



## Department of Energy

Washington, DC 20585

June 24, 1994

Mr. Steven Aftergood  
Editor, Secrecy & Government Bulletin  
Federation of American Scientists

SA ~~307 Massachusetts Avenue, N.E.~~  
Washington, D.C. ~~20002~~

Dear Mr. Aftergood:

Thank you for your interest in the Department's policy on public disclosure of its intelligence budget. I am delighted to provide the following in response to your questions.

Question 1: When other agency intelligence budgets are classified, why is the size of the DOE intelligence budget not classified?

Answer: The size of the DOE intelligence budget is not classified because it does not reveal the size or the components of the Department's National Foreign Intelligence Program.

Question 2: In his capacity as Director of Central Intelligence with overall intelligence budget responsibility, has Mr. Woolsey authorized DOE to disclose the size of its intelligence budget?

Answer: The Department's FY 1995 unclassified intelligence budget request submitted to its congressional authorizing and appropriating subcommittees (i.e., Energy and Water Development Subcommittees, Military Acquisition Subcommittee, and Nuclear Deterrence, Arms Control and Defense Intelligence Subcommittee) includes but is not limited to the DOE National Foreign Intelligence Program. The National Foreign Intelligence Program is only a subset of the Department's intelligence budget and also represents the only segment of the intelligence budget that is classified. The budget figures included were the totals for both operating expenses and capital equipment. These budget figures disclosed neither the size nor the components of the DOE National Foreign Intelligence Program.

ATTACHMENT S-1  
2 pages

Case No. 02-1146 (RMU)

Question 3: Is the DOE budget for "intelligence" identical with the DOE portion of the National Foreign Intelligence Program budget? If not, is the DOE NFIP budget subsumed within the DOE "intelligence" budget? What is the basic difference between DOE NFIP and non-NFIP intelligence activities?

Answer: The DOE budget for "intelligence" is not identical with the DOE portion of the National Foreign Intelligence Program (NFIP) budget. The DOE National Foreign Intelligence Program budget is included within the DOE "intelligence" budget without revealing classified information. The Director of Central Intelligence defines the types of activities to be included in the NFIP. The DOE non-NFIP activities primarily support the law enforcement community, a mission authorized under the Atomic Energy Act. These elements do not provide dedicated support to the Intelligence Community as authorized under Executive Order 12333, **United States Intelligence Activities**.

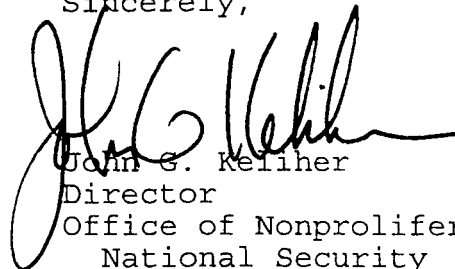
Question 4: Has DOE identified any damage to national security resulting from disclosure of the size of its intelligence budget?

Answer: The DOE intelligence budget does not disclose any classified information. National security is neither threatened nor damaged as a result of the UNCLASSIFIED intelligence budget released to the public.

The Secretary of Energy has provided leadership in not only redefining what the Department's business lines are, but also how the Department does business. We embrace continuous quality improvement as the only path to successful change. It is my firm belief that the Department's UNCLASSIFIED intelligence budget is consistent with the Secretary's new vision for the Department. In addition, it is also consistent with the intention to continue DOE's rich heritage of meeting important national goals.

If you have additional questions, please feel free to contact Notra Trulock, III, Director, Office of Energy Intelligence.

Sincerely,



John G. Keliher  
Director  
Office of Nonproliferation and  
National Security