

Journal - Office of Legislative Counsel  
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13. [REDACTED] Together with John Warner and [REDACTED], met with William Hogan, Counsel, Intelligence Subcommittee, House Armed Services Committee, and reviewed with him the series of discussions with the Department of Justice representatives on the Agency's sources and methods proposed legislation and the associated criminal code revision sections. In brief, Hogan will await Agency guidance on such agreement as can be reached between the Agency and Justice on the sections of discussion. Although the overall prospect for favorable consideration of this type of legislation on the floor of the House is not the best, Hogan does not feel that this would preclude necessarily Committee consideration and approval of such measures as may be finally agreed to with Justice.

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14. [REDACTED] Called Ralph Malvik, OMB, and inquired as to whether any agencies had reacted to the provision sponsored by Senator James L. Buckley (D., N. Y.) among the recent amendments to the Elementary and Secondary Education Act of 1965. The provision would cut off Federal funds from any educational institution which allows any outsider access to records without the express permission of the student or parent. [REDACTED]

Malvik said he had received no reactions. He was aware that Senator Buckley is considering amendment since his provision is too broad, and he encouraged our efforts to attempt to come under the provision of a general exemption. He doubted, however, that any change would be made to allow Government agencies access without express permission.

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15. [REDACTED] Called Jim Kronfeld, Staff Counsel, House Government Operations Subcommittee on Foreign Operations and Government Information, to determine the current status of H. R. 16373, the right of privacy bill. He said the bill was scheduled for floor vote on Wednesday of next week. He said that as far as he knows Representative Bella S. Abzug (D., N. Y.) will introduce her amendment to knock out the Agency's specific exemption. He still feels confident that Chairman William S. Moorhead (D., Pa.), floor manager of the bill, will be able to defeat her. Kronfeld suggested that we provide material giving arguments to support the Agency exemption. We discussed the possibility of the Abzug amendment being approved; we agreed we should prepare an exemption for Intelligence Sources and Methods, to be used as a fall-back. Kronfeld felt that Representative John N. Erlenborn (R., Ill.) was the best one to introduce this amendment, and he suggested that I contact Steve Daniels, Erlenborn's Counsel on the full Committee.

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