



Department of Defense **DIRECTIVE**

NUMBER 5105.72
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DA&M

SUBJECT: Defense Technology Security Administration (DTSA)

References: (a) Sections 113 and 134b, title 10, United States Code
(b) DoD Directive 2040.2, "International Transfers of Technology, Goods, Services, and Munitions," January 17, 1984
(c) DoD Directive 8910.1, "Management and Control of Information Requirements," June 11, 1993

1. PURPOSE

Pursuant to the authority vested in the Secretary of Defense under reference (a), this Directive establishes the Defense Technology Security Administration (DTSA) and defines its mission, responsibilities and functions, relationships, and authorities, as prescribed herein.

2. APPLICABILITY

This Directive applies to the Office of the Secretary of Defense, the Military Departments, the Chairman of the Joint Chiefs of Staff, the Combatant Commands, the Office of the Inspector General of the Department of Defense, the Defense Agencies, the DoD Field Activities, and all other organizational entities in the Department of Defense (hereafter referred to collectively as the "DoD Components").

3. MISSION

The Director, DTSA shall administer, consistent with U.S. policy, national security objectives, and Federal laws and regulations, the development and implementation of DoD technology security policies on international transfers of defense-related goods, services, and technologies to ensure that critical U.S. military technological advantages are preserved; transfers that could prove detrimental to U.S. security interests are controlled and limited; proliferation of weapons of mass destruction and their means of delivery is prevented; diversion of defense-related goods to terrorists is prevented; legitimate defense cooperation with foreign friends and allies is supported; and the health of the defense industrial base is assured.

4. ORGANIZATION

4.1. The DTSA is established as a DoD Field Activity under the authority, direction, and control of the Under Secretary of Defense for Policy (USD(P)) through the Assistant Secretary of Defense for International Security Policy (ASD(ISP)).

4.2. The DTSA shall consist of a Director, who also serves as the Deputy Under Secretary of Defense for Technology Security Policy and Counter-Proliferation (DUSD(TSP&CP)) pursuant to Section 134b of title 10, United States Code (U.S.C.) (reference (a)), and such subordinate officials and organizational elements as are established by the Director within the resources assigned by the Secretary of Defense.

5. RESPONSIBILITIES AND FUNCTIONS

5.1. The Director, Defense Technology Security Administration, under the USD(P)), through the ASD(ISP)), shall:

5.1.1. Direct DTSA and organize and manage its personnel and other resources to accomplish the mission, responsibilities, and functions, as prescribed herein.

5.1.2. Advise the Secretary and Deputy Secretary of Defense, through the USD(P), on the DoD Technology Security Program and policy matters related to the licensing and transfer of sensitive technology. Coordinate such matters with the Under Secretary of Defense for Acquisition, Technology, and Logistics (USD(AT&L)), as appropriate.

5.1.3. Serve as the focal point for the development and implementation of DoD policy positions on matters concerning technology security, including, but not limited to, the Wassenaar Arrangement on Export Controls for Conventional Arms and Dual-Use Goods and Technologies, the U.S. Munitions List (USML), and commercial dual-use and munitions export license applications. Coordinate such matters with the USD(AT&L) and other OSD Principal Staff Assistants (PSAs) and the Heads of the DoD Components, as appropriate.

5.1.3.1. Develop and coordinate DoD positions on export license applications expeditiously.

5.1.3.2. Conduct recurring reviews of the USML to ensure DoD recommendations for continuing to control, add or delete items on the USML that reflect current national security interests.

5.1.4. Manage the Space Launch Monitoring Program to monitor controlled space launch and satellite technologies from export license application through space launch. Coordinate, as appropriate, technology transfer control plans and controlled technical data proposed for export.

5.1.5. Support the activities of the DoD Components and other Federal agencies to restrain the flow of sensitive defense-related technology, goods, technical data services, and munitions, including support for intelligence and enforcement activities while reinforcing legitimate defense cooperation with foreign friends and allies.

5.1.6. Coordinate matters pertaining to the international transfer of defense-related goods, services, and technologies covered or developed within, classified, compartmented, or special access programs with the cognizant DoD officials and those matters pertaining to low observable/counter low observable (LO/CLO) technologies through the LO/CLO Executive Committee.

5.1.7. Provide support for DoD contacts with foreign governments, international and intergovernmental organizations, other Federal agencies, interagency working groups, industry, and the DoD Components concerning technology security matters.

5.1.8. Represent DTSA at meetings and deliberations of the Arms Transfer Policy Review Group.

5.1.9. When serving as the DUSD(TSP&CP) pursuant to reference (a), perform the following functions:

5.1.9.1. Serve as the Director of the DTSA.

5.1.9.2. Assist the USD(P), through the ASD(ISP), in supervising and directing the activities of the Department relating to export controls.

5.1.9.3. Assist the USD(P), through the ASD(ISP), in developing policy guidance and positions regarding the appropriate export control policies and procedures necessary for protecting the national security interests of the United States.

5.1.9.4. Provide policy guidance and support to the Office of the U.S. Trade Representative and the Department of State, as required, during negotiations of technology safeguards agreements between the United States and foreign countries.

5.1.9.5. Coordinate with the Under Secretary of Defense (Comptroller) (USD(C)) and the Director, Program Analysis and Evaluation and assist them in the review of resources programmed and budgeted for the Defense Technology Security Program and in all other related financial matters, as requested.

5.1.9.6. Perform such other duties and exercise such authority as may be assigned by the ASD (ISP), the USD(P), or the Secretary of Defense.

5.2. The Under Secretary of Defense for Policy shall:

5.2.1. Develop and coordinate DoD technology security policy. Oversee the Department of Defense Technology Security Program pursuant to DoD Directive 2040.2 (reference (b)).

5.2.2. Represent the Department of Defense, or delegate such role, in interagency, national, and international fora concerning policy for technology security and enforcement matters.

5.3. The Under Secretary of Defense for Acquisition, Technology, and Logistics shall:

5.3.1. Provide technical advice and consultation on acquisition, technology and logistics matters to support the Department of Defense Technology Security Program, and coordinate on such matters according to reference (b).

5.3.2. Provide technology assessments to support the development of DoD views and positions on matters regarding the national security implications of the transfer of technology, goods, services and munitions, and advise the USD(P) on such matters in interagency, national, and international fora.

5.3.3. Direct the Militarily Critical Technologies Program and coordinate matters related to the Militarily Critical Technologies List (MCTL) with the Heads of the DoD Components and the OSD PSAs, as appropriate. Conduct recurring reviews to ensure the MCTL is current and developing technologies are appropriately considered.

5.4. The Under Secretary of Defense for Intelligence shall ensure intelligence support is provided to the USD(P) pursuant to reference (b) on matters pertaining to the DoD Technology Security Program; provide support at DoD, interagency, national and international technology security-related forums; and support the identification and assessment of critical technologies.

5.5. The Assistant Secretary of Defense for International Security Policy, under the USD(P), shall:

5.5.1. Support the USD(P) in developing technology security policy and overseeing the Department of Defense Technology Security Program.

5.5.2. Serve as the DoD representative to the Advisory Committee on Export Policy.

5.5.3. Serve as the DoD representative to the Committee on Foreign Investment in the United States.

5.6. The Chairman of the Joint Chiefs of Staff shall:

5.6.1. Provide a senior officer to provide operational expertise and military judgment on technology security matters in DoD, interagency, national and international forums.

5.6.2. Provide support to the Department of Defense Technology Security Program pursuant to reference (b).

5.7. The Heads of the DoD Components and the Office of the Secretary of Defense Principal Staff Assistants shall:

5.7.1. Ensure prompt processing of export license applications consistent with national security objectives and provide sufficient staff support to facilitate the prompt resolution of matters pertaining to technology security.

5.7.2. Coordinate technology security-related matters with the USD(P) and designate a coordinator for technology security-related matters within their respective organizations.

5.7.3. Exercise their designated authorities and responsibilities as established by law or DoD guidance to support the USD(P) in the implementation of the DoD Technology Security Program and the responsibilities and functions identified in this Directive.

6. RELATIONSHIPS

In the performance of assigned functions and responsibilities, the Director, DTSA shall:

6.1. Report to the Secretary of Defense through the ASD(ISP) and the USD(P).

6.2. Coordinate and exchange information with the OSD PSAs, the Heads of the DoD Components, and other Federal officials having collateral or related functions.

6.3. Use existing facilities and services of the Department of Defense and other Federal Agencies, when practicable, to avoid duplication and achieve efficiency and economy.

7. AUTHORITIES

The Director, DTSA is hereby delegated authority to:

7.1. Obtain reports and information consistent with DoD Directive 8910.1 (reference (c)) as necessary to carry out assigned functions.

7.2. Communicate directly with the Heads of the DoD Components, as necessary to carry out assigned functions, including the transmission of requests for advice and assistance. Communications to the Military Departments shall be transmitted through the Secretaries of the Military Departments, their designees, or as otherwise provided by law or as directed by the Secretary of Defense in other DoD issuances. Communications to the Commanders of the

Combatant Commands, except in unusual circumstances, shall be transmitted through the Chairman of the Joint Chiefs of Staff.

7.3. Communicate with other Government officials, representatives of the legislative branch, members of the public, and representatives of foreign governments, as appropriate, in carrying out assigned functions.

7.4. Exercise the administrative authorities in enclosure 1.

8. ADMINISTRATION

8.1. The Secretaries of the Military Departments shall assign military personnel to the DTSA according to approved authorizations and established procedures for assignment to joint duty.

8.2. The Director, Washington Headquarters Services shall provide administrative support required for the DTSA.

9. EFFECTIVE DATE

This Directive is effective immediately.



Gordon England
Acting Deputy Secretary of Defense

Enclosures – 1

E1. Delegations of Authority

E1. ENCLOSURE 1
DELEGATIONS OF AUTHORITY

E1.1.1. Pursuant to the authority vested in the Secretary of Defense and subject to the authority, direction, and control of the Secretary of Defense and the USD(P) according to DoD policies, Directives, and Instructions, the Director, Defense Technology Security Administration, or in the absence of the Director, the person acting for the Director, is hereby delegated authority as required in the administration and operation of the Defense Technology Security Administration to:

E1.1.1.1. Maintain an official seal and attest to the authenticity of official records under that seal.

E1.1.1.2. Designate any position in the Defense Technology Security Administration as a "sensitive" position.

E1.1.1.3. Authorize and approve:

E1.1.1.3.1. Temporary duty travel for military personnel assigned or detailed to the Defense Technology Security Administration in accordance with Joint Federal Travel Regulations (JFTR), Volume 1, "Uniformed Service Members," current edition.

E1.1.1.3.2. Travel for Defense Technology Security Administration civilian personnel in accordance with Joint Travel Regulations (JTR), Volume 2, "DoD Civilian Personnel," current edition.

E1.1.1.3.3. Invitational travel to non-DoD personnel whose consultative, advisory, or other highly specialized technical services are required in a capacity that is directly related to, or in connection with, Defense Technology Security Administration activities according to JTR.

E1.1.1.3.4. Overtime work for Defense Technology Security Administration civilian personnel according to 5 U.S.C. Chapter 55, Subchapter V, and applicable Office of Personnel Management regulations.

E1.1.1.4. Approve the expenditure of funds available for travel by military personnel assigned or detailed to the Defense Technology Security Administration for expenses incident to attendance at meetings of technical, scientific, professional, or other similar organizations in such instances when the approval of the Secretary of Defense, or designee, is required by 37 U.S.C. 412, and 5 U.S.C. 4110 and 4111.

E1.1.1.5. Develop, establish, and maintain an active and continuing Records Management Program, pursuant to 44 U.S.C. 3102 and DoD Directive 5015.2.

E1.1.1.6. Use government purchase cards for micropurchases of material and services, other than personal services, for the Defense Technology Security Administration when it is determined to be more advantageous and consistent with the best interests of the Government to do so.

E1.1.1.7. Establish and maintain, for the functions assigned, an appropriate publications system for the promulgation of common supply and service regulations, instructions, and reference documents, and changes thereto, pursuant to the policies and procedures prescribed in DoD 5025.1-M.

E1.1.1.8. Enter into support and service agreements with the Military Departments, other DoD Components, or other Federal Government agencies, as required, for the effective performance of Defense Technology Security Administration functions and responsibilities.

E1.1.2. The Director, Defense Technology Security Administration, may, in writing, redelegate these authorities, as appropriate, except as otherwise specifically indicated above, or as otherwise provided by law or regulation.