

27 SEP 1978

DDS&T-4723-78

MEMORANDUM FOR: Chief, Information Systems Analysis
Staff, DDA

SUBJECT : Implementation of EO 12065 - Classification
Waiver Possibility

REFERENCE : A/DDA Memo 78-3659, Dated 19 September 1978

Attached is the DDS&T request for exemptions from
portion classification marking per Reference.



STAT

Executive Officer
Directorate of
Science and Technology

Attachment:
As stated

DDS&T Classification Waiver Request

The DDS&T requests the following be exempted from portion classification marking under Section 1-504 of EO 12065:

1. All classified information (so defined in EO 12065) to include documents, equipment, film, visual aids, tapes and other recordings, which is further protected by special access programs in accordance with EO 12065, Section 4-2.

The EO 12065, Section 4-2 recognizes a requirement for the establishment of "special access programs...for the protection of particularly sensitive classified information..." The order further states that the special access programs are permitted when "normal management and safeguarding procedures are not sufficient to limit need-to-know or access...and the special access controls balance the need to protect the information against the full spectrum of needs to use the information."

Explicit recognition by the Executive Order of categories of classified information which must be further restricted for access, distribution, and protection in special controlled channels clearly implies that because of the nature and sensitivity of such information its separate parts or portions are not subject to being treated outside of the special access channel.

As a result the usefulness of portion classification "in order to facilitate excerpting" (Section 1-504) does not apply to classified information protected in special access programs or channels.

2. All translations of original-language classified documents, except those where the original-language document uses portion classification. Translators have no knowledge on which to judge portion classification.

3. All pre-printed forms which provide for classification when filled in. Examples of such forms are travel requests, financial vouchers, and fitness reports.

Pre-printed forms are used to expedite actions and provide for efficient and economical operations in the conduct of business. Pre-printed forms normally replace explanatory memorandums, often of a repetitive nature. To classify each line or block in a form is unnecessarily burdensome, may require a complete redesign of a large number of forms at a high cost and since forms are basically used for a single purpose do not lend themselves to excerpting for other uses.

4. All serial publications such as FBIS "Trends in Communist Media" and other analytical reports which are based on foreign media addressing critical current issues in foreign relations of the United States.

Although it is recognized that reporting of media information and analytical reports on media information are unclassified, the inherent fact that the individual media items have been selected for policy makers primarily based on known requirements, sensitive concerns, international developments, and crisis situations lends considerable authoritative credence to the reports and reflects official U.S. attitudes, interests and meaning beyond the mere unclassified nature of individual items.

As a result we propose that portion marking of individual media items, being unclassified, is useless, but the overall compilation of media items reflect current official U.S. government foreign relations interest and will carry an appropriate classification until such time as the currency and possible sensitiveness of the media coverage is no longer valid. Normally we have found this period of time to be about six months.

CONFIDENTIAL

4/79-78

25 SEP 1979

MEMORANDUM FOR: Chief, Information Systems Analysis Staff, DDA

FROM :
Associate Director-Management, NFAC

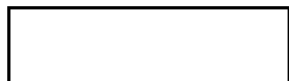
SUBJECT : Classification Waiver Request

REFERENCE : Memo from Associate Deputy Director for Administration, dtd 19 Sept 78, to Multiple Add'ees

NFAC requests a waiver from the portion classification requirement of E.O. 12065 for the following publications:

(1) The President's Daily Brief. This publication is read only by the President, the Secretary of State, the Secretary of Defense, and the President's Assistant for National Security. Many diverse sources are used to compose the contents, often under extreme deadline pressure late at night. The few recipients have no need to be informed of the separate classifications, if any, of the component parts. The classification of material in the PDB is not used as the basis for classifying other documents.

(2) National Intelligence Estimates. The nature of these documents, as much as the sources of the component parts, often determines the classification. NIEs represent the judgments of the DCI and the Intelligence Community, and have security significance as such. Portion classification could therefore be misleading: components would bear a classification either reflecting only the source material but not the significance of the conclusion drawn or, conversely, reflecting the



25X1

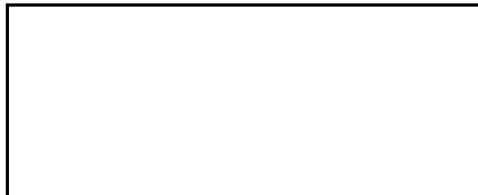
CONFIDENTIAL

CONFIDENTIAL

SUBJECT: Classification Waiver Request

judgment but implying that the source material dictated the classification. The NIEs are disseminated to a restricted elite list of customers, depending on the subject and any special controls. Judgments and information in NIEs may form a basis for classifying other documents such as NSC studies.

(3) Certain short deadline papers. On occasion, it is necessary for NFAC to prepare short analytical papers or biographic profiles for policymakers who set deadlines of only a few hours. Rechecking sources of individual elements to separately classify portions could imperil our meeting the requests on time. Such papers are targeted to a few designated consumers--sometimes only one--and would rarely be the basis for classification of other documents.



25X1

Distribution:

- Orig - Add'ee
- 1 - AD-M/NFAC
- 1 - NFAC Registry
- 1 - D/OCR
- 1 - C/CRG
- 1 - (Regs Admin Br., ISAS/RAB)

25X1

CONFIDENTIAL

10-17-78-6085

27 SEP 1978

MEMORANDUM FOR: Chief, Information Systems
Analysis Staff, DDA

FROM: Eloise R. Page
Acting Associate Deputy Director for Operations

SUBJECT: Implementation of Executive Order 12065
--- Classification Waiver Possibility

REFERENCE: ADDA Memorandum for the DDO,
Dated 19 September 1978, Same Subject

It is requested that a waiver from the requirement for portion classification marking be requested from the Director of the Information Security Oversight Office in accordance with paragraph 1-504 of Executive Order 12065 for the following classes of documents originated by the Directorate of Operations:

1. Foreign Intelligence Information Reports.

a. These reports provide original data collected in response to the expressed needs of the Intelligence Community. Each report carries an unclassified identification number. These reports are on a single subject and normally from a single clandestine foreign source or cooperating U. S. citizen. Exposure of the information itself or unprotected reference to the existence of the information in U. S. Government possession can jeopardize the source or his ability or willingness to continue to provide information. Because of the inseparability of the information from the sensitivity of its method of collection, these reports should be classified as whole documents.

b. Furthermore, because these reports provide original data used in the production of finished intelligence, they are subject to indexing, filing and incorporation in computerized

information handling systems in receiving offices and agencies. Compilations of such data can reveal much concerning the ability of the Directorate of Operations to collect and report foreign intelligence. For that reason, the entire report must be protected by a single classification to prevent the creation of unclassified indexes or files in receiving agencies.

c. Original dissemination of these reports is made selectively on a need-to-know basis. Individual reports may be limited to a very few individuals in Washington while others may be transmitted to Intelligence Community agencies in Washington and overseas to selected U. S. embassies and U. S. military commands.

d. Because these reports contain information collected in response to the expressed needs of the Intelligence Community and because they may concern almost any country and almost any subject, they may form the basis for classification for many intelligence publications. It should be recognized, however, that intelligence publications most often draw on information from many agencies and as a consequence Directorate of Operations reports very frequently do not constitute the sole basis for their classification.

2. Directorate of Operations Internal Operational Correspondence.

a. This is correspondence between various elements of the Directorate in the U. S. and overseas concerning management, operations and administration of the Directorate. (By definition this kind of correspondence does not contain foreign intelligence which is disseminated to other agencies.) Each piece of correspondence carries an identification number. The whole of this correspondence concerns intelligence activities, sources or methods.

b. This correspondence, whether transmitted in hard copy or electrically, is disseminated only within CIA and is very largely confined to the Directorate of Operations.

c. This correspondence, by itself, does not form the basis for classification of other documents.



Eloise R. Page

STAT

20 SEP 1978

PROPOSAL FOR
WAIVER FROM PORTIONAL MARKING REQUIREMENT

1. An ADP data base will be classified as an entity using criteria in Section 1-3. All reports from a data base will carry the same classification and be marked in accordance with Section 1-501. Text files containing paragraphs that will be used in producing documents must be portionally marked.

2. Computerized data bases contain data that range from unclassified through Top Secret. The resources required to portionally mark each data item, keep such a data element current (the classification of the data changes with circumstances) and to automatically classify reports based on the classification of those data items is substantial. The cost of doing this is not in the public interest.

3. Often data bases include individual items that when processed or reported together have a higher degree of classification. The computer technology is not such that we can identify and program all such relationships so that computer-generated reports using such data can be properly classified. The same determination used in classifying a computer data base is used for classifying reports derived from that data base.

4. Computer reports are generally only disseminated internally to the Agency and they are used for administrative and research purposes.

5. Documents produced using data from a computer data base will be classified under the same criteria as the data base.