

~~CONFIDENTIAL~~

OS REGISTRY

FILE */CA/Secom*

ROUTING AND RECORD SHEET

and EXB/NSDD

SUBJECT: (Optional)

Proposed NSDD on Controlled Executive Disclosure

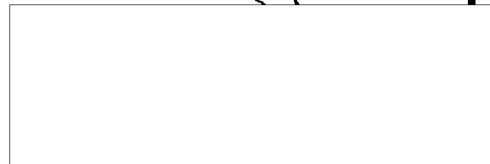
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FROM: <i>Policy and Plans Staff</i>	EXTENSION	NO.
		DATE 11 April 1986

25X1

TO: (Officer designation, room number, and building)	DATE		OFFICER'S INITIALS	COMMENTS (Number each comment to show from whom to whom. Draw a line across column after each comment.)
	RECEIVED	FORWARDED		

1. C/POL BR				Attached is a response to SBOOM tasking regarding subject. This topic is on the agenda for the SBOOM meeting on Wednesday, 16 April.
2. EO/OS		<i>11 Apr</i>	<i>MJM</i>	
3. DD/PS		<i>4/12</i>	<i>SM</i>	
4. D/S	<i>14 APR 1986</i>	<i>14 APR 1986</i>	<i>J</i>	
5.				
6. <i>Maureen</i>	<i>14 Apr 86</i>		<i>MUW</i>	
7. <i>Registry</i>				
8.				
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*3-4 Looks OK -
Recommend signature J*

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14 APR 1986

MEMORANDUM FOR: Chairman, SECOM

STAT
FROM:

[REDACTED]
Director of Security

SUBJECT: Proposed NSDD on Controlled Executive
Disclosure

1. The proposed National Security Decision Directive on Controlled Executive Disclosure has been reviewed by appropriate Agency components including the Office of General Counsel. Comments that have been offered concerning the draft follow:

° It should be clearly understood that this proposed NSDD should follow the requirements of Executive Order 12356 and the various DCIDs and NSDDs relating to the classification of National Security Information.

° With that in mind, Executive Order requirements concerning declassification of information will continue to apply and senior officials must have information formally declassified by appropriate authorities before that information can be released.

° It should also be clearly understood that information which originated with one agency cannot be declassified by a second agency.

2. It is specifically suggested that the wording in the first paragraph be changed to clearly reflect that the information currently classified is intended to be declassified. The term "formerly classified information" is misleading and the following change is offered:

From time to time authorities within the executive departments determine that it is necessary to declassify currently classified information for release in connection with valid foreign policy or national security requirements.

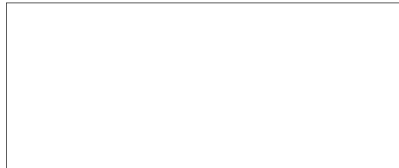
OS 6 2076

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The reference to "formerly classified information" in the last paragraph can be retained.

3. This proposal has been discussed at length for at least two years. It is a good idea and we endorse it. At a minimum, a determination could be made that a disclosure was authorized and properly declassified for policy reasons and was not passed to the media without prior authorization.

STAT



STAT

:OS/EO/PPS [redacted] (11 Apr 86):

!Distribution:!

- ! Orig - Adse!
- ! 1 - D/S!
- ! ① - OS Registry!
- ! 1 - PPG Chrono!
- ! 1 - Policy Br!

BASIC



Date
3-20-86

ROUTING AND TRANSMITTAL SLIP

TO: (Name, office symbol, room number, building, Agency/Post)	Initials	Date
1. <i>CSAD</i>	<i>[Signature]</i>	
2. <i>DC/SAD</i>	<i>[Signature]</i>	<i>3/24</i>
3. <i>C/LID - pl handle</i>		
4.		

Action	File	Note and Return
Approval	For Clearance	Per Conversation
As Requested	For Correction	Prepare Reply
Circulate	For Your Information	See Me
Comment	Investigate	Signature
Coordination	Justify	

REMARKS

Pls return your comments to me by
COS. 27 Mar 86.
Thanks
ML

DO NOT use this form as a RECORD of approvals, concurrences, disposals, clearances, and similar actions

FROM: (Name, org. symbol, Agency/Post)	Room No.—Bldg.
<i>DCI/SG</i>	Phone No.



5041-102

U.S.G.P.O. 1983 - 421-529/320

OPTIONAL FORM 41 (Rev. 7-76)
Prescribed by GSA
FPMR (41 CFR) 101-11.206

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ROUTING AND RECORD SHEET

SUBJECT: (Optional)

SECDEF Proposed NSDD on "Controlled Executive Disclosure"

FROM:

Policy Branch/PPS
Office of Security

EXTENSION

NO.

DATE 19 March 1986

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

DATE

OFFICER'S INITIALS

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

RECEIVED FORWARDED

1.

C/CISG

20 MAR 1986

ATTN:

2.

3.

P/CG
ATTN: *WCD*

4.

5.

C/ALD/OGG

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7.

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C/CISG

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Attached is a proposed NSDD prepared by the Chairman of the Unauthorized Disclosure Investigations Subcommittee.

It is forwarded for your review and comment. Please submit your comments to PPS by COB 28 March 1986.

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FORM 1-79 **610** USE PREVIOUS EDITIONS

~~CONFIDENTIAL~~

DIRECTOR OF CENTRAL INTELLIGENCE
SECURITY COMMITTEE
UNAUTHORIZED DISCLOSURES INVESTIGATIONS SUBCOMMITTEE

12 March 1986

STAT

[Redacted]
Chairman, DCI Security Committee
Central Intelligence Agency
Washington, D.C. 20505

STAT

Dear [Redacted]

As a part of our ongoing efforts to develop initiatives which may be useful to the Director of Central Intelligence in his effort to reduce the incidence of unauthorized disclosures which are seriously damaging to intelligence sources and methods, I have drafted the attached letter for the DCI's signature.

The letter, addressed to the Special Assistant to the President for National Security Affairs, encloses a copy of a draft NSDD on "Controlled Executive Disclosure".

If the DCI believes it to be do-able, and it is accepted, we can help organize a small ad hoc working group to assist in implementation actions.

STAT

Sincerely,

[Redacted Signature]

CHAIRMAN
Unauthorized Disclosure
Investigations Subcommittee

Encl:
a/s

DIRECTOR OF CENTRAL INTELLIGENCE

MEMORANDUM FOR SPECIAL ASSISTANT TO THE PRESIDENT FOR NATIONAL SECURITY AFFAIRS

SUBJECT: Proposed NSDD on "Controlled Executive Disclosure"

1. As a part of our continuing effort to develop innovative approaches to the serious problem of unauthorized disclosures of sensitive information, the Chairman, Unauthorized Disclosures Investigations Subcommittee of my Security Committee has developed a draft National Security Decision Directive to establish a system for coordinating proposed disclosures.

2. The proposed "Controlled Executive Disclosure" system has several useful features:

- it is drafted to protect not only intelligence but all national security information
- it is not pointed to the media but rather to the "leaker"
- it recognizes that certain senior officials must, from time to time, release what was classified information to do their job
- it sets up a system to accommodate the executive who must release information - while protecting the still sensitive aspects

3. I recognize that some seniors may consider this "too bitter a pill" and fight it. It can only be effective if it gets the President's strong support.

4. This proposal has been discussed with Ken DeGraffenreid of your staff and with the Director, Information Security Oversight Office, both of whom felt it had merit and should be tried.

5. I recommend the attached draft be discussed at an early National Security Council meeting.

6. If accepted, I am prepared to provide assistance on its implementation. An Ad Hoc Working Group could be convened to facilitate implementation and develop associated ground rules.

WILLIAM J. CASEY

Encl:

Draft NSDD "Controlled Executive Disclosure"

DRAFT

THE WHITE HOUSE

WASHINGTON

National Security
Decision Directive

CONTROLLED EXECUTIVE DISCLOSURE

From time to time authorities within the Executive Departments determine that it is necessary to declassify and release formerly classified information in connection with valid foreign policy or national security requirements.

The purpose of this directive is to establish a procedure to assure that such releases do not inadvertently jeopardize military operations, foreign relations, or sensitive intelligence sources or methods.

When such proposed releases relate to military operations, they will be referred to the Secretary of Defense or his designee for approval.

When such proposed releases relate to foreign relations, they will be referred to the Secretary of State or his designee for approval.

When such proposed releases include, or are based on, sensitive intelligence sources or methods they will be referred to the Director of Central Intelligence or his designee for approval. Additionally if sensitive cryptologic information is involved, the item must be referred to the Director, National Security Agency.

Releases, either verbal or written, which contain formerly classified information and which have been coordinated in accordance with the control procedures described herein will be referred to as Controlled Executive Disclosures (CED). Authorities releasing such information will maintain a record of the CED coordination and release details. Releases of classified information which have not been subject to the CED coordination process will be considered unauthorized disclosures.

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~~CONFIDENTIAL~~

ROUTING AND RECORD SHEET

SUBJECT: (Optional)

SECDEF Proposed NSDD on "Controlled Executive Disclosure"

FROM:

Policy Branch/PPS
Office of Security

EXTENSION

NO.

DATE 19 March 1986

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

DATE

OFFICER'S INITIALS

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

1.

C/CISG

ATTN:

2.

3.

C/CG

ATTN: C/CD

4.

5.

C/ALD/OGC

6.

8/25/86

3/26/86

AK

7.

C/POLICY

3/21

ES

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Attached is a proposed NSDD prepared by the Chairman of the Unauthorized Disclosure Investigations Subcommittee.

It is forwarded for your review and comment. Please submit your comments to PPS by COB 28 March 1986.

I have no problem with this. I believe it will not work, but at least it is a start.
C/CD.
P.S. It appears there are a few boxes attached that are not germane.

FORM 1-79 **610** USE PREVIOUS EDITIONS

~~CONFIDENTIAL~~

OGC-86-51003
10 April 1986

25X1 MEMORANDUM FOR: [redacted]
Policy Branch/PPS/OS

25X1 FROM: [redacted]
Assistant General Counsel

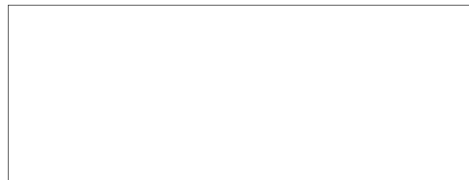
SUBJECT: Proposed NSDD on Controlled Executive Disclosure

1. I have reviewed the proposed National Security Decision Directive on Controlled Executive Disclosure and have no legal objection to the draft, provided that there is a clear understanding that this NSDD should be read in conjunction with Executive Order 12356, National Security Information, and various DCIDs and NSDDs on the classification of National Security Information. I believe it is important to make it clear that the Executive Order requirements concerning the declassification of information will continue to apply, that senior officials must have information formally declassified by appropriate authorities before they can release such information, and that information which originated with one agency cannot be declassified by a second agency.

2. I also have a minor technical problem with a reference to the first paragraph of the NSDD to "formerly classified information." I assume that this was meant to refer to information which is classified and then intended to be declassified for release as a "Controlled Executive Disclosure." Technically speaking, information remains classified until it has been declassified, and the reference to declassification of "formerly classified information" makes no sense. I would suggest the following changes to the first paragraph of NSDD:

From time to time authorities within the executive departments determine that it is necessary to declassify currently classified information for release in connection with valid foreign policy or national security requirements.

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C O N F I D E N T I A L

C O N F I D E N T I A L

3. The reference to "formerly classified information" in the last paragraph can be retained as it refers to information which was, in fact, formerly classified and which has been declassified pursuant to the procedures in the NSDD. /

25X1



C O N F I D E N T I A L

S E C R E T

MEMORANDUM FOR : OS/PPS

25X1

[Redacted]

FROM:

OS/LIB

25X1

[Redacted]

SUBJECT: Proposed NSDD on Controlled Executive Disclosure

This proposal has been discussed at length for at least two years. It is a good idea, we endorse it and it should help in battle against unauthorized disclosures. At a minimum it will help us determine if a unauthorized disclosure initiated at a high level for policy reasons, or disclosure passed to the media without prior permission.

25X1

[Redacted]

OS/LIB

S E C R E T