



Information Security Oversight Office

National Archives and Records Administration

700 Pennsylvania Avenue, NW Washington, DC 20408



ISOO Notice 2010-02: Agencies Eligible/Ineligible to Receive Referrals

September 30, 2010

Section 3.3(b) of Executive Order 13526, "Classified National Security Information," (the Order) allows agency heads to exempt specific information from automatic declassification. Section 3.3(j) of the Order requires the agency head or senior agency official to seek Interagency Security Classification Appeals Panel (ISCAP) approval for such exemptions at least one year prior to the onset of automatic declassification and specifies the requirements to obtain this approval. 32 C.F.R. Part 2001.32 instructs agencies on the preparation and content of declassification guides and on the process for submitting guides to the ISCAP for approval.

The following agencies (and their subordinate and/or predecessor entities) have obtained ISCAP approval and are authorized to exempt information from automatic declassification. These agencies are the only agencies eligible to receive referrals for their classified equities.

Central Intelligence Agency	National Geospatial-Intelligence Agency
Defense Intelligence Agency	National Reconnaissance Office
Defense Threat Reduction Agency	National Security Agency
Department of the Air Force	National Security Council
Department of the Army	Nuclear Regulatory Commission
Department of Energy	Office of the Secretary of Defense
Department of Homeland Security ¹	United States European Command
Department of Justice	United States Central Command
Department of the Navy	United States Joint Forces Command
Department of State	United States Northern Command
Department of the Treasury ²	United States Pacific Command
Federal Bureau of Investigation	United States Southern Command
Joint Chiefs of Staff	United States Special Operations Command
Missile Defense Agency	United States Strategic Command
National Aeronautics and Space Administration	United States Transportation Command

¹ Federal Emergency Management Agency and U.S. Secret Service only.

² Bureau of Engraving and Printing and U.S. Mint only.

The following agencies (and their subordinate and/or predecessor entities) do not have authority to exempt information from automatic declassification and are ineligible to receive referrals identified by primary reviewing agencies amongst records subject to automatic declassification on December 31st of 2006 through 2010.

Department of Agriculture	Marine Mammal Commission
Department of Commerce	Merit Systems Protection Board
Department of Education	Millennium Challenge Corporation
Department of Health and Human Services	National Archives and Records Administration
Department of Housing and Urban Development	National Science Foundation
Department of the Interior	Office of Management and Budget
Department of Labor	Office of Personnel Management
Department of Transportation	Office of Science and Technology Policy
Department of Veterans Affairs	Overseas Private Investment Corporation
Drug Enforcement Administration	Securities and Exchange Commission
Environmental Protection Agency	Selective Services System
Export-Import Bank	Small Business Administration
Federal Communications Commission	Smithsonian Institution
Federal Maritime Commission	Social Security Administration
Federal Reserve System	Tennessee Valley Authority
Federal Trade Commission	United States Agency for International Development
General Services Administration	United States International Trade Commission

This Notice does not address the ability of agencies to exempt 50-year-old or older information as specified in section 3.3(h) of the Order. ISOO will detail agency requirements for exempting this information in a forthcoming Notice.

Please direct any questions regarding this ISOO Notice to: isoo@nara.gov.