

ROUTING AND RECORD SHEET

SUBJECT: (Optional)

Proposed Special Security Investigations

25X1

FROM:

Harry E. Fitzwater
DDA
7D-24 Headquarters

EXTENSION

NO.

DATE

12 APR 1967

TO: (Officer designation, room number, and building)

DATE

RECEIVED

FORWARDED

OFFICER'S INITIALS

COMMENTS (Number each comment to show from whom to whom. Draw a line across column after each comment.)

1.
Executive Registry
7E-12 Headquarters

2.

3.

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[Handwritten signatures and initials in the comments section]

CONFIDENTIAL

DD/A Registry
82-0915

12 APR 1982

82-03615

[Redacted]

25X1

MEMORANDUM FOR: Executive Director
VIA: General Counsel
Deputy Director for Operations
FROM: Harry E. Fitzwater
Deputy Director for Administration
SUBJECT: Proposed [Redacted]
Special Security Investigations

Executive Registry
82-1152

25X1

1. Action Requested: Your approval of subject regulation (Attachment 1).

2. Background: The history of the proposed regulation is presented in my memorandum to the Deputy Director for Operations (DDO) dated 18 September 1981, provided for reference as Attachment 2. Subsequent action generated by the memorandum featured a cooperative effort by the Office of Security (OS) and the Office of General Counsel (OGC) that resulted in the refined version of the proposal represented by Attachment 1. Through the good offices of [Redacted] of OGC, the latest version has been coordinated informally with the Counterintelligence Staff. The Staff understandably had an initial adverse reaction to a regulatory issuance that had been perceived by the Directorate of Operations (DO) as inappropriate from the institutional standpoint. After study of the proposal, however, the Chief, Counterintelligence Staff, is not opposed to the provisions and substance of Attachment 1.

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3. Staff Position: OS feels, and I agree, that the proposal presents absolutely no threat to the DO mission or to information associated with the mission. Attachment 1 was drafted and refined with great care to ensure there was no infringement or suggestion of infringement on the exclusive authority of the DDO. Personally, I believe the proposal should be approved and published for the following reasons:

ALL PORTIONS OF THIS DOCUMENT ARE CLASSIFIED CONFIDENTIAL

[Redacted]

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a. The OS authority to pursue "special security investigations" is recognized but not documented. As you know, we are fortunate that only a few of these investigations are required, but those conducted are most significant. The Agency would benefit from an unequivocal policy statement documenting in the regulations the Agency's statutory requirement to investigate "security-approved personnel" who may be involved in espionage activities on behalf of a foreign power.

b. The proposal in no way infringes upon the authority of the DO to engage in counterintelligence activities as defined in Executive Order 12333.

c. Establishment of a time limit on "special security investigations," with the provision for extension as necessary, is prudent and fair.

d. It is appropriate that the DCI, DDCI or Executive Director should approve and monitor "special security investigations."

e. The current working relationship between the DO and OS on the matter at issue is affirmed rather than changed or expanded in either direction.

4. Recommendation: It is recommended that you approve Attachment 1 and authorize immediate publication.

[Redacted Signature Box]

Harry E. Fitzwater

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Attachments

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SUBJECT: Proposed Special Security Investigations

25X1

CONCUR/NO LEGAL OBJECTION:

25X1

General Counsel

20 APR 1982

Date

CONCUR: *

25X1

Deputy Director for Operations

22/4/82
Date

APPROVED:

/S/ John N. McMahon

23 APR 1982

Executive Director

Date

Distribution:

- Orig - Return to DDA
- 1 - Executive Director
- 1 - Executive Registry
- 1 - General Counsel
- 1 - DDO
- 1 - C/CI Staff
- 1 - D/Security

* With the understanding that the requirement to notify
 "Whenever there is evidence of
 a recruitment 'attempt' is
 interpreted with reason
 and good sense.

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