

WASHINGTON, D. C. 20505

**\*OGC Has Reviewed\***

Office of Legislative Counsel

19 July 1977

Mr. James M. Frey  
 Assistant Director for  
 Legislative Reference  
 Office of Management and Budget  
 Washington, D.C. 20503

Dear Mr. Frey:


This is in response to your request for the views of the Central Intelligence Agency on the Civil Service Commission's views letter on H.R. 3793, a bill to provide Federal employees under investigation for misconduct the right to representation during questioning regarding such misconduct.

We concur with the Civil Service Commission's opposition to the bill. There is adequate protection of Federal employees from arbitrary and capricious action in already existing statutory law, and the imposition of further procedural protections would merely hinder effective personnel management.

We also agree with the Commission that the procedures proposed in H.R. 3793 could introduce an adversary character into the circumstances where otherwise there might be none.

Due to the unique character of the Agency, we have additional reasons for opposing H.R. 3793, which we would like to express to the Committee. We will submit a views letter for clearance in the near future.

Sincerely,



George L. Cary  
 Legislative Counsel

STATINTL

## Distribution:

Orig - Addressee

1 - OGC

1 - OP

1 - OS

1 - OLC Subject

1 - OLC OMB Liaison

1 - OLC Chrono

OLC:HB:sm (14 Jul 77)

OD/Pers Dist (20 July 77):

1 - C/SAS

1 - DD/Pers/P&amp;C