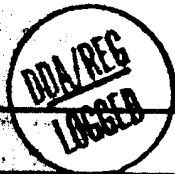


RECPT # leg 314700 Record



ROUTING AND RECORD SHEET

SUBJECT: (Optional)

Federal Management Reorganization and Cost Control Act of 1986: S. 2230

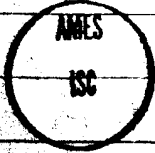
FROM:

Director, OIS
1206 Ames Building

EXTENSION

NO. OIS*224*86

DATE 6 JUN 1986



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

DATE

RECEIVED FORWARDED

OFFICER'S INITIALS

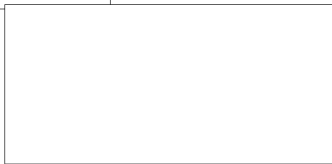
COMMENTS (Number each comment to show from whom to whom. Draw a line across column after each comment.)

1. EO/DDA
7D 18 Hqs

7B JUN 1986
9 June
EAM

The attached memorandum states OIS concerns relating to the proposed legislation contain in S. 2230, Federal Management Reorganization and Cost Control Act of 1986. These views were previously expressed to OCA. on 20 May.

3. SA/LD/OCA
7B 24 Hqs



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OIS*224*86
6 JUN 1986

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MEMORANDUM FOR:

[Redacted]

Office of Congressional Affairs

STAT

FROM:

[Redacted]

Director, Office of Information Services

SUBJECT:

Federal Management Reorganization and Cost
Control Act of 1986: S. 2230

1. The Office of Information Services' review of the legislative recommendation contained in S. 2230, Title VI, concerning Federal information policy, reveals some significant changes from previous legislation that could impact adversely on the Agency if we were required to comply with the legislation. In comparing the proposed legislation with the existing law, there is a change in organizational responsibility for Federal information policy oversight as well as additional responsibilities assigned.

2. The Office of Information and Regulatory Affairs, Office of Management and Budget (OMB), currently has the authority and function to develop and implement Federal information policies. The proposed legislation (S. 2230) would remove the Office of Information and Regulatory Affairs from the Office of Management and Budget and place it in a new office, the Office of Federal Management (OFM). The Office of Information and Regulatory Affairs would still continue Federal information policy oversight. The additional Federal agency responsibilities contained in Section 3506 could impact adversely on the Agency if we were required to report to the Office of Information and Regulatory Affairs on the Agency's resource management policy and practices. Given the scope of the bill, the reporting could be burdensome and possibly affect areas of operational sensitivity.

3. We have discussed this proposed legislation with representatives of the National Archives and Records Administration (NARA) to determine how it might affect records management functions within Federal agencies. NARA's initial response was "business as usual."

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4. We suggest the Office of General Counsel also review the language in S. 2230 and provide an opinion, after comparing it with the exclusion contained in Title 44, USC § 3502, paragraph (2), (A), relating to intelligence activities. The exclusion is not being changed in the proposed legislation, but may warrant some further review as to its impact given the provisions of the current bill. The exclusion could exempt the Agency from any reporting required by the law, but this needs to be clarified. If you have any questions concerning S. 2230, please contact [redacted] Chief, Information Resources Management Division, OIS, on [redacted]

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[] I don't feel intimate with this bill, but since the time is up, [] was apparently expecting an answer on the 20th, I risk being uninformed and but speaking nonetheless.

I find the whole idea of this bill offensive. The government is apparently going to be driven and managed by bureaucrats concerned only with the efficient processing of information; while the government's objectives and accomplishments become incidental, only a context within which to become efficient.

In the specific language of the statute, intelligence activities are exempted to the extent such activities involve use of "automatic data processing". The language does not clearly exempt other activities from the supervision and oversight of the new Office of Federal Management such as the effective and efficient allocation of resources for intelligence collection and production.

Since information is the heart and soul of the intelligence business, it could easily be argued that we are staring straight at the cow-catcher of a future where intelligence operations will be governed by the people that process and store the information; A little bit like arguing that the working principles and procedures of OIS should be the governing principles for the CIA.

I agree with IRMD, we ought to do our best to insure that the Agency is exempted from all provisions of this act.

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(06 June 1986)

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