

EXECUTIVE OFFICE OF THE PRESIDENT

April 16, 1970

BUREAU OF THE BUDGET
WASHINGTON, D.C. 20503

Honorable Richard Helms
Director
Central Intelligence Agency
Washington, D.C. 20505

Attention: Mr. John Maury

Dear Mr. Helms:

In accordance with the provisions of Executive Order No. 11030, as amended, relating to proposed Executive orders and proclamations, the Director of the Bureau of the Budget has received from the Attorney General a proposed order entitled "Amendment of Executive Order No. 10450 of April 27, 1953, relating to security requirements for Government employment" (copies enclosed).

In transmitting the draft Executive order the Attorney General stated, in part:

The attached draft Executive Order would amend §12 of Executive Order 10450 for the purpose of transferring to the S.A.C.B. from the Attorney General the function of holding hearings on the application of the Attorney General to determine whether "any organization is totalitarian, fascist, communist, subversive, or violent-action oriented, or whether it has adopted a policy of advocating or approving the commission of acts of force or violence to deny others their rights

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under the Constitution or laws of the United States or of any state, or which seeks to overthrow the government of the United States or any state or subdivision thereof by unlawful means.

Under the present Executive Order this responsibility rests with the Attorney General who is thus cast in the unfortunate role of being both prosecutor and judge. The new draft also adds a new criterion in order to reach violent-action organizations.

Because of the constitutional and procedural problems involved no new organizations have been added to the list since 1955. The emergence of violent-action organizations of the extreme left and right has caused a reexamination of the problem and this draft Executive Order is the result. This Department believes the time has come to reactivate this program.

The list of organizations is prepared for the information of Federal civilian officers and employees and for the convenience of persons completing applications for Federal employment. Membership in or affiliation with a designated organization is one factor to be considered by the departments and agencies of the Federal Government in connection with the employment or retention in employment of individuals in Federal service.

The Director of the Bureau of the Budget would appreciate receiving an expression of your views with respect to this matter not later than Tuesday, April 20, 1970.
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Sincerely yours,

W. B. [Signature]
General Counsel

Enclosures