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19 February 1982

MEMORANDUM FOR: Executive Director

FROM: Stanley Sporkin
General Counsel

SUBJECT: Weekly OGC Report for the DCI/DDCI

ITEMS OF MAJOR INTEREST - 13-19 February 1982

Reporting of Crimes to the Department of Justice. The Attorney General has approved the procedures governing the Reporting and Use of Information Concerning Federal Crimes, which are being promulgated under Executive Order 12333. The crimes reporting procedures previously adopted under E.O. 12036 lacked adequate safeguards for the protection of intelligence sources and methods and created a series of problems for CIA. To remedy these problems, OGC took the lead in drafting new procedures, which significantly improve those being replaced. For example, dissemination within the Department of Justice of particularly sensitive information will take place only after consultation with the General Counsel/CIA, and, except in exigent circumstances, no investigative or legal action that may result in disclosure of classified information or intelligence sources or methods will be taken without advance notice to, consultation with and agreement by CIA. (If agreement cannot be reached, the matter may be referred to the President for decision.) The Attorney General is now circulating the new crimes reporting procedures to other agencies covered by them (agencies within the Intelligence Community as defined in E.O. 12333, excepting the intelligence elements of the FBI and Treasury) for signature by the heads of those agencies. [redacted] 25X1

Procedures Implementing Executive Order 12333. As previously reported, the draft CIA procedures implementing the new Executive Order on Intelligence Activities are being coordinated with the FBI prior to submission to the Attorney General for approval. Formal approval has not yet been obtained from the Bureau, since all issues have not as of yet been resolved. Since the FBI coordination process has taken longer than expected, it appears that Attorney General approval of CIA's procedures cannot reasonably be expected before mid to late March. [redacted] 25X1

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Approved For Release 2007/04/19 : CIA-RDP83M00914R002800140010-0

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