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8 JUL 1978

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**The Honorable Maurice H. Stans
Director
Bureau of the Budget
Washington 25, D. C.**

DOCUMENT NO. 11
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 CLASS. CHANGED TO: TS S ①
 NEXT REVIEW DATE: 2011
 AUTH: HR 70-2
 DATE 17/3/81 REVIEWER:

Dear Mr. Stans:

I have received a copy of the Enrolled Bill, S. 385, entitled "Government Employees Training Act," with a request for views of this Agency.

As early as 1952 this Agency expressed its view both to the Bureau of the Budget and the Civil Service Commission that it objected to the inclusion of CIA in over-all training legislation applicable to the Government generally. In addition, we stated our view that the training authority contained in Section 4 of the Central Intelligence Agency Act of 1949 (P. L. 110 of the 81st Congress) should remain available to the Agency. A copy of our letter dated 5 January 1952 to the Bureau of the Budget is enclosed. In a subsequent letter dated 8 February 1955 (copy enclosed), the Agency commented to the Bureau of the Budget on a draft training bill prepared by the Civil Service Commission. In that letter we objected to the draft bill on the ground that it repealed the training authorities contained in Section 4 of P. L. 110 and did not exempt CIA from the bill.

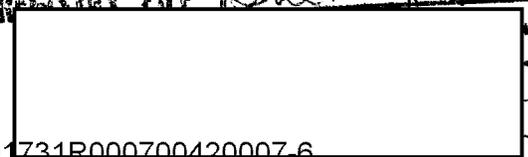
In S. 385 as it was originally passed by the Senate on 12 April 1957, the Agency was exempted and our statutory training authorities were not amended or repealed. That version of S. 385 was approved by the Bureau of the Budget, Civil Service Commission and the Department of Defense. I am somewhat disturbed that the Bureau of the Budget and the Civil Service Commission approved the provisions of H. R. 6001 in lieu of the Senate approved version of S. 385 in light of our previously expressed objections both oral and written. These actions were taken without notification to the Agency by the Bureau of the Budget or Civil Service Commission.

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(EXECUTIVE REGISTRY FILE *Bur. of Budget*)

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It is my view that when proposed legislation amends or repeals provisions pertaining to the Agency whether in the National Security Act of 1947, as amended, or the Central Intelligence Agency Act of 1949, as amended (P. L. 110), the Agency should be consulted. Especially do I believe this where our opposition in principle to certain proposals previously has been made known to the Bureau of the Budget.

It is noted that under Section 4 (b) of S. 385, the President is authorized to designate any department as excepted from this Act or a provision of this Act. In my review of S. 385 there are a substantial number of reporting requirements and other restrictions which, if made applicable to this Agency, would adversely affect the operations of the Agency and the national interest. I do not believe it desirable or appropriate that the unique programs of this Agency be subject to the regulatory and reporting requirements of S. 385 which were designed for the more normal activities of the Government in general.

As a matter of principle I am opposed to inclusion of this Agency in the Enrolled Bill, S. 385, which repeals Section 4 of P. L. 110. However, since it is my understanding that the Administration views this legislation as being of substantial benefit to certain other departments and agencies, I shall not object further to its approval by the President provided it is assured that this Agency will be granted the broadest possible exceptions immediately upon the bill becoming law. I should also like to reserve the right to request the Administration and the Congress at some later date to enact legislation which would reinstate the repealed provisions of P. L. 110.

Sincerely,

(S)

Allen W. Dulles
Director

Enclosures - 2

Ltr dtd 5 Jan 52

Ltr dtd 8 Feb 55

Distribution:

O & 1 - Addressee	1 - DD/S
✓ 1 - DCI	1 - Comptroller
1 - DDCI	1 - Legislative Counsel
1 - ER	

OGC/LC:JSW:mks (1 July 1958)

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5 January 1952

Mr. Roger W. Jones
Assistant Director for
Legislative Reference
Bureau of the Budget
Washington 25, D. C.

Subject: Proposed Government Training Program

Dear Mr. Jones:

Reference is made to your conversation of 3 January 1952 with our General Counsel, Mr. Lawrence R. Houston, concerning the proposed Government training legislation now being processed for inclusion in the next session of Congress. This bill in its present form gives us cause for concern, our principle consideration being given to Sections 5, 6 and 9.

Sections 5 and 6 are the only sections not containing the phrase "under this Act" in one form or another. Were these provisions to be construed as evidence of an intent to restrict all Government training of this nature, as detailed in Section 5, and to place an obligation on the Commission to monitor all training of a like nature under Section 6, the bill would then be in direct conflict with the statutory mandate laid down for the conduct of national intelligence activities. Commensurate with our security obligations, we would assist the Civil Service Commission in every way in the fulfillment of the Commission's responsibility to maintain information on effective training methods. We would be unable, however, to fulfill a reporting obligation concerning governmental or non-governmental training conducted under the authority of Public Law 110 -- 81st Congress. The restrictions outlined in Section 5 might well serve as a guide and be incorporated by reference administratively in the conduct of our present training. However, as you know, future training of this Agency cannot be estimated at this time and might well be seriously impaired were these restrictions found applicable to Central Intelligence.

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DATE: 2011
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We understand that the general intent was to exclude the Central Intelligence Agency among others from the purview of this legislation. None the less, we feel that we need somewhat more assurance than the present wording of Section 9, particularly as to the bill's effect on future training programs. This is especially true when viewed in the light of the foregoing comments on Sections 5 and 6.

Sincerely yours,

WALTER REID WOLF
Deputy Director
(Administration)

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OGC Has Reviewed

8 February 1955



Mr. Roger W. Jones
Assistant Director for
Legislative Reference
Bureau of the Budget
Washington 25, D. C.

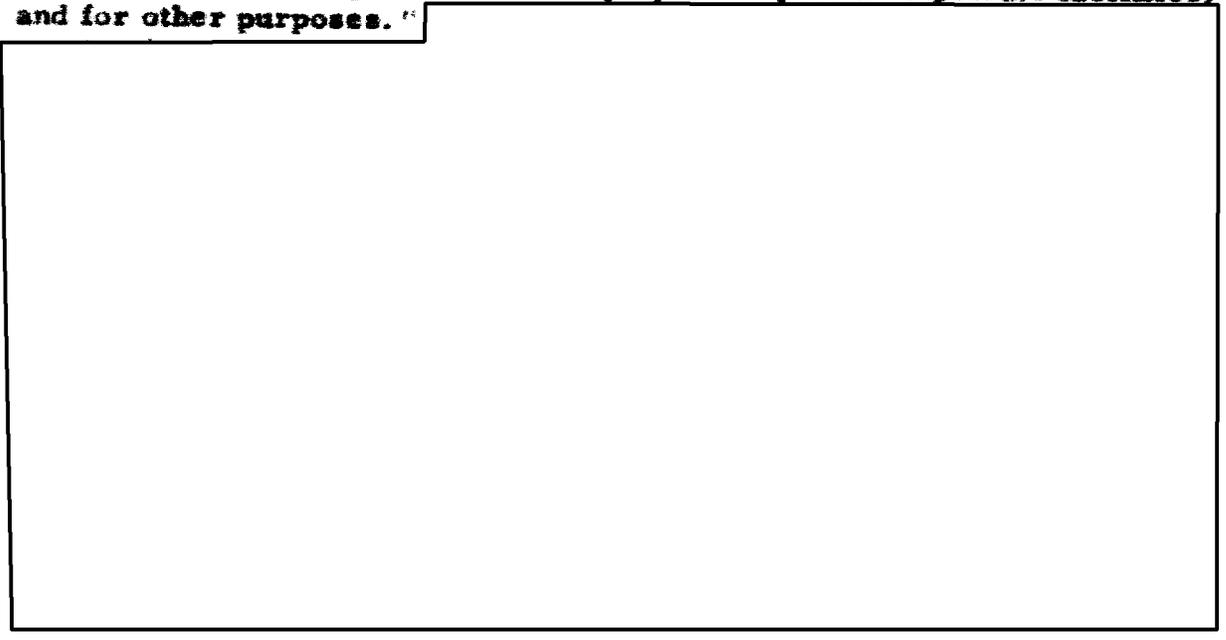
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AUTH: HB 70-2
DATE 17/3/81 REVIEWER:

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Dear Mr. Jones:

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This is in reply to your referral to this Agency of a draft bill "To authorize the training of Federal employees at public or private facilities, and for other purposes."



While we are sympathetic to the general proposition that all statutes regarding the training of Government employees be codified into a single statute, the language of the present draft will not encompass the training requirements of CIA for the reasons set forth below. It is, therefore, impossible for us to concur in its submission to the Congress in its present form.

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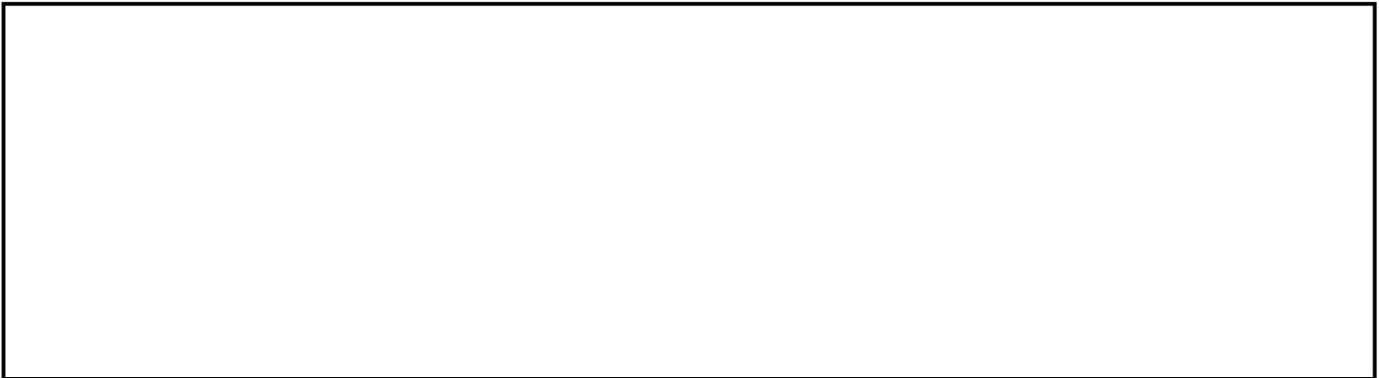


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Walter L. Pforzheimer
Legislative Counsel

/s/ L. B. K.

CONCUR:

DATE:

/s/ L. R. Houston
General Counsel

8 Feb 55

/s/ L. K. White
Deputy Director/Support

8 Feb 55

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AUTH: HR 10-3
DATE 17/3/81 REVIEWER: [redacted]

30 June 1958

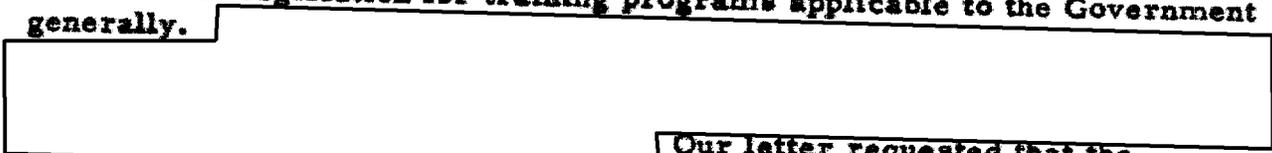
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MEMORANDUM FOR: Director of Central Intelligence

SUBJECT: General Government Training Legislation

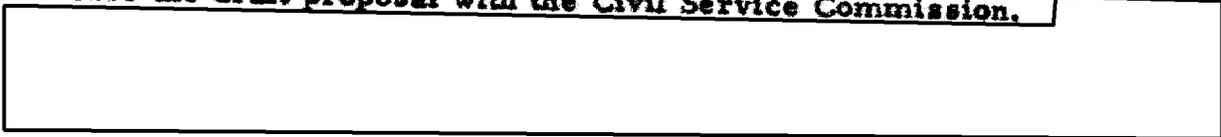
This memorandum contains a recommendation submitted for approval of the Director of Central Intelligence. Such recommendation is contained in paragraph 8.

1. Since 1952 the Agency has expressed to the Bureau of the Budget and the Civil Service Commission opposition to the inclusion of CIA in broad legislation for training programs applicable to the Government generally.



Our letter requested that the language be clarified so that the CIA authority would not be impaired by the proposed bill.

2. In 1955 the Bureau of the Budget requested comments from CIA on another draft bill prepared by the Civil Service Commission. The proposed bill did not exempt the Agency and repealed Section 4 of P. L. 110. In a letter to the Bureau of the Budget dated 8 February 1955 we objected to the draft bill and requested exemption from the bill and retention of Section 4. Following this letter the Bureau of the Budget suggested the Agency discuss the draft proposal with the Civil Service Commission.



3. An Administration proposal for training legislation was introduced in the Senate on 9 January 1957. This bill, S. 385, exempted the Agency and a number of other Government agencies including the Foreign Service, AEC,

FBI, TVA and others. This bill was endorsed by the Bureau of the Budget, the Civil Service Commission and the Department of Defense. In the meantime, a general training proposal was introduced by Congressman Rees, H. R. 6001. Specifically objecting to H. R. 6001 were the above-mentioned agencies which favored S. 385, i. e., Bureau of the Budget, Civil Service Commission and Department of Defense. H. R. 6001 included the Agency in its coverage and repealed Section 4 of P. L. 110. However, it did provide that the President could exempt any agency of Government from all or part of the bill.

4. S. 385 was passed by the Senate on 12 April 1957 and, after referral to the House, hearings were conducted by the House Post Office and Civil Service Committee on 16 May 1957. Those hearings were never printed and on two occasions this year and as recently as 2 June 1958 this office contacted the House Committee attempting to procure those hearings. According to our records the then Legislative Counsel of the Agency contacted the Chief Counsel of the House Committee shortly after hearings were held on S. 385 and was assured that the bill would not move along prior to discussions with the Agency.

5. Neither the Bureau of the Budget, the Civil Service Commission nor the Committees of Congress requested the Agency's views on either S. 385 or H. R. 6001. Apparently Mr. Murray, Chairman of the House Post Office and Civil Service Committee, was extremely reluctant to let any training bill come to the floor of the House but was prevailed upon by the Administration to take action. The price for this agreement by Mr. Murray was that the Administration, including the Bureau of the Budget, and Civil Service Commission, would have to accept the House version in order to get any training bill. This "arrangement" has been explained to us after the fact from four separate sources including the Bureau of the Budget, Civil Service Commission and the Senate and the House.

6. The fact that the language of H. R. 6001 was being considered for action in lieu of S. 385 came to our attention by virtue of the Bureau of the Budget requesting the Comptroller's office to furnish over-all training figures of the Agency. The Comptroller's office discussed this query with this office on 23 June. Being concerned in connection with what legislation these figures were being requested, this office sought to determine what action was being taken. Through telephone calls to the Bureau of the Budget, we learned on the morning of 24 June that the House Committee planned to report out S. 385 by inserting the language of H. R. 6001 with the approval of the Bureau of the Budget.

7. Reflecting the fact that an "arrangement" had been made, the House reported out S. 385 with all but the enacting clause stricken and the language of H. R. 6001 inserted. Their report included the letters of opposition to H. R. 6001 and approval of S. 385 and simply states that the views of the Bureau of the Budget and Civil Service Commission had changed since the date of those letters in August 1957. The bill was reported out on 24 June 1958, passed by the House on 26 June under a suspension of rules and subsequently passed by the Senate on 27 June. In bringing this matter before the Senate, the Chairman of the Senate Post Office and Civil Service Committee, Senator Johnston, announced on the floor that the House made some minor amendments in S. 385 which he had discussed with the ranking minority member and members of the Committee. He further stated "all have agreed that it would be best at this time to concur in the House amendments."

8. We have received from the Bureau of the Budget this afternoon a copy of the Enrolled Bill, S. 385 (copy attached), requesting our views within 48 hours.

[Redacted signature area]

Recommend signature.

SIGNED

JOHN S. WARNER
Legislative Counsel

Att 1 - Proposed ltr to Bur of Budget
Att 2 - Enrolled Bill S. 385

The recommendation in paragraph 8 is approved

Letter to Bur/Budget signed by DC 2 July 58

ALLEN W. DULLES
Director

OGC/LC:JSW;mks

cc: DCI w/Att 1 and 2

DDCI w/Att 1

ER w/Att 1

DD/S w/Att 1

Comptroller w/Att 1

Legislative Counsel w/Att 1 and background

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