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File Training-5

MEMORANDUM FOR: Chief, Central Cover Staff

VIA: Acting Deputy Director for Administration

FROM: Harry E. Fitzwater
Director of Training

SUBJECT: Executive Order No. 12036 Impact on
[REDACTED]

STATINTL

1. On 1 February 1978 the Office of General Counsel (OGC) notified the Office of Training (OTR) that OGC has withdrawn its concurrence in the proposed revision of [REDACTED]. The reason cited is that the new Executive Order 12036 prohibits undisclosed participation in domestic organizations by employees of agencies within the Intelligence Community--in this case attendance by CIA employees in academic institutions under cover without advising "appropriate officials" of their CIA affiliation. Attached are copies of the memorandum from OGC and extracts from the Executive Order which OGC reports as pertinent.

STATINTL

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2. OTR recognizes that the OGC interpretation could seriously restrict or impair the Agency's ability to secure external training for personnel under cover. Accordingly, we plan to request clarification from the OGC on the following points:

a. Is training of a student at an academic institution a "contract or arrangement for the provision of goods or services?"

b. Is the Agency planning to request the Attorney General to exempt training from these restrictions for individuals under cover?

STATINTL

SUBJECT: Executive Order No. 12036 Impact on [REDACTED] STATINTL

3. We know you would be concerned about restrictions affecting the training of personnel under cover and would appreciate your comments in order to facilitate early publication of the revised [REDACTED]

Harry E. Fitzwater

Attachments

STATINTL

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