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JOURNAL

OFFICE OF LEGISLATIVE COUNSEL

Wednesday - 13 November 1974

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1. [redacted] Called Frank Krebs, in the office of Senator Howard W. Cannon, Chairman, Senate Rules and Administration Committee, and he agreed to talk to the Chairman concerning Senator Mark Hatfield's (R., Ore.) 4 November 1974 request to the Director on information relating to the Rockefeller nomination. I told Krebs we really had nothing adversely bearing on the Vice President Designate's qualifications and that we would like to be able to work out a procedure with the Committee as opposed to its individual members to assure adequate security protection for whatever information is forwarded. I told Krebs of the procedures we had been able to work out with the House Judiciary Committee. Krebs seemed to be completely sympathetic to our needs.

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Later, Krebs reported that Chairman Cannon did not want to be placed in a position of giving us advice, but he also didn't think that Senator Hatfield needed the information that he had requested. Krebs agreed it would be much better for all concerned if we could put this in the Committee's hands and in that connection he suggested we contact William Cochrane, Staff Director, Senate Rules and Administration Committee. A call has been placed to Cochrane.

2. [redacted] Called Walt Evans, Press/Legal Assistant to Senator Mark Hatfield (R., Ore.), referencing the Senator's 4 November 1974 letter to the Director and our concerns in the security areas, that we have nothing adverse to report which would bear on Vice President Designate Rockefeller's qualifications and told Evans of the procedures we had been able to work out with the House Judiciary Committee. Evans agreed it would be better to be operating on a letter from the Senate Rules and Administration Committee rather than from a member of the Committee. Evans said he would talk to Larry Smith, Office Manager, in the office of Senator Hatfield, on this matter and said he would be back in touch with us.

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3. [redacted] Arnold Donahue, OMB, called twice today on the covert action amendments to the Foreign Assistance bill; first to indicate that he had sent a memorandum of our conversation yesterday to Jim Frey, OMB, and which I agreed essentially covered the principal points and second, to ask if we could help identify public statements made by responsible participants following the President's meeting with congressional leaders that the Foreign Affairs and Foreign Relations Committees would receive information on Agency covert actions.

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4. [redacted] George Gilbert, OMB, called for a status report on the Agency's legislative program and I said we would have it to him before the end of the week, which he said would be fine.

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5. [redacted] Received a call from [redacted] OER/Latin America, who said Stewart Monshine, in the office of Representative Michael Harrington, had called him yesterday and asked him for information on Agency activities [redacted] Memo for Record on this subject.) I told [redacted] that I would return the call to Monshine and in my conversation with Monshine I made it clear that we would not brief him or the Congressman on Agency activities. He tried to twist this into my saying we were conducting classified activities [redacted] but I went back to a restatement of our general policy of talking about our activities abroad only to our oversight Subcommittees. I noted, however, that the decision had been made for the Director to brief the Foreign Affairs Committee on certain of our activities but we had not received clear guidelines from Chairman Morgan as yet as to how this would be handled. Our conversation wound up with Monshine asking if we could provide Harrington with a background intelligence briefing on [redacted] I told him I would discuss this with the Director and with Marian Czarnecki, Staff Director of the House Foreign Affairs Committee, and be back in touch with him.

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6. (Unclassified - GLC) Called Greg Rushford, in the office of Representative Clarence Long, by way of follow up to the Director's letter yesterday on the subject of a briefing on the situation in the Persian Gulf. Rushford accepted without argument the fact we would not brief on Agency activities in this area and would not provide him with a staff briefing although we would be happy to give Long a substantive intelligence briefing. Rushford said there were five questions on areas they would like covered (dealing with the stability of the governments, the possibility of coups, and the situation with respect to the Kurds and the Dofarb--he said they probably had enough on the latter two items). He is to draw up these questions and give me a call. I told him if we had any problems in briefing on those topics that I would let him know. We will schedule a briefing at the Congressman's convenience. [redacted] as been notified.

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7. [redacted] In the course of a number of conversations between [redacted] OGC, (who was in touch with the Special Prosecutor) and [redacted] (who was on the Hill with Chairman Lucien Nedzi and Bill Hogan, House Armed Services Committee), we were advised of the Committee's decision to release the Watergate testimony of General Walters and Richard Helms and Patrick Grey and of the Special Prosecutor's request that we give to their office a copy of General Walters' testimony of 16 and 21 May 1973. Agreement was finally reached for the Agency to sanitize the testimony of General Walters tonight and return it to the Committee first thing tomorrow morning. The Committee will then review our recommended excisions and send the transcripts to the Special Prosecutor. We will then receive from the Committee the Helms and Grey transcripts for sanitization and release.

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8. [redacted] At the request of [redacted] I returned a call from Marty Herwitz, IC Staff/Pentagon, who expressed interest in current legislative measures which would restrict the number of military attaches abroad. I informed Herwitz of the sense of the Congress provision in P. L. 93-475 (State/USIA authorization) to the effect that Congress believes the U. S. military presence overseas in the form of attaches and military assistance missions, etc., ought to be substantially reduced. I then described to Herwitz the current language of Section 13 of S. 3394, foreign assistance bill, which would reduce overall such military personnel overseas, but at the same time allow an increase in the number of military attaches. Herwitz said that the intelligence community had requested a small increase in attaches for FY-76, principally for the Middle East, but the request had been turned down by OMB for reasons of "recent legislation." Herwitz is principally interested in resolving this matter in anticipation of briefing Mr. Colby Saturday morning. I suggested to Herwitz that he might consider the argument that if the requested increase in attaches is sufficiently justifiable in terms of intelligence needs, the Director could take the position that this increase is not necessarily contra to the sense of the Congress and would not be contra to Section 13 of S. 3394, if enacted. Herwitz said this is exactly the information he needed and that he would provide us with a copy of the papers prepared for the Director and the Director's decision on the matter.

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