

OFFICE OF THE UNDER SECRETARY OF DEFENSE 5000 DEFENSE PENTAGON WASHINGTON, DC 20301-5000

INTELLIGENCE

JUL 2 9 2011

Mr. William Cira Information Security Oversight Office National Archives and Records Administration 700 Pennsylvania Avenue, NW Washington, D.C. 20408

Dear Mr. Cira:

In response to your letter dated January 27, 2011, I have enclosed an interim consolidated progress report for the DoD's ongoing Fundamental Classification Guidanee Review (FCGR). This report provides a summary of our ongoing efforts to facilitate implementation of section 1.9 of Executive Order 13526, the DoD Component responses received to date, and our overall milestones.

We appreciate the opportunity to work with your staff on this endeavor. If you should have any questions, please contact Mr. George Sturgis at 703-604-1136 or George.Sturgis.ctr@osd.mil.

Sincerely. Director of Secur.

Enclosure: As stated

ec: Principal Deputy Director of National Intelligence



INTERIM STATUS REPORT: DEPARTMENT OF DEFENSE FUNDAMENTAL CLASSIFICATION GUIDANCE REVIEW (FCGR)

I. Introduction/Purpose.

In accordance with Executive Order (EO) 13526, *Classified National Security Information*; 32 Code of Federal Regulation (CFR) Part 2001, *Classified National Security Information*; and Information Security Oversight Office memo dated January 27, 2011, *Fundamental Classification Guidance Review (FCGR)*, agencies are required to conduct an initial FCGR by June 27, 2012. This document provides DoD's interim status of FCGR activities and results to date.

II. Background on DoD's FCGR Planning.

The Department announced the FCGR to the DoD Components by USD(I) memorandum dated May 19, 2011 (attached), which initiated formal data collection. Information Security leadership in the Components were further alerted to the FCGR requirements and the DoD's implementation plan during a meeting of the Defense Information Security Advisory Board (DISAB) on June 7, 2011. The DoD Inspector General is evaluating the nomination of the FCGR to be identified as an IG Special Interest Item (SII).

The Department has made impressive strides in updating our Security Classification Guides (SCGs) over the past three years, our planning leverages, and builds upon the lessons learned from those initiatives to help maximize prospects for success of the current effort. Previously, classification guidance reviews were focused on ensuring the guidance reflected current operational and technical circumstances relevant to the protection of classified information in accordance with EOs 12958 and 13526. Also, dissemination and availability of the classification guidance had to be appropriate, timely and effective. As a result of these emphases, 70% of DoD's non-compartmented SCGs have been reviewed and declared accurate and in conformance with the EO by the responsible Original Classification Authority (OCA), and have likewise been posted in their updated form to the Defense Technical Information Center (DTIC) website (http://www.dtic.mil/dtic/announcements/DOAC.html).

As a result, we are today able to leverage this extensive preparatory work and can, with minor administrative changes, demonstrate the existence of up-to-date SCGs that are widely available to authorized requestors anywhere in DoD. To date, within the ongoing FCGR, we have seen few changes or developments impacting actual topics meriting classification, but have achieved dramatic improvement in standard operating procedure and workflow for describing how SCGs are developed, managed, disseminated and retired/eliminated. Relevant metrics are presented in Section III, below.

III. FCGR Status Report.

a) DoD Collateral-level (non-compartmented) FCGR Results:

To date, DoD Components have reported the following FCGR metrics:

- Total number of SCGs identified/reported: <u>1,878</u>
- Total number of SCGs for which a FCGR has been initiated: <u>1,349</u>
- Total number of SCGs for which a FCGR has **not been** initiated: <u>529</u>
- Total number of SCGs for which a FCGR has been completed: <u>648</u>
- Total number of SCGs scheduled for retirement/cancellation: <u>82</u>

Component-by-Component FCGR reporting details are presented at Attachment 2.

- b) Challenges:
 - Joint Staff is consolidating the Combatant Command (CCMD) FCGR reporting. We will provide an update to this report upon receipt.
 - Navy maintains the largest total number of SCGs and is in the midst of a long-term consolidation effort. The importance of successfully resolving this issue has been elevated within the Navy hierarchy, and will be closely monitored by the Office of the Under Secretary of Defense for Intelligence (OUSD(I)).
 - Certain Office of the Secretary of Defense (OSD) staff elements need to move aggressively to assemble and promulgate up-to-date SCGs. This issue is likewise being closely monitored by OUSD(I), and may result in a further increase in DoD's total numbers of SCGs.

c) Other Initiatives:

- OUSD(I) has initiated a high-priority update to DoD 5200.1H, *Handbook for Writing Security Classification Guides*. We anticipate a draft release to Components for coordination during 1Q, FY12, and will provide interim guidance (based on applicable extracts from the Handbook) via web and e-mail to DISAB members during 4Q, FY11.
- OUSD(I) will continue close coordination with Office of the Director of National Intelligence (ODNI), the Department of Energy, and other external agencies as applicable.
- In collaboration with the Defense Technical Information Center (DTIC), OUSD(I) will pursue the design of a simple web-based instrument to survey SCG users on recent classification decisions, SCG availability and completeness, ease of use, and whether classification decision-making is supported by the current guidance.

d) DoD Special Access Program (SAP) Community FCGR Reporting:

Like all Components, the DoD Special Access Program (SAP) community is actively working the FCGR. As of this Interim report, however, summarized metrics are not available. OUSD(I) will provide an update to this report when complete SAP community metrics are received and analyzed.

e) DoD Intelligence Community Element Reporting:

OUSD(I) is in close coordination with the ODNI/PDDNI. Per the ODNI's guidance to the Intelligence Community, the following DoD Components will report their FCGR execution status directly to ISOO: DIA, NGA, NRO, and NSA.

COMPONENT-BY-COMPONENT FUNDAMENTAL CLASSIFICATION GUIDANCE REVIEW INTERIM DETAILED REPORTING

Organization	Total Number of SCGs	FCGRs Initiated	FCGRs NOT Initiated	FCGRs Completed	SCGs to be Eliminated
Air Force	465	23	442	0	0
Army	350	350	0	244	0
DARPA	148	113	35	113	0
DCMA	1	0	1	0	0
DISA	7	1	6	0	0
DTRA	54	10	44	10	10
JIEDDO	1	1	0	0	0
Joint Staff (includes COCOMs)	0	0	0	0	0
MDA	29	29	0	12	0
Navy	820	820	0	269	72
OSD Elements	3	2	1	0	0
DoD Totals	1,878	1,349	529	648	82

DOD FUNDAMENTAL CLASSIFICATION GUIDANCE REVIEW "MILESTONES"

Corrected copy: As of June 7, 2011

Action	Milestone Date		
USD(I) Initiates DoD FCGR	April 2011		
DoD Component FCGR Plan and Progress Report to			
USD(I)	July 15, 2011		
USD(I) Progress Report to SecDef	July 29, 2011		
USD(I) Progress Report to ISOO	July 29, 2011		
DoD Component Progress Report to USD(I)	October 6, 2011		
USD(I) Progress Report to SecDef	October 15, 2011		
DoD Component Progress Report to USD(I)	January 6, 2012		
USD(I) Progress Report to SecDef	January 16, 2012		
USD(I) Progress Report to ISOO	January 31, 2012		
DoD Component Final Report to USD(I)	March 9, 2012		
USD(I) Final Report to ISOO	June 27, 2012		
USD(I) Final Report to Public—Unclassified version	June 27, 2012		
approved for public release			

DoD Component plan, progress reports and final report must be signed by the Component Senior Agency Official or designated representative.