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JOURNAL

OFFICE OF LEGISLATIVE COUNSEL

Wednesday - 2 October 1974

[Redacted]

1. [Redacted] Called [Redacted] NSA, and informed him of the status of H. R. 1281, which protects the constitutional rights of Federal employees. He felt assured that we both were adequately covered by exemption. He informed that he had been attending the hearings on S. 2820, which establishes procedures for wire tapping in Government. He hoped that the bill did not move since NSA would be seriously affected. I informed him that the Senate Judiciary staff had advised me that the bill had little chance of being reported out but that there was always the possibility that Senator Gaylord Nelson (D., Wis.) or others could introduce the substance of the bill as an amendment on the Senate floor to other legislation.

[Large Redacted Block]

3. [Redacted] After a discussion with [Redacted] OCI, I called Ray Haddox, INR, State Department, in response to his call yesterday. (See item #10, 1 October 1974 Journal.) I informed Haddox that the two publications were prepared by the Agency and were available only through the Government Printing Office and further that no other CIA similar publications were available through the GPO. Haddox said he would inform Representative G. William Whitehurst's (R., Va.) office that no other CIA publications were available through the GPO and that this should close out the request.

[Redacted]

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25X1 4. [REDACTED] Kempton Jenkins, Deputy Assistant Secretary, Congressional Relations, Department of State, returned my call of yesterday and I explained to him the problem of section 28 to the Foreign Assistance Authorization bill, S. 3394, on limitation on expenditures in Laos, and what would appear to be a simple solution of incorporation similar to that which was used in the conference report in connection with a similar provision in previous Defense Procurement Authorization bills. It was agreed that I would send him the relevant material so he could evaluate whether State would have any problem making the necessary representation to Chairman Thomas Morgan and Representative Peter Frelinghuysen, House Foreign Affairs Committee.

Jenkins said he was reviewing the check list on the State Authorization bill prior to a session with Chairman Wayne Hays (D., Ohio) and asked if I could review with him our work with the Foreign Affairs Committee and Representative Hays on this provision, which I did. Jenkins is fearful that this work may be undone in the wake of the revelations on Chile.

25X1 5. [REDACTED] Charles Meissner, Professional Staff Member, Subcommittee on Multinational Corporations, Senate Foreign Relations Committee, called. We tentatively set up a briefing on the international oil problem for Senator Charles H. Percy's (R., Ill.) Committee and personal office staff, on an unclassified level, for 8 October at 2:30 p. m. Meissner will call us early next week and let us know where we will meet. Scott Cohen, Executive Assistant to Senator Percy, will be in attendance unless he is in New York with the Senator on U. N. delegation business.

25X1 6. [REDACTED] Called Bud McFarlane, NSC, concerning the Hughes amendment to the Foreign Assistance Authorization bill, S. 3394, which may be taken up today, which would prohibit covert actions except upon a finding in a report to oversight committees by the President. I told McFarlane we were busy pulling together background material and possible arguments for our Senate committees; that there was a certain appeal to the proposition since it paralleled actual practices and commitments by the Administration but that on the larger questions concerning the encroachment upon the President's constitutional authority, there is a need for some guides, particularly in light of the current atmosphere of conciliation. McFarlane had not heard of the amendment and said he would get it to Scowcroft's attention and let us know the results.

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25X1 [redacted]
25X1 12. [redacted] John Martiny, General Counsel, House Post Office and Civil Service Committee, called in response to my request for the status of H. R. 1281, which protects the constitutional personal rights of Federal employees. Martiny said that a committee print similar to H. R. 1281 is on the agenda of the full Committee for consideration at its meeting this Thursday. Martiny assured me that the committee print grants CIA, we well as the FBI and NSA, an exemption similar to H. R. 1281. If a quorum is present, he is quite sure that the bill will be reported out. There is no indication at this time that Representative Morris K. Udall (D. Ariz.) will introduce an amendment to require all agencies to submit annual reports to the Congress on the implementation of the bill.

25X1 13. [redacted] Called Paul Summitt, Chief Counsel, Subcommittee on Criminal Laws and Procedures, Senate Judiciary Committee, and inquired as to whether he knew what the position of the Attorney General would be when he testifies tomorrow on S. 2820, which establishes procedures for Government wire tapping. According to Summitt, the Attorney General will strongly oppose the bill as an encroachment on the President's inherent constitutional authority to engage in wire tapping, without a warrant, in matters of foreign intelligence. We briefly discussed the Agency's position and he made clear that Senator John L. McClellan (D., Ark.) fully supports the Attorney General. [redacted] OGC, was advised.

25X1 14. [redacted] Talked to Mary E. Flanagan, Executive Secretary to Representative Lucien N. Nedzi (D., Mich.); Bill Hogan, Counsel, Intelligence Subcommittee, House Armed Services Committee; Berniece Kalinowski, Secretary to Frank Slatinshek, Chief Counsel, House Armed Services Committee; Mrs. Charlotte Norris, Personal Secretary to Representative Clement J. Zablocki (D., Wis.); and Marian Czarnecki, Chief of Staff, House Foreign Affairs Committee, and alerted them to the fact that [redacted] is on the Hill 25X1 visiting members of Congress and senior staff with regard to his problem

25X1 [redacted] The calls were appreciated.

25X1 15. [redacted] Received a call from Dorothy Fosdick, Permanent Subcommittee on Investigations staff, Senate Government Operations Committee, who requested a briefing for Senator Henry M. Jackson (D., Wash.), if he is available, Richard Perle and herself on Portugal and the circumstances 25X1 that led to the change in government last Monday. The meeting was scheduled for Wednesday, 2 October, at 9:30 a. m. [redacted]
OCI, have been advised.

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25X1 [redacted]
25X1 16. [redacted] Met with Chairman Lucien N. Nedzi (D., Mich.), Intelligence Subcommittee, House Armed Services Committee, and separately with Frank Slatinshek, Chief Counsel, House Armed Services Committee, concerning Representative Jack Brooks (D., Texas) letter of 23 September 1974. See Memorandum for the Record.

25X1 [redacted]

[redacted]

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GEORGE L. CARY
Legislative Counsel

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cc:
O/DDCI
Ex. Sec.

25X1 [redacted]

Mr. Thuermer
Mr. Warner

25X1 [redacted]

EA/DDO
DDI
DDA
DDS&T
Comptroller