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INTELLIGENCE MEETING
Friday, January 30, 1976
3:30 p.m. (1 hour)
Cabinet Room

THE PRESIDENT HAS SEEN....

Jim -

I plan to keep this here.

Trudy

THE WHITE HOUSE
WASHINGTON

YOUR REORGANIZATION PLAN
IS A COMBINATION OF
OPTION 4 IN THE WHITE BOOK
AND THE COLBY OPTION,
BOTH OF WHICH ARE MODIFIED.

IT DOES INCLUDE A SECOND
DEPUTY AT CIA.

~~THE PRESIDENT HAS DECIDED~~

THE WHITE HOUSE

WASHINGTON

January 30, 1976

MEETING ON INTELLIGENCE COMMUNITY

Friday, January 30, 1976

3:30 p.m. (1 hour)

Cabinet Room

From: Jack Marsh

I. PURPOSE

To discuss your tentative Intelligence Community decisions with key Administration officials.

II. BACKGROUND, PARTICIPANTS AND PRESS PLAN

A. Background

On January 10, you met with your advisors (including those present today) to discuss the alternatives available to strengthen the Intelligence Community and avoid abuses.

You have reached tentative decisions after reviewing all the papers and comments submitted by the agencies and departments affected.

You have stated publicly that you will announce your comprehensive decisions shortly.

B. Participants

Secretary Kissinger
Secretary Rumsfeld
Attorney General Levi
CIA Director Bush
Jack Marsh
Phil Buchen
Brent Scowcroft

Mike Duval
Peter Wallison (for the Vice President who
is out of town)

C. Press Plan

No press coverage.

III. AGENDA

Tab A contains a summary of your tentative decisions and Fact Sheets.

INTELLIGENCE COMMUNITY

1) Intelligence Community Leadership (see attached Fact Sheets)

A) Establish a new Foreign Intelligence Committee made up of:

DCI, Chairman
Deputy Secretary of Defense
Deputy Assistant to the President
for National Security Affairs

The following will be designated as observers from time to time, depending on the work of the Committee:

Chairman of the Joint Chiefs
Under Secretary of State
Deputy Secretary of Treasury
OMB Representative
Director of FBI (as appropriate)
Others as designated by the President

This new Committee would replace the existing Executive Committee for the National Reconnaissance Program, the U.S. Intelligence Board and the Intelligence Resource Advisory Council.

It would have resource and policy control over the national foreign intelligence program, and it would establish sub-groups as necessary. It would be established by Executive Order.

B) The existing NSC Intelligence Committee would be replaced by a new Foreign Intelligence Advisory Group of the NSC, which would review intelligence policy, particularly from the consumer viewpoint. The members of the advisory group are:

Assistant to the President for National
Security Affairs
Secretary of State
Secretary of Defense
Secretary of Treasury
Attorney General
Chairman of the Joint Chiefs of Staff
Director of the Office of Management and Budget
Director of Central Intelligence
Observers as designated by the President

C) Intelligence product (reports, briefings, etc.) will be submitted to the NSC by the DCI directly -- not through the Foreign Intelligence Committee or the Policy Advisory Group.

2) Covert Action

The 40 Committee would be made up of:

Members: Assistant to the President for
 National Security Affairs, Chairman
 Secretary of Defense
 Secretary of State
 Chairman of the Joint Chiefs of Staff
 Director of Central Intelligence

Observers: Attorney General
 OMB representative

3) Oversight

Establish an Oversight Board with the Deputy Attorney General as Chairman, and as possible members: Counsel to the President, Deputy Assistant to the President for National Security Affairs and a member of PFIAB designated by the President. Agency Inspectors General and General Counsels would report periodically to this Board, which would transmit reports to PFIAB and the Attorney General. The Attorney General would report (including PFIAB comments) to the NSC.

4) Agency Charters and Restrictions

An omnibus Executive Order will be issued (publicly) containing the following:

- Responsibility of the Community leadership (Foreign Intelligence Committee, etc.)
- Charters for each agency (generally taken from existing National Security Council Intelligence Directives).
- Restrictions on intelligence activities.
- Oversight of intelligence agencies.
- Secrecy Agreements provision

5) Secrecy

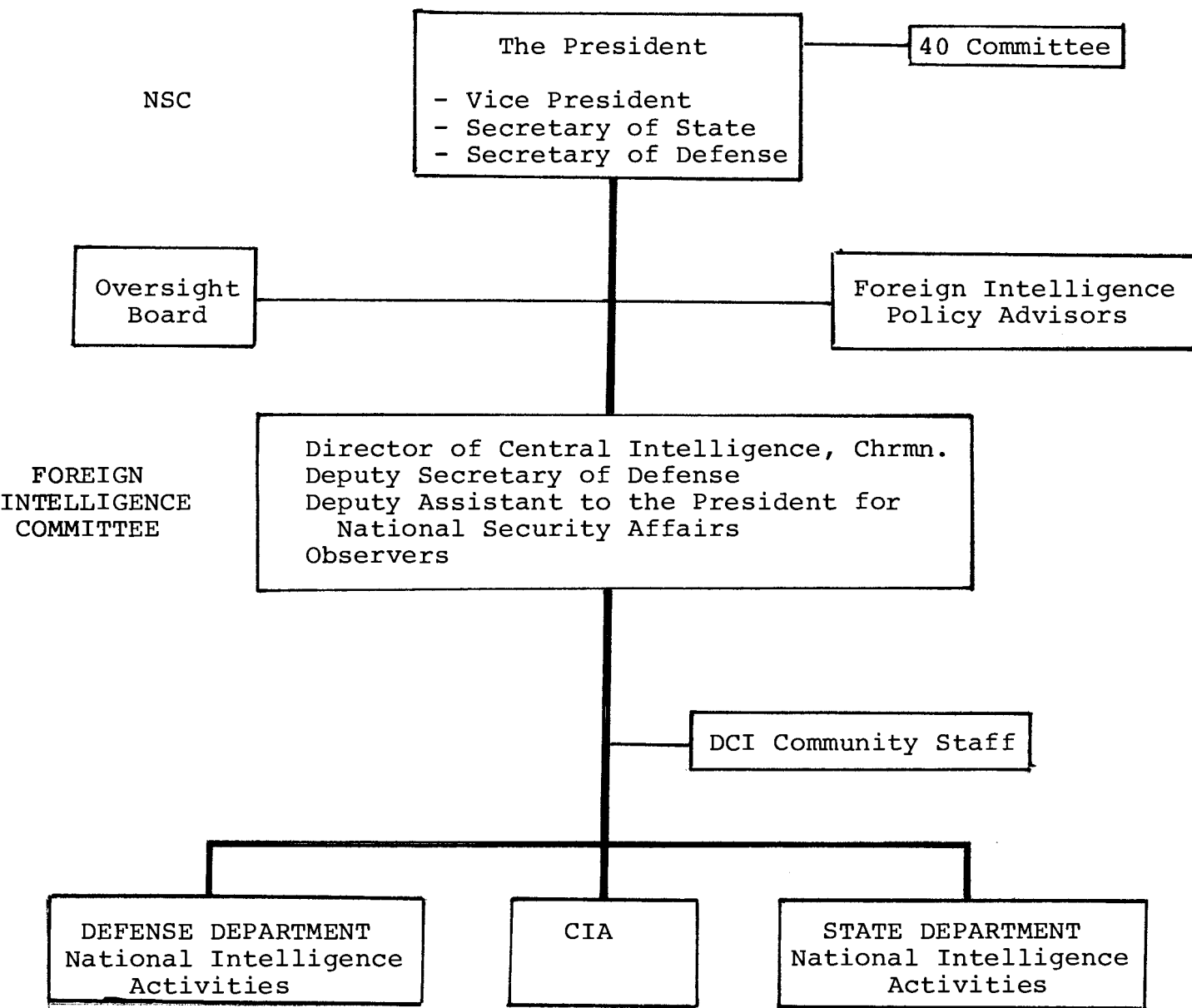
- A) Submit legislation to protect "Sources and Methods".
- B) Require all Executive Branch officials to sign a Secrecy Agreement as a condition for receiving certain classified foreign intelligence information.
- C) NSC will conduct a review of the classification system.

6) Relations with Congress

Support efforts to establish a Joint Intelligence Oversight Committee.

FOREIGN INTELLIGENCE
POLICY AND RESOURCE CONTROL

(Note: Intelligence product
continues to flow
directly from the DCI
to the NSC)



FACT SHEET

FOREIGN INTELLIGENCE COMMITTEE

The Foreign Intelligence Committee shall be composed of:

Director of Central Intelligence, Chairman

Director of Central Intelligence, Chairman
Deputy Secretary of Defense for Intelligence
Deputy Assistant to the President
for National Security Affairs
Observers

It shall report directly to the NSC.

The Foreign Intelligence Committee shall:

- Act as a board of directors for national intelligence.
- Give direction and guidance on national substantive intelligence needs.
- Control resource allocation for the National Foreign Intelligence Program.
- Establish intelligence requirements and give guidance on the collection and production of national intelligence, security of intelligence material and arrangements with foreign countries.

The Foreign Intelligence Committee shall be supported by the Intelligence Community staff, headed by the Deputy to the Director of Central Intelligence for the Intelligence Community.

FACT SHEET

FOREIGN INTELLIGENCE ADVISORY GROUP

The Foreign Intelligence Advisory Group shall be composed of:

Assistant to the President for National
Security Affairs
Secretary of State
Secretary of Defense
Secretary of Treasury
Attorney General
Chairman of the Joint Chiefs of Staff
Director of the Office of Management and Budget
Director of Central Intelligence
Observers

The Foreign Intelligence Advisory Group shall:

- Conduct a periodic review of national intelligence priorities and requirements.
- Review the production of finished intelligence with respect to relevance to the policy concerns of the consumer and overall quality.
- Review at least annually the program of the 40 Committee.

The Foreign Intelligence Advisory Group shall be supported by the NSC staff.

FACT SHEET

THE 40 COMMITTEE

The reconstituted 40 Committee shall consist of:

Assistant to the President for National
Security Affairs, Chairman
Secretary of Defense
Secretary of State
Chairman of the Joint Chiefs of Staff
Director of Central Intelligence

Official observers shall be:

Attorney General
OMB representative

The 40 Committee shall:

- Approve all new covert actions
- Approve certain sensitive reconnaissance activities
- Conduct continuing reviews of ongoing covert actions

Formal meetings of the 40 Committee are required for all approval actions of the 40 Committee.

FACT SHEET

INTELLIGENCE OVERSIGHT PROCESS

Intelligence Oversight Group

Chaired by: Deputy Attorney General

Other members: Deputy Assistant to the President
for National Security Affairs (?)
PFIAB member designated by the
President (?)

Working Group: Counsel to the President
General Counsel, DOD
General Counsel, CIA
Legal Advisor, DOS

Duties:

- Oversee Intelligence Community with respect to propriety and legality.
- Receive and consider reports on questionable activities from Inspectors General and General Counsels of intelligence agencies, who may report despite opposition of agency head; and individual agency employees may send reports to the Group.
- Make periodic reports, at least quarterly, to Attorney General and PFIAB.

Attorney General

- Receives and considers report from Intelligence Oversight Group and PFIAB.
- Makes periodic reports, at least quarterly, to the President on questionable activities, if any.

President's Foreign Intelligence Advisory Board

- Receives and considers reports of questionable activities from Intelligence Oversight Group.
- Reports its views on these activities to the Attorney General.