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DIRECTOR OF CENTRAL INTELLIGENCE Security Committee

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SECCM-D-728

4 DEC 1979

MEMORANDUM FOR: Director of Central Intelligence

VIA: Deputy Director for Administration Deputy Director of Central Intelligence

FRCM: Robert W. Gambino Chairman

SUBJECT: Revision of DCID 1/7

1. <u>Action Requested</u>: Your approval to circulate for National Foreign Intelligence Board agreement a proposed revision of DCID 1/7.

2. <u>Background</u>: DCID 1/7 provides security controls and markings governing the dissemination and use of intelligence information. A proposed revision, agreed to by the DCI Security Committee, is attached.

3. <u>Discussion</u>: Committee review of this directive considered whether the DCID's controls were being properly used. We concluded that variations in their use were due to inadequate or nonexistent tests for the governing circumstances. The proposed DCID provides specific tests for the "Warning Notice," "ORCON," "NO CONTRACT," and "Proprietary Information" controls. The first two represent an ascending hierarchy of security controls bounded by increasingly stringent tests for their use.

The proposed revision also reflects changes in Intelligence Community structure and terminology (E.O. 12036) and in national security classification policy (E.O. 12065). It is expressed in simpler language than is the present directive, and it drops a current control marking ("NFIB Departments Only") that seems to serve no useful purpose.

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SUBJECT: Revision of DCID 1/7

The Committee deliberated at length on the NOFORN Consideration was given to eliminating it in favor control. of emphasizing the negative presumption that should govern foreign release of U.S. intelligence. The consensus was that the control should be retained, even though admittedly redundant in many cases, as a visual reminder of the sensitivity of some information and as a check against unthinking release to third parties.

Recommendation: That you approve circulation to 4. the NFIB of the proposed revision.





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DIRECTOR OF CENTRAL INTELLIGENCE Security Committee COMPARTMENTATION SUBCOMMITTEE

MEMORANDUM FOR:	Executive Secretary DCI Security Committee	5 NGV 1979
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FROM: Chairman, Compartmentation Subcommittee

SUBJECT: Revision of DCID 1/7

1. As you recall, the Compartmentation Subcommittee submitted a proposed revision of DCID 1/7 last summer. By SECOM Staff memo (SECOM-D-581), 24 July 1979, it was noted that Mr Gambino had decided that too many questions had been raised on the matter at the Security Committee level and remanded the proposed DCID back to the Compartmentation Subcommittee for final resolution and coordination.

2. The Compartmentation Subcommittee has subsequently held several formal and informal meetings relative to this matter. The attached proposed revision contains several changes that are designed to take into consideration the additional recommendations of several departments/agencies represented on the Subcommittee.

3. The most significant issue concerned the "NOFORN" control marking. During our deliberations it was recognized that the marking was somewhat redundant and tends to present a "negative presumption" theory.

However, it should be remembered that DCID 1/7 permits a. release of intelligence to foreign governments without permission of the originator under certain conditions (such as extracting or paraphrasing the information to insure that the source cannot be deduced). CIA advised that there could be information of such sensitivity that the originating authority would want to pass judgment prior to any such release. The NOFORN marking serves this purpose--a visual reminder. Additionally, there is the grave possibility of the incorrect release of intelligence furnished the US by a foreign government to another foreign government in violation of an explicit understanding/liaison agreement with the foreign government originating the intelligence. Again, the NOFORN marking would provide a guarantee and "flag" against such disclosure, regardless of the circumstances.

b. For these and other cogent reasons, it is our recommendation that the NOFORN marking continue to be authorized in DCID 1/7 as valid Intelligence Community marking on both hardcopy documents and electrical transmissions.

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4. Other relatively minor changes were included in the attached proposed revision of DCID 1/7. These included an adjustment to Footnote 5 regarding the "ORCON" marking and other changes made for editorial and clarity purposes.

5. All Compartmentation Subcomittee members have concurred in the attached version of DCID 1/7. The Navy member advised that the Navy prefers deletion of the NOFORN marking because of the "negative presumption" theory; however, the Navy will in the interest of expediting the revision, accept the attached version.

HERBERT H. KAMM, Colonel, USAF Chairman, Compartmentation Subcommittee DCI Security Committee

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DIRECTOR OF CENTRAL INTELLIGENCE Security Committee COMPARTMENTATION SUBCOMMITTEE

1 OCT 1979

MEMORANDUM FOR: DCI SECOM Compartmentation Subcommittee Members

SUBJECT:

REFERENCE:

Vote Sheet Action

Revision of DCID 1/7, "Control of Dissemination of Intelligence Information"

1. Attached is the 2 October 1979 draft revision of DCID 1/7 which incorporates all changes agreed to at the 28 September 1979 meeting of the Subcommittee. For your convenience, the changes are shown by a "bar" in the left margin of the affected pages.

2. As the 28 September 1979 meeting apparently resolved all Subcommittee problem areas, it would appear that we can remand the revision to the DCI SECOM for their action. Notation will be made that the Subcommittee is in agreement with the 2 October 1979 revision and fully concurs in all portions, to include the retention of the "NOFORN" control marking. It would be helpful if you would coordinate this matter with your SECOM member to preclude any problem areas when the DCID is reviewed by the SECOM itself.

3. Please return your Vote Sheet Action on this matter to the Executive Secretary of the Compartmentation Subcommittee by 19 October 1979.

HERBERT H. KAMM

Colonel, USAF Chairman Compartmentation Subcommittee DCI Security Committee 2 Atchs 1. Vote Sheet Action 2. 2 Oct 79 Revision of DCID 1/7



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MEMORANDUM FOR: *Executive Secretary Compartmentation Subcommittee, DCI Security Committee

SUBJECT: Vote Sheet Action

REFERENCE:

Revision of DCID 1/7, "Control of Dissemination of Intelligence Information"

1. In regard to the referenced matter:

a. I concur with the 2 October 1979 draft revision of DCID 1/7, as written, and agree that it should be forwarded to the DCI SECOM for further action.

b. I concur with the 2 October 1979 draft revision of DCID and that it be forwarded to the DCI SECOM subject to the comments or amendments set forth in paragraph 2, below.

c. I cannot concur with either proposed action. See my comments in paragraph 2, below.

2. Comments or amendments, if any: (Any amendments should be stated in "line in/line out" format with appropriate rationale.)

(Signature and Departmental/Agency Affiliation)

*Return to: AFIS/INSC, Washington DC 20330

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