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22 August 1978

MEMORANDUM FOR: Chairman, TK Modification Working Group

25X1

FROM: [redacted]
Security Committee Staff

SUBJECT: TK Manual Draft Review
(Chapter 2)

1. On page 2-9, paragraph 2.5.3 in the second paragraph you point that exceptions are authorized in paragraphs 2.6.1, 2.6.2, and 2.5.3. We believe the last reference should be 2.6.3.

2. On page 2-14c, sub-paragraph 4 states that decompartmented products shall remain classified for 20 years from date of issuance. This would seem to give them a later declassification date than the original film which appears to be in conflict with the spirit of E.O. 12065.

3. Paragraph 2.5.4f on page 2-15 says that products will not be decompartmented if the content is judged to reveal significant aspects of the overall collection/targeting strategy, to include continuity of coverage. I wonder if this is not specific enough. Can it be reasonable to expect that one must conclude from the reading of the instruction that only every other mission could be decompartmented, or some other scheme of that order?

4. Our review of paragraph 2.6.4 suggests that it is placed inappropriately in this section since it involves no special decompartmentation procedures such as are addressed in paragraphs 2.6.1, 2.6.2 and 2.6.3. We would favor deletion of this paragraph from Chapter 2 and suggest that paragraph 1.5 be revised to read as follows in either of two formats as attached.

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Attachments

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ATTACHMENT I

1.5 Congressional Access

To enable the Executive and Legislative Branches to function most efficiently, it is frequently necessary to brief the Congress and its Committees on matters of mutual interest. Normally, such briefings will be conducted at the collateral non-code word level. However, there may be situations when it is impossible to sanitize or decompartment TALENT-KEYHOLE information essential to the Congress in the course of its business. In those cases, the following guidelines will apply:

a. Access to TALENT-KEYHOLE information may be provided to the following Legislative Branch personnel if need-to-know requirements have been established:

1. Members of Congress

2. Permanent staff personnel of Congressional Committees who deal with the Intelligence Community.

3. Employees of the General Accounting Office and Library of Congress.

4. Selected staff members of the Leadership of the House and Senate as jointly agreed to by the DCI and the Leadership.

b. Need-to-know, in accordance with guidelines established by the DCI, will be certified by the DCI personally or his Legislative Counsel. Access approvals will be granted based on favorable adjudication by Office of Security, CIA.

c. Personal staff of Members of Congress shall not be granted access to TALENT-KEYHOLE materials.

d. Criteria used to establish need-to-know are as follows:

1. Direct involvement in authorization legislation pertaining to Intelligence Community agencies.

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2. Direct involvement in appropriations legislation for Intelligence Community agencies.

3. Direct involvement in reviews authorized by law of activities of Intelligence Community agencies.

4. Direct involvement in oversight responsibilities carried out by the Senate Select Committee on Intelligence and the House Permanent Select Committee on Intelligence.

5. Direct involvement on other legislative matters which of necessity require direct access to compartmented intelligence. 25X1

1.5.1 Testimony and Briefings Before the Congress

Testimony to, or briefings of, Congressional groups that involve TALENT-KEYHOLE-controlled products* will require the prior approval of the Director of Central Intelligence, or the Secretary of Defense, or the Secretary of State, and will be coordinated with the legislative liaison office of the releasing agency or department. The TCO/DCI will also be notified of such disclosures. The official responsible for the presentation to the Congressional group will ensure that the following additional security measures are carried out.

a. Arrangements should be made, through legislative liaison, for a thorough physical security and audio countermeasures inspection of the hearing room beforehand. In addition, there should be audio countermeasures surveillance of the premises during the presentation.

b. The court reporter or stenographer assigned to take testimony at the hearing or briefing should be processed for TK access approval, subject to DCID 1/14 personnel security standards, and will execute a secrecy agreement. The reporter or stenographer should also be given an indoctrination that stresses the sensitivity of TK-controlled data, but without gratuitously disclosing unnecessary facts about technology of the satellite collection systems. Anyone, other than members of the House

*The term "product is defined in paragraph 2.4.3 of Section 2 of this Manual.

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or Senate, who will be present, should be checked to ensure he holds TK access approval. These advance arrangements, normally made with senior Congressional staff members through legislative liaison, should include provisions for monitoring the entrance to the hearing room to exclude unauthorized persons. Prior to disclosure of TK-controlled information, everyone in the room should be advised of its sensitivity and cautioned that notes must not be taken. The official transcript should be the only record of the proceeding.

c. All TALENT-KEYHOLE-controlled products should be brought to and from the hearing by TALENT-KEYHOLE-indoctrinated personnel and retained in the custody of authorized persons throughout.

d. The stenotape and the transcript should be maintained in the custody of an approved representative of the agency presenting the testimony, who should carry the finished transcript immediately to an accredited TK Control Center, where a control number and appropriate markings will be applied.

e. After the hearing, the hearing room should be thoroughly inspected and all materials requiring TK controls should be properly secured or destroyed as appropriate.

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ATTACHMENT II

1.5 Congressional Access

To enable the Executive and Legislative Branches to function most efficiently, it is frequently necessary to brief the Congress and its Committees on matters of mutual interest. Normally, such briefings will be conducted at the collateral non-code word level. However, there may be situations when it is impossible to sanitize or decompartment TALENT-KEYHOLE information essential to the Congress in the course of its business. In those cases, the following guidelines will apply:

Provisions of "Guidelines and Procedures for the Issuance of Compartmented Clearances to the Legislative Branch" dated 21 July 1978, under signature of the DCI, and subsequent issuances and addenda will be followed.

1.5.1 Testimony and Briefings Before the Congress

Testimony to, or briefings of, Congressional groups that involve TALENT-KEYHOLE-controlled products* will require the prior approval of the Director of Central Intelligence, or the Secretary of Defense, or the Secretary of State, and will be coordinated with the legislative liaison office of the releasing agency or department. The TCO/DCI will also be notified of such disclosures. The official responsible for the presentation to the Contressional group will ensure that the following additional security measures are carried out.

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of TK-controlled data, but without gratuitously disclosing unnecessary facts about technology of the satellite collection systems. Anyone, other than members of the House or Senate, who will be present, should be checked to ensure he holds TK access approval. These advance arrangements, normally made with senior Congressional staff members through legislative liaison, should include provisions for monitoring the entrance to the hearing room to exclude unauthorized persons. Prior to disclosure of TK-controlled information, everyone in the room should be advised of its sensitivity and cautioned that notes must not be taken. The official transcript should be the only record of the proceeding.

c. All TALENT-KEYHOLE-controlled products should be brought to and from the hearing by TALENT-KEYHOLE-indoctrinated personnel and retained in the custody of authorized persons throughout.

d. The stenotape and the transcript should be maintained in the custody of an approved representative of the agency presenting the testimony, who should carry the finished transcript immediately to an accredited TK Control Center, where a control number and appropriate markings will be applied.

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Guidelines and Procedures

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