

S E C R E T

GUIDANCE FOR CIA ACTIVITIES
WITHIN THE UNITED STATES



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GUIDANCE FOR CIA ACTIVITIES
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- A. **SCOPE** - Executive Order 12333 outlines the duties and responsibilities of CIA as well as limitations upon intelligence activities undertaken by the Agency. The Order reflects the requirements of the National Security Act of 1947, the CIA Act of 1949, and other laws, regulations, and directives, as well as intelligence policies. These revised procedures, which implement Sections 2.3, 2.4 and 2.9 of the new Order, were prepared by CIA, were approved by the Attorney General, and are issued by the Director of Central Intelligence. These procedures supersede all existing procedures addressing the same subject matter. However, employees must also comply with Agency regulations that reflect the requirements of the new Order and Agency policies regulating employee conduct within the United States.
- B. **PURPOSES** - These procedures are intended to:
1. Permit and encourage legitimate intelligence activities to the maximum extent possible so that an aggressive and effective intelligence effort may be carried out free of unnecessary restrictions;
 2. Provide legal protection to employees who follow the procedures by providing authority for intelligence activities; and
 3. Assure the American public and the intelligence oversight mechanisms that all CIA activities in the United States are lawful and related to legitimate intelligence objectives.

II. **RESPONSIBILITIES** - CIA is responsible within the United States for:

- A. Collecting, producing, and disseminating foreign intelligence and counterintelligence, including counterintelligence and significant foreign intelligence not otherwise obtainable. (The collection of foreign intelligence not otherwise obtainable shall be coordinated with the FBI as required by these procedures.);
- B. Conducting counterintelligence activities, in coordination with the FBI as required by these procedures;
- C. Collecting, producing, and disseminating intelligence on foreign aspects of narcotics production and trafficking;

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- D. Conducting research, development (including testing), and procurement of technical systems and devices relating to authorized functions;
 - E. Protecting the security of its installations, activities, information, property, and employees by appropriate means;
 - F. Conducting Intelligence Community services of common concern as directed by the NSC;
 - G. Conducting special activities in support of national foreign policy objectives abroad approved by the President and consistent with applicable laws; and
 - H. Conducting administrative and technical support activities necessary to perform the functions described above.
- III. **AUTHORITIES** - All CIA activities within the United States must be related to the responsibilities identified above and must be authorized as outlined in these procedures.
- IV. **GENERAL PRINCIPLES**
- A. **ACTIVITIES COVERED** - These procedures apply to CIA activities within the United States.
 - B. **INDIVIDUALS TO WHOSE ACTIVITIES THESE PROCEDURES APPLY** - These procedures apply to the activities of all CIA employees, including individuals assigned to or acting for CIA, such as contractors and assets.
 - C. **LEAST INTRUSIVE TECHNIQUE FEASIBLE** - A certain collection technique may be used only if a less intrusive technique cannot acquire intelligence of the nature, reliability, and timeliness required. As a rule, basic collection and standard collection techniques are less intrusive than special collection techniques.
 - D. **FBI COORDINATION** - Executive Order 12333 requires that CIA foreign intelligence collection and counter-intelligence activities conducted within the United States be coordinated with the FBI as specified in these procedures, in addition to the internal approvals specified in these procedures or even when the internal approvals are not required. See Part VII of these procedures for FBI coordination requirements.
 - E. **EMERGENCIES**
 - 1. **LIFE OR PHYSICAL SAFETY** - Nothing in these procedures shall be construed to prohibit, where a person's life or physical safety is reasonably believed to be in imminent danger, the conduct of counterintelligence activities (see page 17) or the collection by

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standard collection techniques (see page 4), retention, or dissemination of information concerning any person that is relevant to the danger, or its prevention, reduction, or elimination, if the authority who must normally approve such activities is advised as soon as possible.

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2. **RISK OF INTELLIGENCE LOSS** - Nothing in these procedures shall be construed to prohibit a CIA employee from using any standard collection technique, if the time required to secure prior approval would cause failure or delay in obtaining significant intelligence, and an official who must normally approve such activities is advised as soon as possible. Approval by the most senior official possible should be obtained if time permits.

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- F. **ADMINISTRATION** - Nothing in these procedures shall prohibit collection, retention, or dissemination of information concerning U.S. persons necessary for administrative purposes (including contracting, building maintenance, construction, fiscal matters, internal accounting procedures, disciplinary matters, and investigations of alleged crimes or improprieties by Agency employees) by Agency components authorized to perform such functions.

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