

0 32.1 Log - proposed amendment to
Espionage Act

Act June 10, 1933 (48 Stat. 122, 22 USC 135-)

That whoever, by virtue of his employment by the United States, shall obtain from another or shall have custody of or access to, or shall have had custody of or access to, any special diplomatic code or any matter prepared in any such code, or which purports to have been prepared in any such code, and shall willfully, without authorization or competent authority, publish or furnish to another any such code or matter, or any matter which was obtained while in the process of transmission between any foreign government and its diplomatic mission in the United States, shall be fined ..

Certainly would seem to recognize that we are engaged in covert activities.

Doesn't apply to Comint on anything except dip.

Supreme Court proceedings for Monday May 6, 1946
extract

" Neither the plain language nor the code or
not the exact translation of any message or dispatch
encoded or enciphered by any department or agency
of the United States or by any government allied with
the United States in war shall be placed on
record in pleading without prior consent of the
department or agency of the United States or allied
government which encoded or enciphered such message
or dispatch. A paraphrase of the substance of
such message or dispatch, prepared and certified
as such by an officer of such department or
agency, shall be admissible for all purposes
for which the plain language, ^{message} or dispatch would
have been admitted

October Term, 1945