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MEMORANDUM

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NATIONAL SECURITY COUNCIL

SECRET

November 28, 1978

ACTION

MEMORANDUM FOR: ZBIGNIEW BRZEZINSKI

FROM: SAMUEL M. HOSKINSON

SUBJECT: Summary of Conclusions for November 27 SCC Meeting

Attached at Tab A is the Summary of Conclusions for yesterday's SCC meeting on Title I of S2525.

David's senior officials group is scheduled to meet Friday afternoon to perform the screening process agreed upon. This may take more than one meeting. I will also be meeting with David for a long skull session on the issues Wednesday afternoon.

RECOMMENDATION:

That you approve the "Summary of Conclusions" at Tab A.

Attachment

No distribution

See [illegible] (p. 2 retyped)

Distribute to:
All participants ____
State ____
OSD ____
JCS ____
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State Dept. review completed

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Z. Brzezinski

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10A

SPECIAL COORDINATION COMMITTEE MEETING

November 27, 1978

Time and Place: 3:30 PM - 4:30 PM, White House Situation Room

Subject: Title II S2525

Participants:

The Vice President
A. Denis Clift
Marilyn Haft

State
Warren Christopher, Deputy Sec
Lee Marks, Deputy Legal Counsel

Defense
Stanley Resor, Under Secretary For Policy
Deanne C. Siemer, General Counsel

Justice
Attorney General Griffin Bell
John Harmon, Asst Attorney General
Ken Bass, Attorney Advisor

NSA
Admiral Bobby Inman, Director

25X1 [redacted]

NSC RECOMMENDS RELEASE OF REDACTED PORTION. 9/28/07

White House
Zbigniew Brzezinski (Chairman)
David Aaron
Robert Lipshutz

NSC
Samuel M. Hoskinson

CIA
Admiral Stansfield Turner
Frank Carlucci, Deputy Director
Anthony Lapham, General Counsel

JCS
Lt. General William Smith

FBI
Judge William Webster
James E. Nolan, Special Asst to the Asst Director

OMB
Arnold Donahue, Chief Security Branch National Security Division

SUMMARY OF CONCLUSIONS

The SCC met to begin its consideration of the issues raised by Title II of S2525. The Legislative Charters Working Group had prepared an alternative draft and a series of issue papers.

The Vice President spoke first to the question of general approach. He felt that the Working Group had gone about the problem in the wrong way. Rather than presenting its recommendations, the Working Group should have presented more clearly defined options. The SCC and the President were being asked to decide too many things rather than just to

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address the really major issues. Finally, the Vice President opined that the Working Group draft did not face up to realities on the Hill where it would be greeted with an explosion. The SCC had a responsibility to advise the President on the political environment as well as on the substantive issues.

The Attorney General said he was of much the same mind as the Vice President. He also expressed his strong concern that the Attorney General's role was reduced by the Working Group draft.

Mr. Christopher said he also had much the same reaction. He felt an overall disappointment with the mood and approach of the Working Group draft. It failed to draw on experiences of recent years and the abuses that had occurred. It was virtually without standards in such critical areas as covert action. He opined that it might be regarded as a negotiating document by some but in fact did a disservice to the Administration.

Mr. Resor felt that there were some real limitations in the Working Group's draft but on the whole it was a workable job. In his opinion, the issue papers presented some real choices.

Admiral Turner said that nothing had frustrated him more than this project. He had tried hard to find a coherent concept for charter legislation but had come up with a "mess of pottage." He felt that it was necessary to first go through all the details and then step back and look at whether it all makes sense and the environment on the Hill. The question of where charter legislation would fit in the hierarchy of other controls must also be faced.

Judge Webster felt that the Working Group's effort was constructive and an adequate basis for proceeding to decisions.

Mr. Lapham, as Chairman of the Working Group, explained that the Working Group draft did not represent a consensus view and was only a reference point. The basic work of the Working Group was to examine Title II of S2525, pull out the major issues and put down the alternatives. They had gone out of their way to present both pros and cons.

Dr. Brzezinski opined that an intermediary step was necessary before the SCC considered the issues and made its recommendations to the President. A small group of senior officials (Messrs Aaron, Carlucci, Resor, Lipshutz and a representative of the Attorney General) should meet to identify (a) the issues on which agreement already exists and (b) the few major issues

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that require SCC consideration and Presidential decision. With the exception of Admiral Turner, all agreed that this was a proper approach. The Admiral felt that the SCC principals should do this job themselves on the basis of the existing issues papers and Working Group draft.

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