried to Mrs. Verda Barnes, Administrative Assistant to Senator Frank Church (D., Idaho), a suggested reply to a constituent inquiry from [redacted] covering Agency authorities for declining to provide information in connection with the Green Beret case.

25X1

3. [redacted] Hand carried to Ed Braswell, on the staff of the Senate Armed Services Committee, an Agency report entitled: "Panama, one Year After the Coup" in connection with Senator Stennis' expressed interest in Panama.

25X1

I also provided Braswell with a package of materials in connection with our request for legislation comparable to the Daniels / McGee bills.

25X1

4. [redacted] Met with Frank Slatinshek, House Armed Services Committee staff, and scheduled a meeting for Tuesday afternoon, 14 October, to discuss our proposed amendments to the Agency retirement bill. The Committee's workload is such that Frank is committed through the weekend and does not have the necessary one hour to meet with us before Tuesday.

25X1

[redacted signature box]

JOHN M. MAURY  
Legislative Counsel

cc:

ER

O/DDCI

Mr. Houston

Mr. Goodwin

DDI

DDS

DDS&T

OPPB

EA/DDP

~~SECRET~~

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~~SECRET~~

10 October 1969

MEMORANDUM FOR THE RECORD

SUBJECT: Meeting with Colonel George Carey re Briefing  
of House Armed Services on Sensitive Information

1. Met with Colonel George Carey, Jr., USAF, by chance at the House Armed Services Committee staff rooms and reviewed the problem faced by his office in the handling of the information on Soviet variable geometry aircraft which is now available in the sanitized [ ] at the "Secret" level.

25X1

2. Colonel Carey advised that in the original go around his authority for briefing Chairman Rivers and Russell Blandford about the report from a highly classified collection project had not only been given him from his front office at DIA, but had also been cleared through General Jim Lawrence (Jack Stempler's office) with the Secretary of Defense. He noted that at the time of that briefing Chairman Rivers had been very pointed in his remarks that this was information that should be given to the American public. He had cautioned the Chairman on this and pointed out the sensitivity of the information. In keeping with this background experience, when the sanitized [ ] covering the same subject matter was received, Colonel Carey called [ ] OSR/DDI, to verify that the release of this information was appropriate for inclusion in the DIA daily bulletin. He also raised the question with Mark of whether there would be any restrictions on showing this document to Chairman Rivers since the information was now being released at the "Secret" level. He also noted that he had talked to our [ ] later in the evening and was pleased that this matter of the release of such information at the "Secret" level with its very recent history of handling by Chairman Rivers is receiving the attention that it warrants.

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[ ]  
Assistant Legislative Counsel

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Journal - Office of Legislative Counsel  
Thursday - 9 October 1969

Page 3

25X1 7. [ ] Met with Miss Berniece Kalinowski, personal secretary to Frank Slatinshek, House Armed Services Committee staff, who advised that Mr. Slatinshek will be tied up at least through today in conference on the defense bill and that the earliest he would have any time for discussion of the Agency's retirement bill would be tomorrow afternoon.

25X1 8. [ ] Met with Mr. James Wilson, House Science and Astronautics Committee staff, and briefed him on a Soviet space activity. Chairman Miller is in California until the first of the week.

25X1 9. [ ] Received a call from Mr. Robert Michaels, Staff Assistant, House Appropriations Committee, who wanted to be sure that the Agency had seen the article entitled "The CIA and The Green Berets: A Strange Case of Mistaken Identities (sic)?" by L. Fletcher Prouty who is touted by the Armed Forces Journal as an individual highly knowledgeable on CIA and its activities. He advised that the information in this article is contrary to the information provided the Appropriations Committee yesterday by the Secretary of the Army. On meeting with Mr. Michaels I gave him a copy of a previous article by Prouty that appeared in The New Republic of 23 and 30 August 1969 and advised that the biographic sketch on Prouty that appeared in the Armed Forces Journal was somewhat inflated. I also reviewed with Mr. Michaels some of the details of the Prouty article. Although he is still concerned that such misinformation about the Agency is appearing in the public press, no further response or information is desired from the Agency at this time.

25X1 10. [ ] Met with Mr. Robert Michaels, Staff Assistant, House Appropriations Committee, and gave him certain Agency personnel information for the Chairman. (See Journal item #5 of 19 September for details.)

~~SECRET~~

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JOURNAL

OFFICE OF LEGISLATIVE COUNSEL

Tuesday - 7 October 1969

25X1

1. [ ] Delivered to the offices of Senators Hugh Scott and Mike Gravel FBIS items in which their names were mentioned. Senator Gravel's Executive Assistant said that the FBIS item which dealt with Senator Gravel's opposition to the AEC nuclear test at Amchitka was very timely. The Senator had discussed this test with the Soviets previously and plans to meet with Ambassador Dobrynin on this same matter tomorrow.

25X1

2. [ ] Talked with Ed Bauser and George Murphy, on the Joint Committee on Atomic Energy staff, concerning Mr. Bauser's letter to the Director forwarding the William Beecker column which appeared in the New York Times on 2 October. After some discussion, Bauser and Murphy accepted my oral response to the effect that the report referred to in the column on "spy capabilities" was being prepared under the aegis of the National Security Council and therefore could not be made available by the Agency. No written response is necessary. (See Memo for the Record for details.)

25X1

[ ]

25X1

4. [ ] I talked with Mr. Pat Holt, senior staff man on the Senate Foreign Relations ad hoc Subcommittee on U.S. Agreements and Commitments Abroad, about the hearings on Laos scheduled for next week (see Memorandum for the Record).

25X1

5. [ ] Met with Mrs. Oneta Stockstill, Executive Secretary, House Armed Services Committee, who told me that no further consideration has been given by the Committee to filling the vacancies in the various subcommittees which were occasioned by the death of Representative William Bates (R., Mass.). It may be assumed that Representative Charles Gubser (R., Calif.) will in all probability be named to the CIA Subcommittee, but it may be some time before such decision is made by the Committee.

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Office of Legislative Counsel  
Tuesday - 7 October 1969

Page 2

25X1

6. [ ] Met with Mr. Frank Slatinshek, Counsel, House Armed Services Committee, and talked in general terms about amendment of the Agency's retirement bill in consonance with the Daniels-McGee bill passed by the House and the Senate. Mr. Slatinshek advised that the Chairman will be introducing amending legislation possibly this afternoon to update the military retirement system in keeping with the liberalized authority for cost of living increases set forth in the Daniels-McGee bill. He told me it is anticipated that the House will accept the McGee version on the floor tomorrow. As for our bill, Frank requested a draft of the Agency's adaptation of the Daniels-McGee bill provisions together with a draft of any additional provisions the Agency might desire for his personal study. It is his opinion that it would be a waste of time to even forward a copy of our draft, "Administrative Authority Amendment," which would authorize the Director to adopt future changes in civil service retirement legislation. Such a measure could not hope for Committee passage at this time, let alone passage by the House of Representatives.

25X1

7. [ ] Met with Miss Louise Ellis, House Armed Services Committee staff, and reviewed with her the updating of security clearances. Appropriate documentation was completed.

25X1

8. [ ] Met with Mr. Pat Holt, Consultant, Senate Foreign Relations Committee, who advised that Senator J. Fulbright (D., Ark.) will be travelling to Trinidad as an official delegate of the United States Senate to the Commonwealth Parliamentarian Meeting and should have no need for support or assistance by the Agency during the visit.

Milrae Jensen, Staff Assistant, advised me later in the day that Senators Fulbright and Marlow Cook (R., Ky.) will be accompanied by Mr. Seth Tillman, Committee Consultant. The congressional delegation will be departing for Trinidad on 14 October and returning to Washington on 19 October.

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STAT

**CONFERENCE IS NEXT STEP****Battle on Arms Bill Far From Over**By SHIRLEY ELDER  
Star Special Writer

The congressional struggle over defense spending is far from finished.

There must now be a conference between the two Armed Services Committees to resolve differences between the \$20 billion Senate bill and the \$21.3 billion version passed late Friday by the House.

After that, the fight will begin again on financing the projects authorized in the single bill drafted by the conferees.

The liberals, who made it clear this year that Congress will not idly approve military spending requests, are ready to do battle every step of the way.

Already, Sen. Edward W. Brooke, R-Mass., has objected to a provision in the House bill that threatens a cut-off in military research funds to colleges that refuse to cooperate in ROTC programs.

That is "plainly intended to intimidate colleges and universities."

Liberal critics of defense spending in both the House and the Senate probably are better organized this year than anytime in recent history.

Although they know they would win few — if any — important floor battles, they put together comprehensive schedules of proposed cuts in both the House and the Senate.

In the House debate, just finished, there was never any doubt that the pro-military forces of Armed Services Chairman L. Mendel Rivers, D-S.C., would triumph.

But the victory, rather than enhancing Rivers' prestige, has

given new recognition to the so-called "Fearless Five," junior members of Rivers' committee who led the assault on the bill. Their peak strength in the 432-member House was 141 votes against deployment of the Safeguard antiballistic missile.

Rivers is not impressed by the unusual challenge. He warned in advance that "Johnny-come-lately military experts" would try to poke holes in his \$21.3 billion bill.

For Rivers, it becomes a very personal thing. After disposing of a string of amendments, he complained about the "abuse that was heaped on my shoulders."

But the bitterness that flowed from Rivers' sensitivity toward the military, and his pride in the bill, is largely eliminated from the permanent record of the House debates.

Gone is an attack by Rivers on one of the "Fearless Five," Rep. Robert L. Leggett, D-Calif. In it, Rivers recalled Leggett's refusal to give up debate time to "know the facts" about something.

"I'm afraid that's the only statement he has made during this debate that was entirely accurate," Rivers said sarcastically. He noted there are a number of military bases in Leggett's district and warned that the military "has a capacity for knowing who their friends are."

**Response Deleted Too**

Gone from the record also is Leggett's peace-making response: "We really are not far apart." And his comment that the expression of critical views on military bills "may be partially suicidal."

Gone too is a fiery defense of Leggett by a fellow Californian, Rep. John E. Moss, who said he was speaking for the rest of the Democratic delegation when he said "we take umbrage" at Rivers' attack.

"Let there be any retaliation against that (California) delegation," Moss said, "and, by God, we'll fight you all the way."

Both Rivers' and Leggett's remarks, along with a plea for fair play from Rep. Allard K. Lowenstein, D-N.Y., will appear later in what's known as "extension of remarks," but not in the official record of the debate, which congressmen may change or correct before it is published. Moss apparently had all his words permanently deleted.

**Reaction to Cut-Off**

Most of the dissension grew out of the angry reaction of liberals to Rivers' repeated, and always successful, efforts to cut off debate.

Several key amendments were never discussed at all and two were under such strict time limits that each congressman was heard for only 45 seconds.

Rivers said he felt everything that needed to be said had been said several times over in the long Senate debate. He was impatient to get the bill through with the least intrusion on his colleagues' time and, in the end, he did. Not a dollar was changed by the liberal effort.

The largest dollar items added in the House are \$1 billion for Navy warships, a pet Rivers project; \$52 million diverted at the Pentagon's request from a fifth C5A cargo jet squadron to F5 Freedom Fighters; and \$86 million switched, also at the

suggestion of the Pentagon, from the Cheyenne to the Cobra helicopter.

There also is a major philosophical difference between the Senate and House bills on research and development. The Senate eliminated a total of \$794.4 million in itemized cuts, mostly in controversial new weapons programs.

Rivers directed that all but \$54.6 million of these cuts be restored and ordered, instead, a 9.8 percent across the board reduction, leaving it to the defense chiefs to decide where to cut back some \$300 million in projects. The Pentagon asked for \$8.2 billion in research and development funds.

The Nixon administration originally sought \$21.9 billion in the total defense authorization bill. That was trimmed below \$20 billion in the Senate, mostly by Stennis' committee.

Defense requests for restoration of Senate cuts came to \$968.8 million, making the new administration request total \$20.9 billion.

The House bill contains none of the provisions of the Senate measure relating to Congressional oversight of possible wasteful and inefficient military spending. Efforts to add the same amendments failed on the House floor.

UNCLASSIFIED

Date: 3 Oct

Item: No. 19

Ref: No. 17

### Press Item for the DCI

UPI-115

(MILITARY)

WASHINGTON--HANDLERS OF A \$21.3 BILLION DEFENSE BUYING BILL, PROVOKING OUTCRIES OF "OUTRAGE!" AND "SHAME!", CLAMPED SUCH TIGHT RULES ON HOUSE DEBATE TODAY THAT DISSENTERS AT ONE POINT WERE LIMITED TO 45 SECONDS EACH IN WHICH TO PRESENT THEIR ARGUMENTS.

RESTRICTING AMENDMENTS WERE KNOCKED DOWN IN RAPID FIRE ORDER AS THE BILL'S MANAGERS PRESSED TOWARD CERTAIN PASSAGE OF THE ANNUAL PROCUREMENT BILL LATER TODAY. ASKED SERVICES COMMITTEE CHAIRMAN L. MENDEL RIVERS, D-S.C., WAS CHARGED WITH HAVING RUN ROUGH SHOD OVER OPPONENTS.

AFTER MEMBERS HAD APPROVED A DEBATE LIMITATION ON THE BILL'S \$7 BILLION RESEARCH AND DEVELOPMENT SECTION, WITH A RESULTING TIME ALLOTMENT OF THREE-FOURTHS OF A MINUTE FOR THOSE ON THEIR FEET ASKING THE RIGHT TO BE HEARD, REP. JOHN B. ANDERSON, R-ILL., CHAIRMAN OF THE HOUSE REPUBLICAN CONFERENCE AND A PART OF THE GOP LEADERSHIP TEAM, TOOK HIS 45 SECONDS TO DELIVER A BLAZING ATTACK ON WHAT HE CALLED "GAG RULE" PROCEDURE IN EFFECT ON THE BILL.

"TO RESTRICT THE MEMBERS OF THIS HOUSE, THE GREATEST DELIBERATIVE BODY IN THE WORLD, TO 45 SECONDS TO DISCUSS \$7 BILLION AUTHORIZATION IS AN OUTRAGE," ANDERSON ROARED. "IT'S GAG RULE. MY CONSTITUENTS PAY PART OF THESE COSTS AND THEY EXPECT THESE MATTERS TO BE CONSIDERED!"

REP. ANDREW JACOBS, D-IND., USED HIS BRIEF TIME ALLOTMENT TO JOIN IN THE PROTEST. "A CIVILIZED BODY DOES NOT STIFLE OPPOSITION," JACOBS SAID. "IT ANSWERS IT. SHAME ON THIS HOUSE TODAY! SHAME ON THIS HOUSE."

BOTH ANDERSON AND JACOBS WERE APPLAUDED, ALTHOUGH AS RIVERS WAS QUICK TO POINT OUT, A MAJORITY OF MEMBERS VOTING HAD SUPPORTED HIS AND OTHER MOVES TO LIMIT DEBATE. AND IN OTHER SPEECHES RIVERS' FAIRNESS HAD BEEN WARMLY LAUDED.

RIVERS STIRRED INITIAL RESENTMENT EARLY IN THE DAY'S DEBATE AFTER REP. ROBERT L. LEGGETT, D-CALIF., PROPOSED TO TRIM \$23 MILLION FROM \$100 MILLION TO BE AUTHORIZED FOR FASTER DEVELOPMENT OF A NEW MANNED BOMBER PLANE. IN THE FIVE MINUTES NORMALLY ALLOTTED THE SPONSOR OF AN AMENDMENT LEGGETT CONTENDED THERE WAS NO EVIDENCE THAT IN THIS MISSILE AGE RUSSIA WAS REVERTING TO BOMBER CONSTRUCTION.

"I SAID (EARLIER) THE RUSSIANS DO HAVE A NEW BOMBER. I MOVE THAT ALL DEBATE ON THIS AMENDMENT CLOSE AT THIS TIME."

THE HOUSE SUSTAINED HIS MOTION ON A 53 TO 21 STANDING VOTE. WITHOUT FURTHER DISCUSSION THE AMENDMENT WAS KILLED ON A VOICE VOTE.

IN THE POST-MORTEM PROTESTS THAT AROSE RIVER SAND REP. DONALD M. FRASER, D-MINN., "I WILL NOT DISCUSS THE AMSA (ADVANCED MANNED STRATEGIC AIRCRAFT) ON THE HOUSE FLOOR. ON MY OWN AUTHORITY I SAY THE RUSSIANS ARE BUILDING A BOMBER. I DEFY ANYBODY IN THE UNITED STATES INCLUDING THE GENTLEMAN FROM--WISCONSIN, MINNESOTA, WHERE ARE YOU FROM?--TO DISPROVE IT. IT JUST SO HAPPENS THEY'RE WELL ON THE WAY."

THE BILL IS ONE THE SENATE DEBATED EIGHT WEEKS BEFORE APPROVING THE MEASURE. THIS WAS THE THIRD DAY OF DEBATE IN THE HOUSE, AND THE OUTCOME WAS A FOREGONE CONSLUSION. MAIN LIMITING AMENDMENTS OFFERED BY A SO-CALLED "FEARLESS FIVE" MINORITY OF DISSENTERS ON RIVERS' COMMITTEE HAD GONE DOWN THE DRAIN AND THEIR SPONSORS CONCEDED OTHERS WERE DOOMED.

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*Press Item for the DCI*

Date: 3 Oct

Item No. 17

Ref. No.

A217WX

lbylee

Military Spending Lead 280

By JIM ADAMS

Associated Press Writer

WASHINGTON AP - A dispute over whether Russia is developing a new bomber sparked angry House debate Friday on the \$21.35 billion military procurement bill.

Military spending critics accused Chairman L. Mendel Rivers, D-S.C., and the House itself of riding roughshod over their efforts to cut \$2.2 billion from the bill, including \$23 million for a U.S. Advanced Manned Strategic bomber.

Rep. Robert L. Leggett, D-Calif., and other critics said there is no evidence Russia is developing such a bomber.

But Rivers said the Soviets are well under way to having such a plane and moved to cut off any further debate on the subject. The cutoff was given a shouted approval.

Rep. Donald M. Fraser, D-Minn., said the strategic bomber question and other spending cut proposals were "too important to be run roughshod over as we have just seen." He said if House members are unwilling to debate issues they should be defeated in the 1970 elections.

The spending critics' major cut proposals were turned aside Thursday but the House did vote to kill the Sheridan tank program.

The proposal: 2nd graf A003WX  
JC210pad Oct. 3

Comment: LEGCO has a copy.

These comments represent the initial and tentative reaction of the Office of Current Intelligence to the attached item from the news services.

TRANSMITTAL SLIP		DATE
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TO: <i>GLC</i>		
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REMARKS:		
<p><i>This is a UPI item, but it covers Russ statement on the Soviet bomber 1 hour named Russ</i></p> <p><i>[Signature]</i> <i>[Signature]</i> <i>[Signature]</i></p>		
FROM: <i>PK</i>		
ROOM NO.	BUILDING	EXTENSION

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*Press Item for the DCI*

Date: 10/15/71

From: [illegible]

Ref: [illegible]

STAT

UPI-120

(MILITARY PROCUREMENT)

WASHINGTON--CONTRARY TO EARLIER REPORTS, RUSSIA IS DEVELOPING AN ADVANCED NEW MANNED BOMBER PLANE, CHAIRMAN L. WENDEL RIVERS OF THE ARMED SERVICES COMMITTEE ASSERTED TODAY.

THE SOUTH CAROLINA DEMOCRAT, URGING QUICK HOUSE APPROVAL OF A \$21.3 BILLION DEFENSE BUYING BILL INCLUDING FUNDS TO SPEED UP DEVELOPMENT OF A SIMILAR PLANE, INDICATED HE BASED HIS STATEMENT ON INFORMATION SO SECRET HE COULD NOT SHARE IT EVEN WITH MEMBERS OF THE ARMED SERVICES COMMITTEE.

APPEARING BEFORE THE HOUSE RULES COMMITTEE, RIVERS SAID FLATLY THAT FIVE DISSENTING ARMED SERVICES MEMBERS WERE WRONG IN ADVISING THE HOUSE "THERE IS NO EVIDENCE" THAT RUSSIA IS ADDING A NEW BOMBER TO HER ARSENAL.

"WE HAVE EVERY REASON TO BELIEVE RUSSIA IS WELL ON THE WAY TO DEVELOPMENT OF A BRAND NEW BOMBER," RIVERS SAID. ASKED ABOUT THE DISCREPANCY, HE TOLD THE RULES GROUP:

"THERE ARE ONLY TWO MEMBERS OF THE (ARMED SERVICES) COMMITTEE CLEARED FOR THE HIGHEST TOP SECRET INFORMATION--MYSELF AND MR. AREND (REP. LESLIE C. ARENDS, R-ILL., THE COMMITTEE'S SENIOR CO-CHAIRMAN). THIS (THE CONTRARY REPORT ON THE BOMBER) IS INACCURATE."

RIVERS ALSO TOLD THE RULES GROUP PRESIDENT NIXON SUPPORTS HIS COMMITTEE'S INCLUSION IN THE ANNUAL DEFENSE BUYING BILL OF AN EXTRA, UNBUDGETED \$1 BILLION TO SPEED UP MODERNIZATION OF THE NAVY. THE COMMITTEE ALLOTTED \$3.5 BILLION INSTEAD OF THE \$2.5 BILLION ALLOTTED FOR NEW NAVY CONSTRUCTION.

"THE PRESIDENT TOLD ME HE'LL GO ALONG WITH IT," RIVERS SAID. "THE NAVY IS JUST ABOUT WORN OUT. OVER 50 PER CENT OF OUR SHIPS ARE 10 YEAR OLD. OVER 50 PER CENT OF RUSSIA'S SHIPS ARE UNDER 10 YEARS OLD."

RIVERS ASKED THE COMMITTEE TO CLEAR THE BILL TO THE HOUSE FOR ACTION STARTING TOMORROW, UNDER A RULE ALLOWING ONLY THREE HOURS OF GENERAL DEBATE. HE AND ARENDS OPPOSED A PROPOSAL BY REP. THOMAS P. O'NEILL JR., D-MASS., TO PROVIDE AT LEAST 10 HOURS FOR DEBATE WITH ONE OF IT ALLOTTED TO MEMBERS OPPOSING A STEPUP IN BOMBER DEVELOPMENT AND SOME OTHER PROVISIONS OF THE BILL.

"THE SENATE SPENT 56 DAYS CONSIDERING ITS VERSION OF THE BILL," O'NEILL ASSERTED. "THERE'S NO REASON WHY WE IN THE HOUSE HAVE TO DO IT BY 6 P. M. THURSDAY."

ARENDS SAID HE WAS CONCERNED THAT THERE ALREADY HAS BEEN "TOO MUCH IDLE CHATTER" ABOUT CRITICAL DEFENSE ISSUES AND THAT "WITH TOO MUCH TIME IN THE HOUSE WE ALSO WILL GET INTO IDLE CHATTER."

IN THE END THE COMMITTEE PROVIDED FOR FOUR HOURS OF GENERAL DEBATE, TO BE FOLLOWED BY ADDITIONAL TIME ON SPECIFIC AMENDMENTS. THE COMMITTEE SPENT EIGHT WEEKS ON THE BILL, FINALLY DEFEATING MOST ATTEMPTS TO CURB SUCH SPECIFIC MILITARY PROGRAMS.

AT A NEWS CONFERENCE TODAY A FIVE-MAN ARMED SERVICES MINORITY-- DESCRIBING THEMSELVES AS "THE FEARLESS FIVE"--SOUGHT TO MUSTER HOUSE SUPPORT FOR AMENDMENTS TO BAR DEPLOYMENT OF THE AM, BUY ADDITIONAL C5A CARGO PLANES, MODERNIZE B52 BOMBERS FOR USE OF A NEW NUCLEAR MISSILE, DEVELOP A NEW FIGHTER FOR USE OF FRIENDLY NATIONS, AND SPEED UP DEVELOPMENT OF THE AMSA--ADVANCED MANNED STRATEGIC AIRCRAFT, OR MANNED BOMBER.

9/30--EG315PED



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JOURNAL

OFFICE OF LEGISLATIVE COUNSEL

Tuesday - 30 September 1969

25X1 1. [ ] Talked with Richard Kimmel, of the  
Joint Committee on Atomic Energy staff. In connection with his earlier  
25X1 inquiry, I advised him that we had no references in our files to there being

25X1 2. [ ] George Murphy, Joint Committee on Atomic  
Energy staff, called to make it clear that the announcement made by Senator  
George Aiken on the 10th ChiCom nuclear test was not based on information  
provided him by the Joint Committee.

25X1 3. [ ] Upon learning that Chairman L. Mendel Rivers,  
House Armed Services Committee, had mentioned, in his open testimony  
before the House Rules Committee on the procurement bill, the fact that  
the Soviets had a new bomber I immediately notified Messrs. [ ] Duckett 25X1  
and Goodwin.

25X1 4. [ ] Received a call from Mr. John Childers,  
in the office of Senator Charles H. Percy (R., Ill.), who requested an  
employment interview for [ ] After checking with 25X1  
25X1 [ ] Office of Personnel, I advised Mr. Childers that an  
appointment has been scheduled for Tuesday, 7 October at 10:00.

25X1 5. [ ] Received a call from Mrs. Strand,  
in the office of Representative Ogden R. Reid (R., N.Y.), concerning the  
briefing provided the International Relations Studies Group of the Good  
Counsel College a year ago. If possible at this time, Representative Reid  
would like to schedule a similar meeting for Wednesday, November 5. I  
thanked Mrs. Strand for her call and advised that I would relay the  
Representative's inquiry and be back in touch with her.

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Journal - Office of Legislative Counsel  
Monday - 29 September 1969

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25X1 4. [ ] Delivered to Diane Daines, in the  
25X1 office of Representative Laurence J. Burton (R., Utah), a suggested reply  
25X1 to a constituent, [ ] and was thanked for our help.

25X1 5. [ ] Delivered to William Woodruff, Senate  
Committee on Appropriations staff, a letter with attachments from the  
Executive Director-Comptroller and a receipt was obtained.

25X1 6. [ ] Returned to the office of Representative Joel  
Broyhill the Congressman's letter on behalf of [ ] who 25X1  
apparently is confused and believes he has applied for a guard position with  
the Agency when, apparently, he has applied for a guard position at the  
Pentagon.

25X1 7. [ ] Mr. Rasmussen, in the office of  
Representative Lee Hamilton (D., Ind.), called and said they would like to  
be put on permanent distribution for the Asia and Pacific and the Latin  
America and West Europe Area Books and would like to continue to receive  
25X1 the White Book as well. (See Journal of 19 September.) [ ]  
25X1 FBIS, was advised.

25X1 8. [ ] Received from Mrs. Mary McLaughlin, Senate  
Foreign Relations Committee staff, copies 1, 2, and 3 of 3 of the transcript  
of the CIA briefing of Tuesday, 23 January 1968. These transcripts are  
forwarded to the Agency for safekeeping and are subject to the call of the  
Committee. (See Journal of 17 September.)

25X1 9. [ ] Met with Miss Doris L. Scott, House Armed  
Services Committee staff, and briefed her on certain compartmented  
clearances. Appropriate documentation was completed.

25X1 10. [ ] At the request of Mr. John R. Blandford, Chief  
Counsel, House Armed Services Committee, I met with Chairman Mendel  
Rivers in his office and briefed him on ChiCom nuclear testing and testing  
of a possible new Soviet missile. Representative Rivers expressed his  
appreciation for the briefing and indicated his desire that we be sure to come  
by to talk to him on matters such as these.

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Journal - Office of Legislative Counsel  
Monday - 29 September 1969

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25X1

11. [redacted] Met with Mr. John R. Blandford, Chief Counsel, House Armed Services Committee, and briefed him on the following items:

- a. Chicom nuclear testing;
- b. Soviet testing of a possibly new missile;
- c. Soviet Y-class submarine patrols; and
- d. Warsaw pact military exercises.

25X1

12. [redacted] Met with Mr. Robert Michaels, House Appropriations Committee staff, and briefed him on the following items:

- a. Chicom nuclear testing;
- b. Soviet testing of a possibly new missile;
- c. Soviet Y-class submarine patrols; and
- d. Warsaw pact military exercises.

25X1

13. [redacted] Received a call from Scott Cohen, in the office of Senator Charles H. Percy (R., Ill.), who requested a personnel interview for [redacted]. After making the arrangements with [redacted] Office of Personnel, I advised Mr. Cohen that the interview was scheduled for 2:00 p.m. this afternoon.

25X1

25X1

25X1

25X1

14. [redacted] Returned to Dorothy Fosdick, Staff Director, National Security and International Operations Subcommittee, the materials she had given us on [redacted] (Mr. Maury advised her on Friday that the Agency had no association with either the individuals nor do we have any information on the [redacted] mentioned in the news reports. It was suggested that if Senator Jackson desired to pursue the matter, he contact the Air Force.)

25X1

cc:  
Ex/Dir-Compt  
O/DDCI  
Mr. Houston  
Mr. Goodwin

[redacted]

Acting Legislative Counsel

25X1

25X1

[redacted]

DDI DDS DDS&T  
OPP EA/DDP  
Item 7 - FBIS  
Item 13 - Pers.

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Office of Legislative Counsel  
Thursday - 25 September 1969

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25X1

9. [redacted] Met separately with Messrs. John Reddan and John Lally, House Armed Services Committee staff, and briefed them on updating of security clearances of staff personnel of the Committee. Appropriate documentation was completed on each individual.

25X1

10. [redacted] Met with Mr. John R. Blandford, Chief Counsel, House Armed Services Committee, and briefed him on several items of current intelligence (see Memorandum for the Record).

25X1

11. [redacted] Met with Mr. Robert Michaels, House Appropriations Committee staff, and briefed him on several items of current intelligence (see Memorandum for the Record).

25X1

12. [redacted] Met with Mr. Walter Mote, Administrative Assistant to the Vice President. Mr. Mote told me that he had suggested to Bill Anders, of the National Aeronautics and Space Council, that he contact me to insure that Chairman Miller, of the House Science and Astronautics Committee, is in direct contact with the Agency for such intelligence briefings as he may desire. This was occasioned by the departure of Mr. Mrozinski from the Space Council's staff. I thanked Mr. Mote and responded that the Agency has had direct contact with Chairman Miller over the years and that we see no need for change in our procedures with him. Mr. Mote advised that this step of insuring direct contact with the Chairman was warranted by problems that have been encountered in the past in Council dealings with other members of the House Science and Astronautics Committee.

25X1

25X1

13. [redacted] In response to his earlier request [redacted] delivered to Charles Lombard, Senate Republican Policy Committee staff, two copies of an article by N.I. Krylov entitled "The Instructive Lessons of History" which was contained in the FBIS USSR Area Book for 2 September 1969.

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*gR*

25 September 1969

MEMORANDUM FOR THE RECORD

SUBJECT: Meeting with Mr. John Blandford, House Armed Services Committee Staff

Met with Mr. John R. Blandford, Chief Counsel, House Armed Services Committee, and briefed him on the following items:

- a. resumption of Soviet/ChiCom propaganda;
- b. ChiCom nuclear test;
- c. Soviet moon probe;
- d.
- e. North Vietnamese troop movements;
- f. Soviet support of Egyptian air defense;
- g. Soviet Far East ground force.

25X6

25X1

Assistant/legislative Counsel

Distribution:

Orig - Subj  
1 - Chrn

OLC/JGO:sml (26 Sept. 1969)

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Journal - Office of Legislative Counsel  
Monday - 22 September 1969

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25X1

7. [redacted] Lunched with Representative G. William Whitehurst (R., Va.), of the House Armed Services Committee, to whom I explained in confidence the facts regarding the Green Beret case as we understood them. Mr. Whitehurst gave me his impression of some of the personalities and problems of the Committee, and particularly of the loss of leadership which the Republican members feel as a result of the death of Representative William Bates.

25X1

8. [redacted] [redacted] Acting Chief FE Division, 25X1  
and I went to a White House meeting in the office of Ken BeLieu, Deputy Assistant to the President for Congressional Relations, where Ambassador McClintock, Assistant Secretary of Defense Nutter and representatives of Dr. Ehrlichman and Dr. Kissinger discussed the problems which the Symington Subcommittee investigation of U. S. overseas involvements poses 25X1  
for the Executive Branch. See Memo for Record for details.

[redacted]  
JOHN M. MAURY  
Legislative Counsel

cc:  
Ex/Dir-Compt  
O/DDCI

25X1

[redacted]  
Mr. Houston  
Mr. Goodwin  
OPP  
DDI  
DDS  
DDS&T  
EA/DDP  
Item 4 - D/Personnel

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<b>APPROVAL</b>	<b>DISPATCH</b>	<b>RECOMMENDATION</b>	
<b>COMMENT</b>	<b>FILE</b>	<b>RETURN</b>	
<b>CONCURRENCE</b>	<b>INFORMATION</b>	<b>SIGNATURE</b>	
<p><b>Remarks:</b> <i>If Russ thinks we are over-staffed by [ ] why does he want us to be over-staffed by [ ]</i>  <i>Let's forget except to follow up in low key as we previously agreed.</i></p>			
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JOURNAL

OFFICE OF LEGISLATIVE COUNSEL

Monday - 22 September 1969

25X1 1. [ ] Met with Mr. Robert Michaels, House Appropriations Committee staff, and discussed with him Senator John Cooper's (R., Ky.) and Senator Stuart Symington's (D., Mo.) remarks of last week concerning U.S. operations in Laos and other FE countries. (See Memorandum for the Record.)

I briefed Mr. Michaels on the following items:

- a. the Kosygin and Chou En-lai meeting;
- b. Soviet military buildup on the ChiCom border;
- c. Soviet intelligence collection in the Far East;
- d. Soviet SS-11 launchers;
- e. Soviet FOBs;
- f. Soviet-ChiCom propaganda;
- g. ChiCom native designed fighter aircraft production.

25X1 2. [ ] Met with Mr. John R. Blandford, Chief Counsel, House Armed Services Committee, who advised that he has talked to [ ] about his meeting with the Executive Director of the Agency concerning his employment with the Agency recommended by Mr. Blandford. Mr. Blandford has received a memorandum outlining the meeting which [ ] and he requested. Mr. Blandford told me that he now considers the case closed. [ ] sees no point in pursuing the application further.

25X1  
25X1 Discussed with Mr. Blandford the statements reported in the press by Senator John Cooper (R., Ky.) and Senator Stuart Symington (D., Mo.) concerning U.S. activities in Laos and the Far East. The hearings scheduled by Symington will begin on 14 October. (See Memorandum for the Record.)

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22 September 1969

MEMORANDUM FOR THE RECORD

SUBJECT: Meeting with John Blandford re Review of U.S. Activities  
in the Far East

1. Met with Mr. John R. Blandford, Chief Counsel, House Armed Services Committee, and discussed with him Senator John Cooper's (R., Ky.) statements last week on the floor of the Senate concerning the need for Senate Armed Services and Foreign Relations Committees to review United States activities in Laos and other countries in the Far East and John Finney's column in the New York Times on Saturday, 20 September, relating to Senator Stuart Symington's (D., Mo.) outline of hearings scheduled to begin on 14 October to review U.S. activities in Laos and the Far East. Mr. Blandford indicated that he had been tied up all day Saturday and did not see Finney's item although he was familiar with Senator Cooper's remarks.

2. Mr. Blandford's immediate reaction was that this is a matter for White House determination. He is of the opinion that if the White House and the intelligence community cannot see what is being attempted here by members of the other body - to lay bare the intelligence structure and activities through the American press - then there is little that can be done to forestall the dismemberment of the intelligence community. He noted that the Armed Services Committee intends a closer look-see at intelligence but the present schedule of the Committee will not allow such hearings in the foreseeable future. He gave me the impression that the Committee is having difficulty moving legislation and conducting hearings that are scheduled.

  
Assistant Legislative Counsel

25X1

Distribution:

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1 - Chrono

OLC/JGO/sml (23 Sept. 1969)

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JOURNAL

OFFICE OF LEGISLATIVE COUNSEL

Wednesday - 17 September 1969

25X1 1. [redacted] Left with Mr. Larry Conrad, on the staff of Senator Birch Bayh's (D., Ind.) Subcommittee on Constitutional Amendments, a new paper containing a revision of Senator Ervin's proposed amendments to S. 782. This new paper includes explanations of our revisions.

25X1 2. [redacted] Met with George Murphy, on the staff of the Joint Committee on Atomic Energy, and provided him with the FBIS book containing a recent speech by Marshal Krylov and I briefed Murphy on the Soviet FOBs test of 15 September.

Murphy renewed his request for information on the knowledge which we had gained from [redacted]

25X1

25X1 I talked with Murphy about our proposed response to Ed Bauser's letter for a security review on the Committee's document having to do with the chronology of the development of the H bomb. Murphy felt that an answer along the lines which we proposed would be satisfactory.

25X1 3. [redacted] I delivered to Mrs. Innis McDonald, secretary to Mr. Ralph Marshall, House Armed Services Committee staff, an unclassified blind memorandum dated 15 September 1969 entitled "Soviet Airborne and Control Aircraft (AWAC)." This paper was provided in response to a request by Mr. Marshall for Representative Richard Ichord (D., Mo.) after the Director's briefing of the House Armed Services Committee on 29 July.

25X1 4. [redacted] I met with Mrs. Mary McLaughlin, Senate Foreign Relations Committee staff, concerning the transcripts of Agency briefings that are held by the Committee. These transcripts are being collected from the various Committee offices for transmittal to the Agency for safekeeping. Mrs. McLaughlin will call me when they have been collected.

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15 September 1969

Soviet Airborne and Control Aircraft (AWAC)

The Soviets are known to be testing an airborne warning and control aircraft (AWAC) that will, when operational, enable them to improve their early warning and air intercept capability. The TU-114 Cleat turboprop passenger transport has been modified to carry a large dish shaped radome housing a long range surveillance radar for early warning. Pictures of the aircraft released last year by the Soviets indicate that it may also have the ability to direct Soviet fighters in airborne controlled intercepts.

AWAC, when deployed off the Soviet coast along attack approaches, will enable the Soviets to detect approaching bombers, several hundred miles further from Soviet territory than they could with ground based radar, and to direct fighters against them. The operational deployment of this type aircraft would force enemy planes to descend to lower altitudes and to make early use of ECM thus reducing their range and increasing the probability of their being detected.

The number of these aircraft now in existence is limited. Published estimates indicate that thirty or so of the TU-114 Cleat were built for use as transports. Some of these are still in service with Aeroflot, according to Soviet flight schedules. Recently, however, the newer turbofan IL-62 has replaced the TU-114 on Aeroflot's international flights. Most of the TU-114 Cleats still in service will probably be similarly replaced, making them available for conversion to the AWAC version.

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Office of Legislative Counsel  
Wednesday - 17 September 1969

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25X1 7. [redacted] As a followup to the suggestion by Mr. Charles Ducander, Executive Director and Chief Counsel, House Science and Astronautics Committee, I have scheduled an appointment for 9:30 a.m. on Friday, 19 September, to meet with Chairman Miller concerning existing procedures for briefing him about Soviet space activities. (See Journal item No. 8 for Monday, 15 September.)

25X1 8. [redacted] I met with Mr. John R. Blandford, Chief Counsel, House Armed Services Committee, and briefed him on Soviet FOBS testing.

25X1 9. [redacted] Returned to Angela Jakobowski, in the office of Representative John V. Tunney (D., Calif.), their request about employment possibilities for [redacted] She had not yet 25X1 determined whether [redacted] is interested in intelligence and accepted the case back willingly. (She said DIA had sent them a "report" on [redacted]) 25X1

25X1 10. [redacted] Dropped by the office of Representative William D. Hathaway (D., Maine) in connection with his scheduled visit to Headquarters the morning of 24 September, but both the Congressman and his secretary, Miss McNally, were out. I left a message that I would check back to confirm the arrangements for the 24th.

25X1 11. [redacted] Delivered to Dorothy Herbert, in the office of Senator Charles McC. Mathias (R., Md.), a suggested reply to a constituent's inquiry concerning the Agency's "mercenary soldiers" Miss Herbert said that she did not know whether the Agency would comment on speculation concerning its activities. I explained our "no comment" policy and she said she fully appreciated our position. She asked for some extra copies of the Agency's pamphlet for use in handling similar inquiries from constituents in the future, which have been sent.

[redacted] 25X1

JOHN M. MAURY  
Legislative Counsel

EA/DDP  
DD/S  
DD/I  
OPPB  
DD/S&T  
Ex/Dir-Compt

Mr. Houston  
Mr. Goodwin

[redacted]

Items # 9, 10 - Security

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Journal - Office of Legislative Counsel  
Tuesday - 16 September 1969

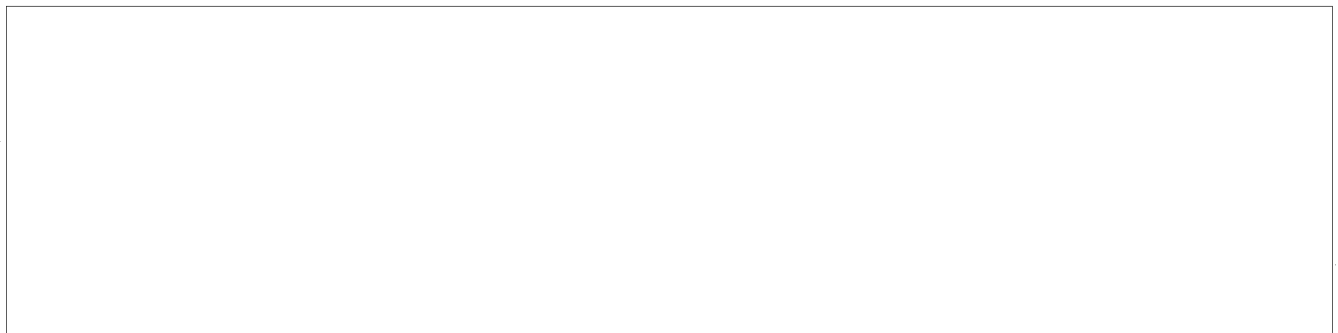
Page 2

25X1 4. [ ] Accompanied the Director who briefed the  
CIA Subcommittee of the House Armed Services Committee on the Green Beret  
case and recent items of intelligence significance. See Memo for the Record  
for details.

25X1 5. [ ] Discussed with [ ] General Counsel of 25X1  
NSA, problems of their appearance before the Symington Subcommittee of  
Senate Foreign Relations re U. S. involvements abroad. [ ] said he has 25X1  
discussed the problem with DOD Congressional Liaison, General Counsel  
and ISA representatives, none of whom are inclined to raise the problem of  
the Subcommittee's jurisdiction over military and intelligence matters.

25X1 [ ] said he plans to see Subcommittee Investigators, Pincus and  
Paul, on Thursday, 18 September and try to ensure that no sensitive COMINT  
material will be provided in documentary form, that NSA will maintain custody  
of the transcript of the hearing, and that no public releases will be made.

25X1 [ ] indicated that Admiral Gayler may shortly be seeing Senator Symington  
25X1 on these and other questions. [ ] still hopes for Agency guidance before 25X1  
testifying before the Subcommittee on 29 September.



25X1 7. [ ] Mr. Roland Paul, on Senator Symington's  
Subcommittee on U.S. Agreements and Commitments Abroad, called and  
posed four questions which he would like to have answered by next week.  
(See Memo for the Record for details.) The questions have been passed on  
to the DDI.

25X1 8. [ ] Talked to Mrs. Jeannette Markell, Personal  
Secretary to Senator Charles McC. Mathias (R., Md.), and she made an  
appointment for me to see the Senator next Monday concerning a Manchester  
Guardian article which he had forwarded to us.

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JOURNAL

OFFICE OF LEGISLATIVE COUNSEL

Tuesday - 16 September 1969

25X1 1. [redacted] Met with Representative William Bray  
25X1 (R., Ind.) concerning the letter written by one [redacted] 25X1  
[redacted] that Representative Bray had passed to Mr. Maury.  
I advised Representative Bray that the FBI has prior interest in the  
individual because of his apparent knowledge of criminal activities.  
Representative Bray thought this was fine and that we should drop the  
matter. He advised that even though the man appeared somewhat unstable  
he had passed the letter on for our review in order that we might evaluate  
the worth of his information. No further action is required. The original  
letter furnished by Representative Bray was returned to him.

25X1 2. [redacted] Met with Miss Nancy Leonhardt,  
25X1 in the office of Representative Harold Collier (R., Ill.), and discussed  
25X1 with her the letter received by Representative Collier from [redacted]  
25X1 [redacted] Miss Leonhardt advised that an acknowledgement of the  
25X1 receipt of the letter had been sent out and that in all probability no further  
25X1 response would be made unless [redacted] should write again. In  
25X1 that event their office would contact the Department of Army for any light  
25X1 they can shed on the allegations of [redacted] that she has been  
25X1 accused of being a spy as a result of a visit to East Berlin in 1966.  
25X1 Miss Leonhardt thanked me for coming by and advised that no written  
25X1 response is necessary to [redacted] letter.

25X1 3. [redacted] Met with Mr. John R. Blandford, Chief  
25X1 Counsel, House Armed Services Committee, after the completion of the  
Director's briefing of the CIA Subcommittee. Mr. Blandford advised that  
the meeting had been a satisfactory one and noted that a followup meeting  
will be required to get into the many other questions to update the world-  
wide intelligence picture. Mr. Blandford further advised that it may be  
some time before the full Committee will schedule another meeting of the  
Subcommittee.

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Journal - Office of Legislative Counsel  
Monday 15 September 1969

Page 2

25X1

25X1

6. [redacted] Met with Mr. John R. Blandford, Chief Counsel, House Armed Services Committee, and reviewed with him the arrangements for tomorrow's meeting of the CIA Subcommittee. Mr. Blandford advised that in his estimate a major portion of the time will be consumed in discussion of the Green Beret matter. He advised that we might anticipate rather pointed questioning concerning the coup in Libya and the anticipated course of events in that country. He noted that some members are becoming increasingly pointed in their remarks and criticism of intelligence and in particular of the Defense Intelligence Agency.

25X1

7. [redacted] Mr. Dave Brandwein, FMSAC, advised that he had received a call from a staff member of the National Aeronautics and Space Council who indicated that Chairman Miller of the House Science and Astronautics Committee had evidenced some concern that the departure of Mr. Roman Mrozinski from the Council could result in changes in transmission of information to the Committee on Soviet space matters. Mr. Brandwein advised that both the Senate and House committees are in direct contact with the Agency's Office of Legislative Counsel and that any transmission of information from the Agency would be direct to these committees.

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Office of Legislative Counsel  
Friday - 12 September 1969

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25X1

4. [redacted] Met with Mrs. Oneta Stockstill, Executive Secretary, House Armed Services Committee, who advised that the Chairman has scheduled a meeting of the CIA Subcommittee for Tuesday, 16 September, at 10:00 a.m. The meeting was confirmed later in the day to Mr. Blandford.

25X1

5. [redacted] Met with Mr. John R. Blandford, Chief Counsel, House Armed Services Committee, and reviewed with him a draft agenda of points of interest to the Committee for the DCI briefing scheduled for Tuesday, 16 September. (See Memorandum for the Record.)

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6. [redacted] Discussed briefly with Mr. John H. Martiny, Counsel, House Post Office and Civil Service Committee, the scheduled hearings of the Committee on position classification chaired by Representative James M. Hanley (D., N.Y.) and received a copy of the prepared statement of John F. Griner, President, American Federation of Government Employees, on H.R. 13008. Mr. James D. Hill, General Counsel, Air Traffic Control Association, did not have a prepared statement.

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Office of Legislative Counsel  
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9. [redacted] Mr. Fitch, in the office of Senator Harold Hughes (D., Iowa), called on behalf of [redacted] who is interested in employment with the Agency as a geographer. An appointment was scheduled for 12 September at 11:00 a.m. with [redacted] Personnel.

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10. [redacted] Met with Representative Charles Bennett (D., Fla.) and delivered to him the Agency response concerning the retirement of [redacted] Representative Bennett commented in general that it is hard for an individual like [redacted] to find anything at age 60 and that he would guess that [redacted] "is bored not doing anything." Representative Bennett thanked me for coming by.

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11. [redacted] Met with Mr. John J. Ford, House Armed Services professional staff, and reviewed with him the updating of security clearances. Appropriate documentation was completed.

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25X1

[redacted]  
JOHN M. MAURY  
Legislative Counsel

cc:  
Ex/Dir. -Compt  
O/DDCI  
DD/S  
DD/S&T  
EA/DDP  
OPP  
DD/I

Mr. Houston  
Mr. Goodwin  
[redacted]  
Items 7 & 9 - OP

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JOURNAL

OFFICE OF LEGISLATIVE COUNSEL

Thursday - 11 September 1969

25X1

1. [redacted] In response to his request of 8 September, I called Jay Sourwine, Senate Internal Security Subcommittee staff, and conveyed the available facts regarding [redacted]

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2. [redacted] Russ Blandford, Chief Counsel, House Armed Services Committee, called regarding the application of [redacted] whom Blandford had strongly recommended for employment. Blandford said he knew all about how we give "thoughtful consideration" to such cases but this time he wasn't kidding about it and he wanted "thoughtful immediate action." He said he hadn't asked the Agency for many such favors but he wanted results this time particularly in view of the fact that [redacted] had excellent qualifications including past Agency service. I told Blandford I would check immediately to see where the case stood.

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3. [redacted] Larry Conrad, Constitutional Rights Subcommittee of Senate Judiciary Committee staff, called regarding our proposed changes in Senator Ervin's suggested draft revision of S. 782. Conrad said that Senator Ervin and other staff members were confused as to the intent and significance of some of our proposed changes in the Senator's language and would like a clarifying statement from us explaining whether our proposals involved substantive matters or were merely changes of form. If they were intended to change the substance of Ervin's language, they would like an explanation. I told Conrad we would respond shortly.

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JOURNAL

OFFICE OF LEGISLATIVE COUNSEL

Wednesday - 10 September 1969

25X1 1. [ ] Met with Colonel James Brower, in the office of the Assistant Secretary of Defense for Legislation, and received from him copies of exchange of Department of Defense correspondence concerning chemical-biological warfare agents (see Memorandum for the Record).

25X1 2. [ ] Met with Mrs. Oneta Stockstill, House Armed Services Committee staff, and reviewed with her the updating of security clearances on herself and other members of the Committee staff. Appropriate documentation on Mrs. Stockstill was completed. Mrs. Stockstill advised that in keeping with the present positions similar clearance updating should be provided for Doris Scott and Louise Ellis. Office of Security has been advised.

25X1 3. [ ] In response to his request of yesterday, provided to Mr. Jay Sourwine, Chief Counsel, Senate Internal Security Subcommittee, a verbal biographic sketch [ ]

25X1

25X1 4. [ ] Responded to the call of Donald Gordon, in the office of Representative J. Irving Whalley (R., Pa.), who had requested the telephone number of [ ] Office of Medical Services, in connection with the application of [ ] In fact, Mr. Gordon 25X1 wished to express the Congressman's interest on behalf of [ ] for the 25X1 external consultant position we had suggested to the Doctor when we advised him that we did not have a full-time position available. Based on the advice of Personnel and [ ] I told Gordon that we were processing [ ] 25X1 for the [ ] position and we were writing to the Doctor to this effect. Gordon was happy to hear this and requires nothing further from us.

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JOURNAL

OFFICE OF LEGISLATIVE COUNSEL

Tuesday - 9 September 1969

25X1 1. [redacted] Met with Representative John E. Hunt (R., N.J.) as a followup to the Director's briefing of the House Armed Services Committee on 29 July in response to the Congressman's question concerning [redacted]

25X1 [redacted] The information provided was from a blind memorandum of 7 August prepared by the Office of DDI. Representative Hunt was most appreciative and advised that the information was exactly what he desired. The memorandum has been included in the transcript of the Director's briefing.

25X1 2. [redacted] Met with the following members of the House Armed Services Committee staff and briefed them on updating of security clearances: Messrs. Ralph Marshall, Earl Morgan, and Richard Ransom. Appropriate documentation was completed for each individual.

25X1 3. [redacted] Met with Mr. Ralph Marshall, House Armed Services Committee staff, who advised that at the Director's briefing of the Committee on 29 July he had requested as a followup to questioning by Representative Richard Ichord (D., Mo.) such unclassified material as might be available concerning the Soviet air warning and control system. I advised Mr. Marshall that I would follow up and be back in touch with him.

25X1 4. [redacted] Received a call from Mr. Jay Sourwine, Senate Internal Security Subcommittee, who requested a biographic sketch of such information as can be released to the Subcommittee concerning [redacted]

25X1 [redacted] The Office of DDP has been advised.

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Monday - 8 September 1969

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4. [redacted] General Counsel of NSA, called to say NSA had received a request from Senator Symington to provide witnesses before his Subcommittee of the Foreign Relations Committee to testify regarding U.S. COMINT involvements with foreign countries. [redacted] will send us copies of Symington's request.

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5. [redacted] Jay Sourwine, Senate Internal Security Subcommittee staff, called to ask for any information on the [redacted]

[redacted]  
memo on the subject.

6. [redacted] Called Mrs. Bull, Secretary to Representative L. Mendel Rivers, and asked her to pass the word to Mr. Rivers that we stand ready to brief him on the Green Beret case at his convenience.

7. [redacted] Accompanied [redacted] from the Office of Security, to the Senate Appropriations Committee where he changed the combinations on three safes. This was done in response to a request from Bill Woodruff.

I hand carried to Mr. Woodruff the second letter [redacted]

8. [redacted] Hand carried a sealed envelope from the Director to Senator Howard H. Baker (R., Tenn.).

9. [redacted] Met with Representative James Hanley (D., N.Y.) to discuss the case of [redacted] is a former contract employee on whose behalf Hanley had made an inquiry to the Department of the Army. (See Memo for the Record for details.)

10. [redacted] I met with Mr. John H. Sullivan, House Foreign Affairs Committee staff, and separately with Mrs. Berniece Kalinowski, House Armed Services Committee staff, and briefed them on updating of security clearances. Appropriate documentation was completed for each individual.

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25X1 5. [redacted] Spoke with Mrs. Trudy Wright, in the office of Representative Lloyd Meeds (D., Wash.), and answered her questions concerning the Agency's training program, possible interest in students participating in cooperative education programs, and effect of employment on draft status. She will be forwarding a copy of the Agency's professional brochure sent to her to a personal friend of the Congressman's who is making these inquiries on behalf of [redacted]

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25X1 6. [redacted] Met with Mr. Frank Slatinshek, House Armed Services Committee staff, who advised that the Chairman has responded to Mr. Kirkpatrick's letter concerning the NBC presentation on the Pueblo. He did not provide further details.

I reviewed with Mr. Slatinshek security clearances of various staff members which are being updated in keeping with the Chairman's policy that all senior staff personnel sit in on hearings of the full committee. The following members of the House Armed Services Committee staff were briefed during the day and appropriate security clearance documentation completed: Messrs. William Cook, George Norris, William Short, and James Shumate.

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[redacted signature box]

JOHN M. MAURY  
Legislative Counsel

cc:  
Ex/Dir-Compt  
O/DDCI  
DD/S  
DD/S&T  
EA/DDP  
DD/I  
OPP  
Mr. Houston  
Mr. Goodwin

25X1 [redacted]  
25X1 Item #1 - OSI  
Item #2 - WH,  
of [redacted]

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Thursday - 4 September 1969

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25X1

6. [redacted] Met with Frank Slatinshek, Assistant Chief Counsel, House Armed Services Committee, who I briefed on:

- a. Soviet aircraft developments;
- b. Y-class submarine construction;
- c. ChiCom nuclear test;
- d. Soviet radar construction;

[redacted]

25X1

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7. [redacted] Larry Conrad, Chief Counsel, Senate Subcommittee on Constitutional Rights, called to request a personnel interview for [redacted] An appointment with [redacted] Personnel, was arranged for 2:30 P. M., Friday, 5 September 1969.

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8. [redacted] Mr. Archibald Roosevelt, Chief Africa Division, met with Representative Ogden Reid, recently returned from a trip to East Africa, who summarized for Mr. Roosevelt his observations and certain recommendations regarding U. S. policy in that area. Mr. Reid reported favorably on [redacted]

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9. [redacted] Bill Woodruff, Senate Appropriations Committee staff, called me at my home this evening to ask if the Director would be available to appear before Senator Russell and the Agency Appropriations Subcommittee at 2:30 tomorrow. Woodruff explained that Russell was probably limiting the attendance only to the five Appropriations Subcommittee members, but might invite Senator Stennis to join in. After checking with the Director I confirmed his availability.

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cc:  
Ex/Dir-Compt  
O/DDCI

JOHN M. MAURY  
Legislative Counsel

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[redacted]  
Mr. Houston  
Mr. Goodwin  
DD/I DD/S DD/S&T  
OPPB EA/DDP

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~~CONFIDENTIAL~~

JOURNAL

OFFICE OF LEGISLATIVE COUNSEL

Tuesday - 2 September 1969

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1. [redacted] Mr. Philip Manuel, Investigator, Senate Permanent Subcommittee on Investigations, called to advise that the Subcommittee had now completed their report on Riots, Civil and Criminal Disorders and that they would have no further need for the FBIS Area Books they have been receiving from FBIS. [redacted] FBIS, was advised to cancel the subscriptions. Mr. Manuel was most thankful for the assistance provided the Subcommittee through these publications and assured me that none of the "official use only" material had been incorporated in the report.

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[redacted]

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3. [redacted] In response to her call, picked up from Mrs. Angie Morris, on the staff of the Senate Foreign Relations Committee, a classified letter from Chairman Fulbright to the Director.

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4. [redacted] Talked to Mrs. Trew, on the staff of Representative John E. Hunt (R., N.J.), who advised that the Representative will not be returning to the city until tomorrow. She suggested that I contact Mrs. Nancy Bell, Administrative Assistant to Representative Hunt, in the morning for an appointment. This is a followup to questions posed during the Director's appearance before the House Armed Services Committee on 29 July 1969.

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25X1 4. [redacted] Met with Russ Blandford, Chief Counsel, House Armed Services Committee, and briefed him on indications of an early ChiCom nuclear test, recent developments re SS-9 deployment, and Soviet naval vessels in the Mediterranean.

25X1 Blandford asked me to give special attention to the case of [redacted] who he is strongly recommending for Agency employment.

Blandford said that he had been getting a lot of questions about the "Green Beret" case and hopes the facts on which we briefed him last week stand up under scrutiny. I said that everything we have found out since confirmed what we have told him.

25X1 5. [redacted] Visited the office of Representative Richard McCarthy (D., N. Y.) in response to McCarthy's letter to the Director regarding unclassified information on Soviet chemical and biological warfare. No one familiar with the problem was available in Mr. McCarthy's office, and his secretary suggested that I see the Congressman personally when he returns to Washington after Labor Day.

25X1 6. [redacted] Checked with Imogene Holmes, secretary to House Majority Leader Carl Albert, who informed me that Mr. Albert will not be attending the Nixon/Pak Conference in California on 22 August. FE Division is being advised.

25X1 7. [redacted] Met with Sally Kelley, on the staff of Senator George Murphy (R., Calif.), and provided her with a copy of the Agency's brochure and an excerpt from the "U.S. News and World Report" containing the interview with Admiral Raborn. I suggested that Miss Kelley use this material in responding to the request of a constituent, [redacted] who had requested information on the Agency.

25X1 8. [redacted] Hand carried to Helen Cannen, on the staff of Senator Alan Cranston (D., Calif.), a suggested reply for use in responding to a constituent inquiry from [redacted] had expressed concern to Senator Cranston about the "Green Beret" case and the lack of apparent supervision over the Agency. Miss Cannen said the suggested reply would serve her purpose nicely. She also showed me another such inquiry and I helped her in preparing a suggested reply to that letter.

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25X1

6. [redacted] Briefed J. Russell Blandford, Chief Counsel, House Armed Services Committee; Frank Slatinshek, Assistant Chief Counsel, House Armed Services Committee; William Woodruff, Assistant Chief Clerk, Senate Appropriations Committee; and Robert Michaels, Staff Assistant, House Appropriations Committee, on what we know about the [redacted] case, emphasizing that despite press speculation our hands are entirely clean. Also attempted to reach Edward Braswell, Chief of Staff, Senate Armed Services Committee, but he was unavailable throughout the day. Mr. Blandford remarked that Chairman Rivers was interested in the case on the basis of press stories and had been unable to find out anything from the Pentagon. Blandford said it always "infuriates" Rivers when he can get more information from the press than from the Pentagon. All seemed satisfied, although Woodruff commented that since

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[redacted]

Memo for the Record.

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7. [redacted] Briefed Messrs. Blandford, Slatinshek, Woodruff and Michaels on:

- a. continued standdown of Soviet air force
- b. new Soviet air bases in the Far East
- c. 9 August PL-1 test
- d. group of Soviet naval vessels entering Mediterranean

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8. [redacted] Bill Woodruff said that Senator Russell had seen our letter on [redacted] operations and completely approved our solution, remarking that it would not have been feasible to try to deal with the problem under the continuing resolution.

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9. [redacted] Met with George Murphy, Joint Committee on Atomic Energy staff, at his request. [redacted]

[redacted]

See Memo for Record.

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25X1 11. [ ] Met with Mr. Frank Slatinshek, on the staff of the House Armed Services Committee, and brought him up-to-date on Soviet space activities discussed with him yesterday.

Also reviewed with him a blind memorandum of 7 August prepared by the office of the DDI on [ ] This paper was written in response to a query by Representative John E. Hunt (R., N.J.) during the Director's briefing of the House Armed Services Committee on 29 July. Mr. Slatinshek advised that Representative Hunt is away from the city on a trip and requested that our office provide the response directly to him and then include it in the transcript of the hearing after Representative Hunt's review. 25X1

25X1 12. [ ] Met with Mr. Walter Mote, Administrative Assistant to Vice President Agnew, and provided a copy of a letter from [ ] about whom the Vice President's office had inquired earlier. Mr. Mote thanked me very much and advised that this matter can now be held in abeyance. If any further action is desired, he will advise.

25X1 13. [ ] Met with Mr. James Gehrig, Staff Director, Senate Aeronautics and Space Sciences Committee, and brought him up-to-date on Soviet space activities which we had discussed yesterday.

25X1 14. [ ] Received a call from Mrs. Glee Gomien, Assistant to Senator Everett Dirksen (R., Ill.), who thanked me for the assistance provided earlier and advised that the Chicago corporation which had difficulty in getting a visitor's visa to Czechoslovakia for one of their people is now sending a senior official to Germany to look into the matter. This call from Mrs. Gomien was merely to tidy up and to be sure that she had not left the impression that any further assistance in this matter was needed at this time.

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5. [redacted] In response to his request delivered to [redacted] a

professional brochure and application form together with a copy of the unclassified pamphlet "The Central Intelligence Agency."

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6. [redacted] Met with Mr. Robert Michaels, House Appropriations Committee staff, who advised that Chairman Mahon's schedule had not allowed discussion of the Agency's letter concerning [redacted]

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[redacted] He suggested that for future months it might be well for the record if a very brief letter, referring to the original and stating [redacted]

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[redacted] be forwarded to the Chairman.

I briefed Mr. Michaels on the following items:

- a. Soviet naval visit to Cuba,
- b. Soviet space activities,
- c. SS-9 silo construction, and
- d. expected Soviet fleet transfers to the Mediterranean from the Black Sea.

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7. [redacted] Met with Mr. John R. Blandford, Chief Counsel, House Armed Services Committee, and advised that the information available at this time relating to the question of a possible Soviet naval base in Cuba is classified. Mr. Blandford thanked me for the advice and dictated a response for Chairman Rivers' signature to a constituent inquiry.

I briefed Mr. Blandford and later Mr. Frank Slatinshek, of the Committee staff, on the following items:

- a. Soviet naval visit to Cuba,
- b. Soviet space activities,
- c. SS-9 silo construction, and
- d. expected Soviet fleet transfers to the Mediterranean from the Black Sea.

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8. [redacted] Met with Mr. James Wilson, House Science and Astronautics Committee staff, and briefed him on Soviet space activities.

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**INTERNAL USE ONLY**

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5. (Internal Use Only - JGO) In response to his earlier call, I advised Mr. Gilbert LeKander, Administrative Assistant to Representative Frank T. Bow (R., Ohio), that a father's mental illness would not automatically disqualify an applicant for employment with the Agency. It would, however, bring special attention in review of the individual's own medical qualifications. Mr. LeKander was most appreciative and advised he would relay the information to Mr. Bow. See Journal of 4 August 1969.

6. (Internal Use Only - JGO) Received a call from Miss Doris Scott, personal secretary to J.R. Blandford, House Armed Services Committee, who requested for Chairman Rivers a fact sheet on the news reports concerning the establishment of a Soviet naval base in Cuba. I thanked Miss Scott for the call and told her I would be back in touch in the morning.

7. (Internal Use Only - JGO) Mr. John S. Warner responded to the call from Larry Conrad, Chief Counsel, Senate Subcommittee on Constitutional Amendments, of last evening concerning changes to be considered to proposed amendments to S. 782 which were forwarded to Mr. Conrad yesterday. See Memorandum for the Record.

8. (Internal Use Only - JGO) In followup of my meeting last evening with Miss Marcia MacNaughton, Professional Staff Member, Senate Subcommittee on Constitutional Rights, told her the personality testing has not changed since 1966. We did not discuss the effect of the proposed legislation on Agency use of personality tests which was also covered in the Chairman's letter of 1 August. Miss MacNaughton called me later in the day after the Subcommittee's meeting and advised that several considerations on possible amendments were discussed but no vote was taken by the Subcommittee. In all probability she feels the Agency's desires will be met in the amendments with the exception of the inclusion of the requested reference of section 102(c) of the National Security Act. See Memo's for Record for details.

9. (Internal Use Only - JGO) Talked to [redacted] NSA, STATINTL at various times during the day bringing him up-to-date on events in the Senate Subcommittee on Constitutional Rights and reached agreement with him that the Agency and NSA would respond individually to the 1 August 1969 letter from Senator Ervin concerning the Agency's and NSA's policies and procedures relating to personality testing. Advised [redacted] that the STATINTL pressure for response is off since the Subcommittee has met, but that Miss MacNaughton advised the Chairman still desires a written response from each of us. See Memorandum for the Record.

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