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Description of document: CIA Office of Congressional Affairs, Legislative Group, Memorandum for the Record on Briefings for the House Permanent Select Committee on Intelligence (HPSCI) and Senate Select Committee on Intelligence (SSCI) Staff on 25-Year Declassification Review Program Under Executive Order 12958, 10 October 1995

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Information and Privacy Coordinator
Central Intelligence Agency
Washington, DC 20505
Fax: 703-613-3007
[FOIA Records Online Request](#)

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Central Intelligence Agency



Washington, D.C. 20505

29 August 2019

Reference: F-2015-00354

This is a final response to your 4 November 2014 Freedom of Information Act (FOIA) request for the following records: **CIA Office of Congressional Affairs, Legislative Group, Memorandum for the Record on Briefings from HPSCI and SSCI Staff on 25-Year Declassification Review Program Under Executive Order 12958, 10 October 1995.** We processed your request in accordance with the FOIA, 5 U.S.C. § 552, as amended, and the CIA Information Act, 50 U.S.C. § 3141, as amended.

We completed a thorough search for records responsive to your request and located one document which we can release in segregable form with deletions made on the basis of FOIA exemptions (b)(3) and (b)(6). A copy of the document is enclosed. Exemption (b)(3) pertains to information exempt from disclosure by statute. The relevant statutes are Section 6 of the Central Intelligence Agency Act of 1949, as amended, and Section 102A(i)(1) of the National Security Act of 1947, as amended. As the CIA Information and Privacy Coordinator, I am the CIA official responsible for this determination. You have the right to appeal this response to the Agency Release Panel, in my care, within 90 days from the date of this letter. Please include the basis of your appeal.

If you have any questions regarding our response, you may contact us at:

Central Intelligence Agency
Washington, DC 20505
Information and Privacy Coordinator
703-613-3007 (Fax)

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703-613-1287 (FOIA Hotline)

The contact information for OGIS is:

Office of Government Information Services
National Archives and Records Administration
8601 Adelphi Road – OGIS
College Park, MD 20740-6001
202-741-5770
877-864-6448
202-741-5769 (fax)
ogis@nara.gov

Contacting the CIA's FOIA Public Liaison or OGIS does not affect your right to pursue an administrative appeal.

Sincerely,

A handwritten signature in black ink, appearing to read 'Mark Lilly' with a stylized flourish at the end.

Mark Lilly
Information and Privacy Coordinator

Enclosure

OCA 95-2504
10 October 1995

MEMORANDUM FOR THE RECORD

SUBJECT: Briefings for HPSCI and SSCI Staff on 25-Year
Declassification Review Program Under
Executive Order 12958

1. CIA representatives Rich Warshaw (C/RDP/OIT), [redacted] and [redacted] and I briefed HPSCI staffers Mark Lowenthal, Louis Dupart, Susan Oulette, Chris Barton, Mike Sheehy, and Chris Healey on 11 September 1995, and SSCI staffers Suzanne Spaulding, Pat Hanback, Mark Heilbrun, Ed Levine, Don Mitchell, and Mary Sturtevant on 21 September 1995, regarding plans to implement Executive Order 12958's 25-year declassification review program. EXDIR/ICA Keith Hall briefly addressed the HPSCI staffers on the DCI's support for the program and his desire to release as much historically significant material as possible. Rich's briefing charts are attached.

(b)(3)
(b)(6)

2. The HPSCI briefing was difficult. Louis and Mark were critical of the White House for imposing the 25-year review requirement on agencies without indicating how it was to be funded. Louis said that Chairman Combest is adamant that the FY 1996 program be capped at [redacted] per agency until they have some cost experience with which to make reprogramming decisions. He also chided agencies for not having identified candidates for reprogramming. Finally, he was particularly concerned that some agencies, like NSA, had changed their cost estimates of the 25-year program over time. Fortunately, CIA's estimates have remained constant at [redacted] over the five-year life of the program. Louis asked the NSA representatives present to provide him with more definitive cost estimates. Rich stressed that the cap seriously underfunded the program such that it would be very difficult to complete the required review in the five-year period allocated by the Executive Order. If the Order is not modified, any unreviewed material 25 years old or older is automatically declassified, thus potentially jeopardizing intelligence sources and methods. Following the briefing, Chris Healey said that any relief on the cap would have to come from the SSCI.

(b)(3)

(b)(3)

3. The SSCI briefing went considerably better. Far from wanting to curtail the program, the staffers supported CIA's efforts and suggested creative ways to address the HPSCI cap in conference. Mary suggested raising the cap to 0.5 percent of an agency's budget on the ground that it

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would be difficult to argue against such a small amount being spent for potentially worthwhile gains in information released. She also proposed that agencies identify their reprogramming candidates prior to conference so that the committees could act on them in the context of the authorization bill. While agreeing with the 0.5 percent cap, the Comptroller later decided not to identify reprogramming candidates prior to conference for fear of losing budgetary control over those programs. She and Mary agreed that the SSCI would push for conference language supporting early reprogramming consideration.



(b)(3)
(b)(6)

Legislation Group
Office of Congressional Affairs

Attachment

SUBJECT: Briefings for HPSCI and SSCI Staff on 25-Year
Declassification Review Program Under
Executive Order 12958

DCI/OCA/LEG/[redacted]ac/37909 (10 October 95) OCA 95-2504
[redacted]/DECLASS6.DOC

(b)(3)
(b)(3)
(b)(6)

Distribution:

- Original - OCA Record
- 1 - D/OCA
- 1 - LEG Subject ✓
- 1 - [redacted] Signer

(b)(3)
(b)(6)