

ASA STAFF
BUCK SLIP

<u>TO</u>	<u>DATE</u>	<u>FROM</u>
_____ Deputy Chief		_____ ✓
_____ Executive		_____
_____ ✓ Chief, Communications		_____
_____ Research		_____
_____ Historical Unit		_____
_____ Chief, Personnel Section		_____
_____ Officer Unit		_____
_____ Enlisted Unit		_____
_____ Civilian Unit		_____
_____ Chief, Plans and Opns		_____
_____ Plans and Policies		_____
_____ Operations		_____
_____ Intelligence		_____
_____ Research		_____
_____ Security		_____
_____ Administration		_____
_____ Chief, Sec.Cont.Section		_____
_____ Chief, Org & Tng Section		_____
_____ Ass't Chief		_____
_____ Training Unit		_____
_____ Organization Unit		_____
_____ Reserve Affairs Unit		_____
_____ Publications Unit		_____
_____ National Guard Unit		_____
_____ Ext. Training Division		_____
_____ Chief, Material Section		_____
_____ Chief, Fiscal Section		_____
_____ Adjutant		_____
_____ Secretariat		_____
_____ As requested		_____
_____ Comments and return		_____
_____ Information and file		_____
_____ Inf & Forwarding		_____
_____ Information and return		_____
_____ Recommendation		_____
_____ See note on reverse		_____
_____ Signature if approved		_____
_____ Your action		_____
_____ See me		_____
_____ Coordinate with		_____
_____ Concurrence		_____
_____ Info on which to base		_____
_____ reply		_____
_____ Prepare reply for Sig of		_____
_____ Approval		_____

WDGAS Form No. 1077 (Rev.12)
3 Sept. 47

*Copy of Bill as it would be
in Service 1/14/47*

File
Legislation - Espionage
Act

REF ID: A39946

Extra copy of bill

B #9736

Draft by
Subcommittee on I. an.
17 September 1947

Amended version of

S.1019

A BILL

To enhance further the security of the United States by preventing disclosures of information concerning the cryptographic systems and the communication intelligence activities of the United States.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,

That whoever shall communicate, furnish, transmit, or otherwise make available to an unauthorized person, or publish, or use in any manner prejudicial to the safety or interest of the United States or for the benefit of any foreign government to the detriment of the United States any classified information (1) concerning the nature, preparation, or use of any code, cipher, or cryptographic system of the United States or any foreign government; or (2) concerning the design, construction, use, maintenance, or repair of any device, apparatus, or appliance used or prepared or planned for use by the United States or any foreign government for cryptographic or communication intelligence purposes; or (3) concerning the communication intelligence activities of the United States or any foreign government; or (4) obtained from the communications of the United States or any foreign government by the processes of communication intelligence, shall be fined not more than \$10,000 or imprisoned not more than ten years or both.

Subcommittee on I. and S.
17 September 1947
S.1019-Amended

Sec. 2. (a) The term "classified information" as used herein shall be construed to mean information which, at the time of a violation under this Act, is, for reasons of national security, specifically designated by a United States government agency for limited or restricted dissemination or distribution.

(b) The terms "code", "cipher", and "cryptographic system" as used herein shall be construed to include in their meanings, in addition to their usual meanings, any method of secret writing and any mechanical or electrical device or method used for the purpose of disguising or concealing the contents, significance, or meanings of communications. The term "cryptographic purposes" as used herein is correspondingly extended in the scope of its meaning.

(c) The term "foreign government" as used herein shall be construed to include/in its meaning any^X person or persons acting or purporting to act for or on behalf of any faction, party, department, agency, bureau, or military force of or within a foreign country, or for or on behalf of any government or any person or persons purporting to act as a government within a foreign country, whether or not such government is recognized by the United States.

(d) The term "communication intelligence" as used herein shall be construed to mean all procedures and methods used in the interception of communications and the obtaining of information from such communications by other than the intended recipients.

Subcommittee on I. and S
17 September 1947
S.1019-Amended

The terms "communication intelligence activities" and "communication intelligence purposes" as used herein shall be construed accordingly.

(e) The term "unauthorized person" as used herein shall be construed to mean any person who, or agency which, is not authorized, by the head of a department or agency of the United States Government which is expressly designated by the President to engage in communication intelligence activities for the United States, to receive information of the categories set forth in Section 1 of this Act.

Sec. 3. Nothing in this Act shall prohibit the furnishing, upon lawful demand, of information to any regularly constituted committee of the Senate or House of Representatives of the United States of America, or joint committee thereof.