FBI STANDARD MINIMIZATION PROCEDURES (SMPs) FOR TANGIBLE THINGS OBTAINED PURSUANT TO TITLE V OF THE FOREIGN INTELLIGENCE SURVEILLANCE ACT (FISA) (U)
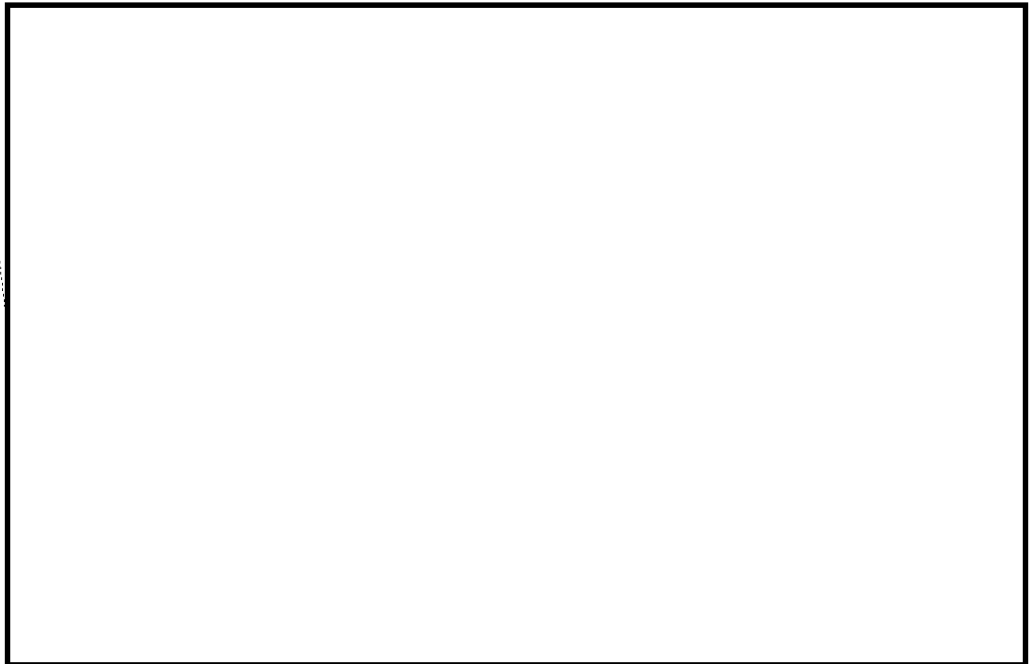
I. GENERAL PROVISIONS (U)

    a. The FISA BR SMPs. (U)

        i. In accordance with 50 U.S.C. § 1861(g)(1), these procedures govern the retention and dissemination of any tangible things (including books, records, papers, documents and other items) received by the FBI.

(S)

b1
b7E

    b. U.S. Person Status.

(S)

(S)

c. Immediate Threats.
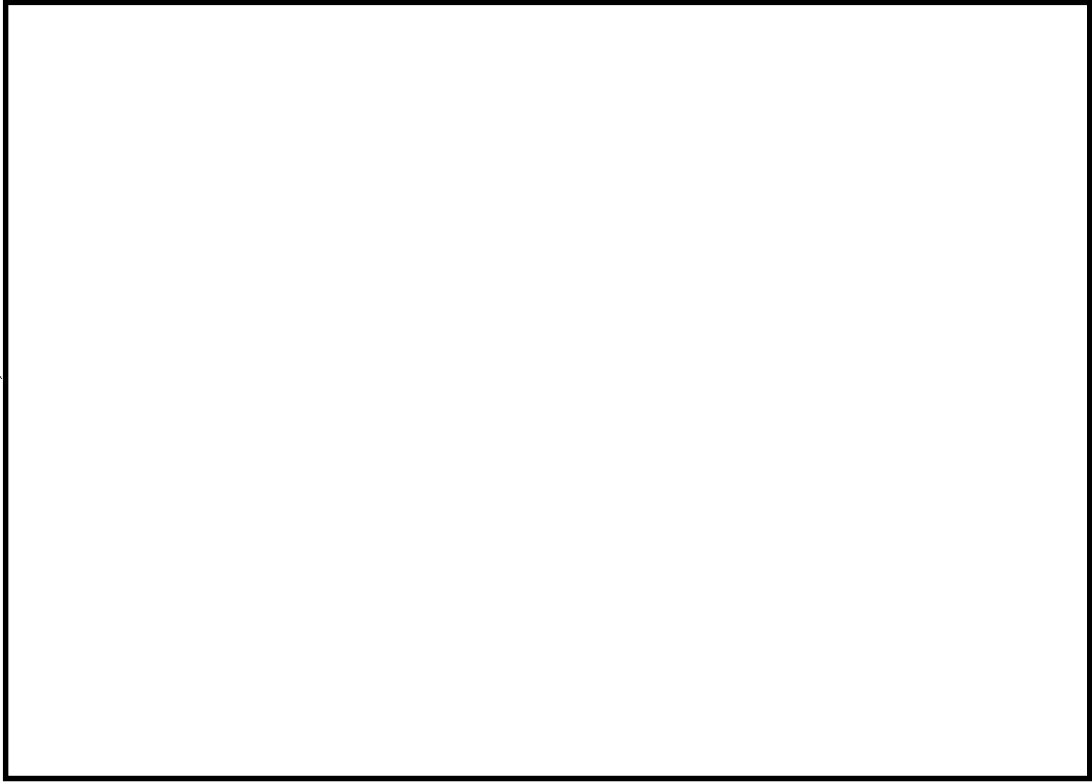
(S)

II. APPLICATIONS FOR AN ORDER

(S)

III. RETENTION (U)

a. Receipt and Initial Review (U)

(S)

b. Review of FISA BR Material (U)

(S)

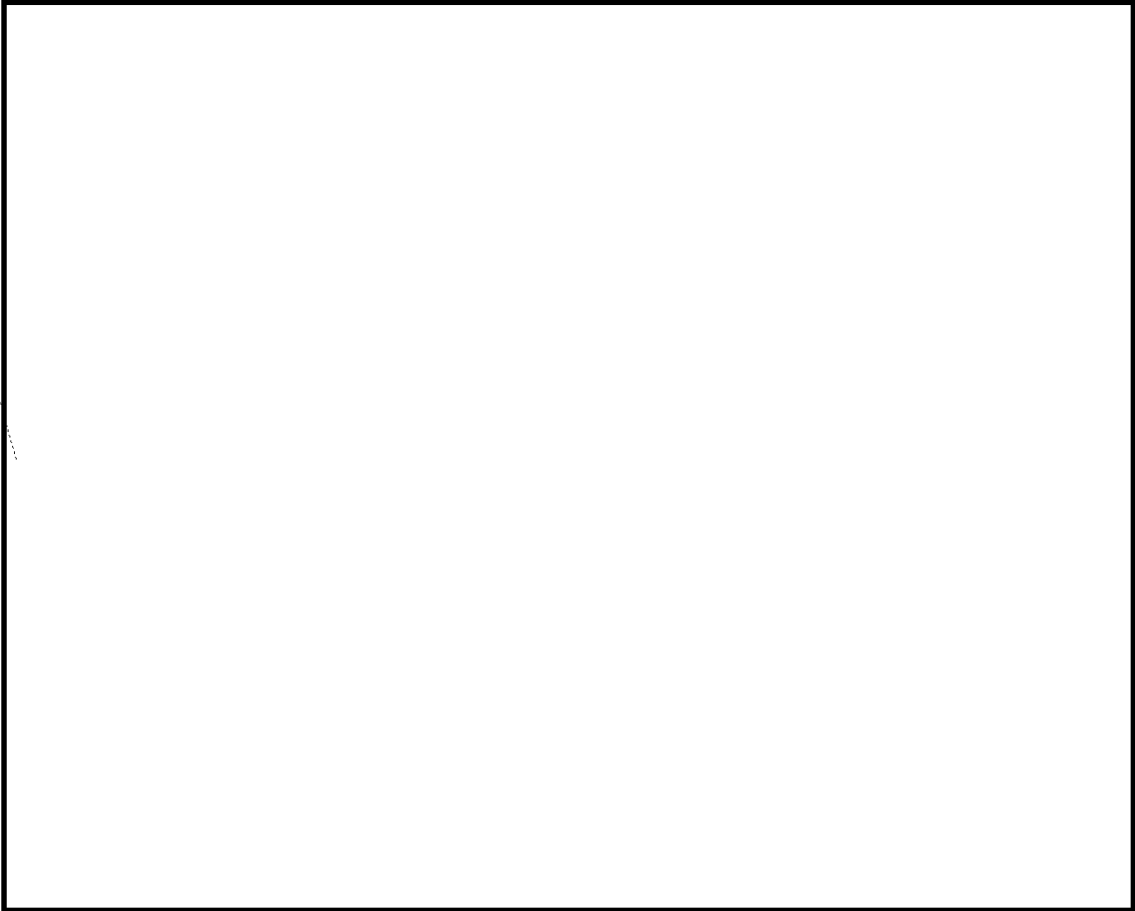c. "Overproduced" Information (U)

(S)

(S)

d. Third-Person Information (U)

(S)

e. Recordkeeping (U)

    i. The FBI shall keep, as part of the case file, records identifying all FISA BR material. (U)

f. Retention Procedures (U)

(S)

(S)

(S)

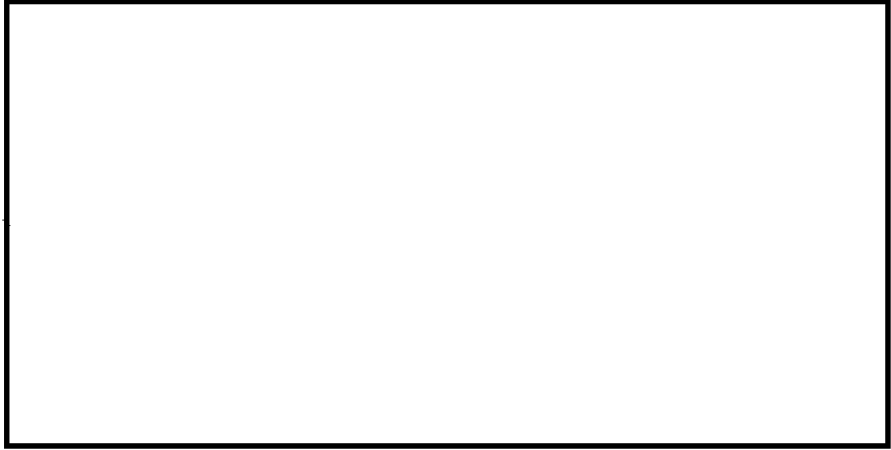h. Retention of Attorney-Client Communications (U)
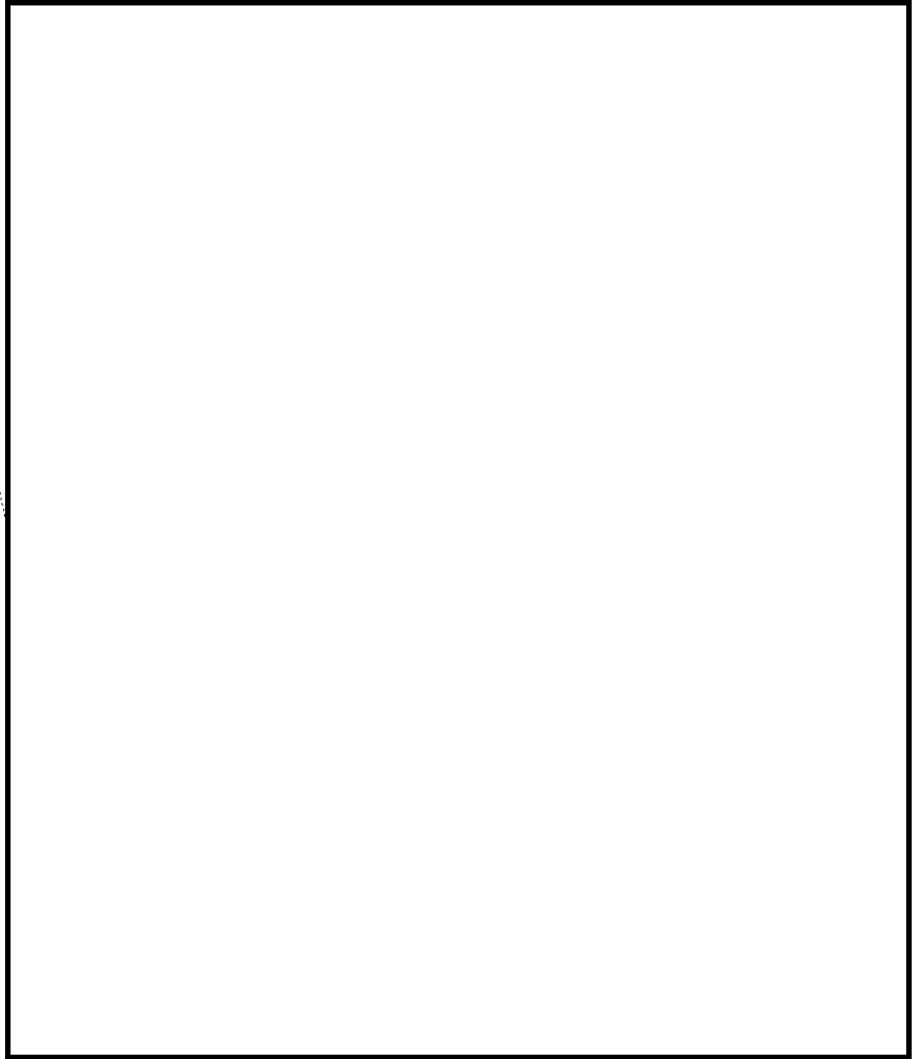
(S)

1. Person charged with a crime (U)

(S)

b1
b7E

(S)

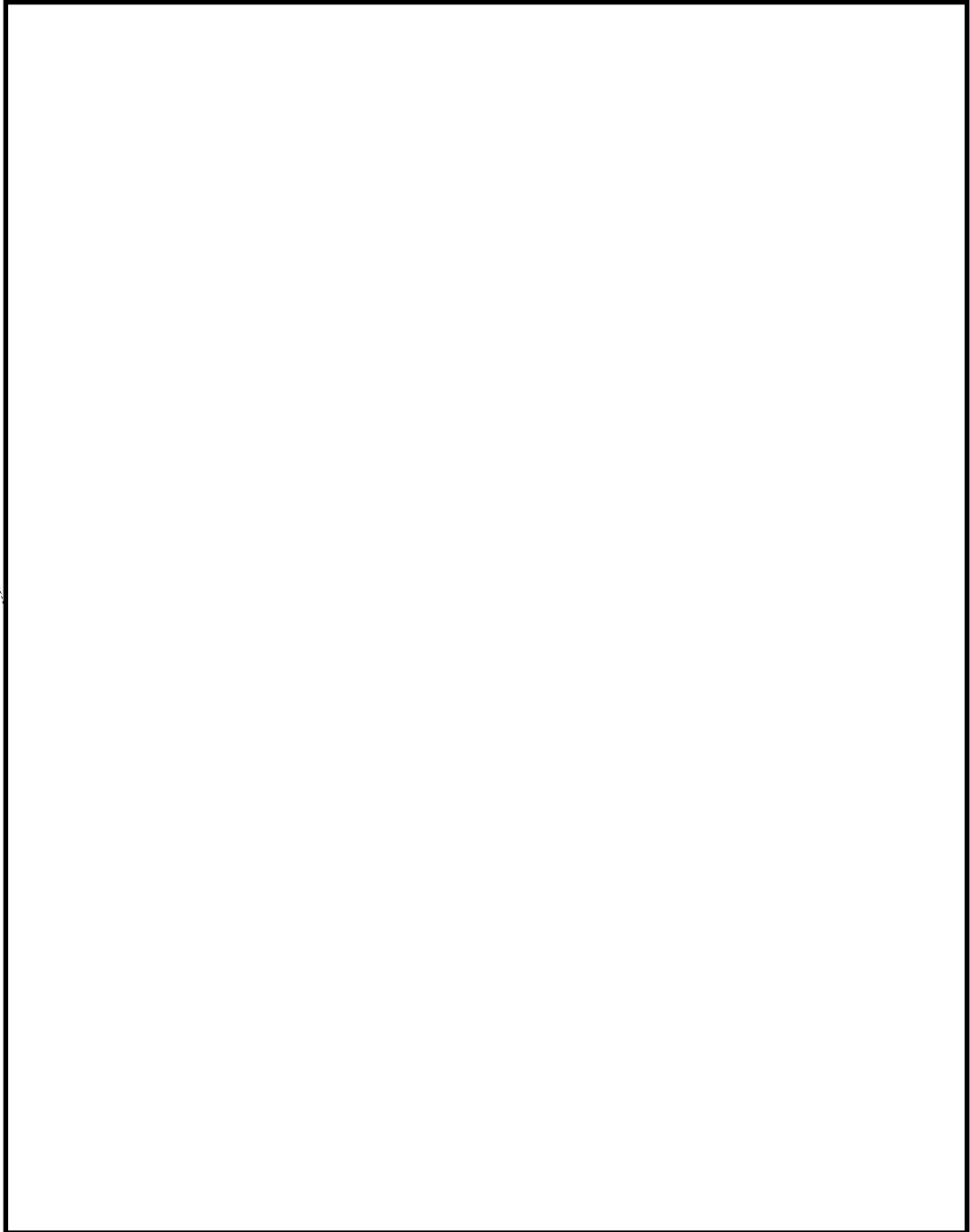2. Privileged communications involving persons not charged with a crime in the United States (U)

(S)

i. Secure Storage and Access to FISA BR Material (U)

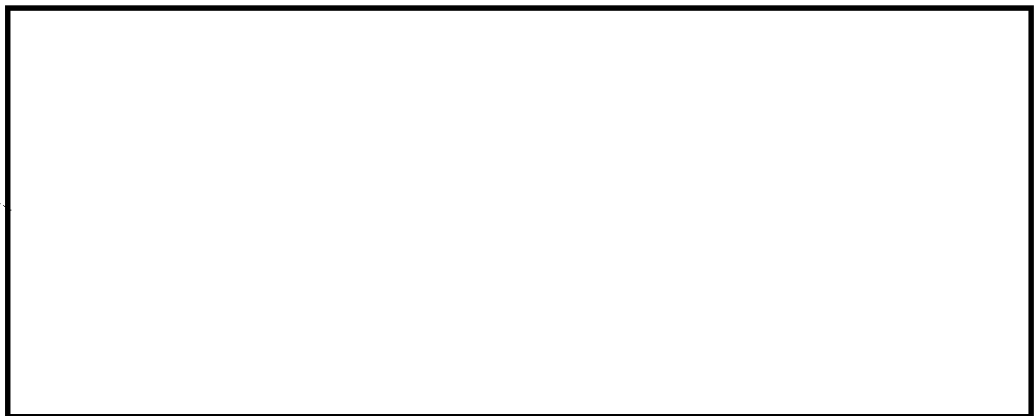b1
b7E

j.   Time Limits for Retention (U)

(S)

IV. DISSEMINATION (U)

   a. Dissemination of Foreign Intelligence Information to Federal, State, Local and Tribal Officials and Agencies (U)

        i. The FBI may disseminate FISA BR material, and any summaries, analysis, or other information or reporting derived from such material, that reasonably appear to constitute foreign intelligence information, or to be necessary to understand foreign intelligence information or assess its importance, to federal, state, local and tribal officials and agencies with responsibilities directly related to the material proposed to be disseminated. Material that reasonably appears to be foreign intelligence information not directly related to responsibilities of such officials and agencies may be disseminated incidental to the dissemination of material directly related to responsibilities of such officials and agencies. Such material may be disseminated only consistent with the need of the United States to obtain, produce, and disseminate foreign intelligence information. (U)

       ii. Foreign Intelligence Information as defined in 50 U.S.C. § 1801(e)(1) (U)

(S)

      iii. Foreign Intelligence Information as defined in 50 U.S.C. § 1801(e)(2) (U)
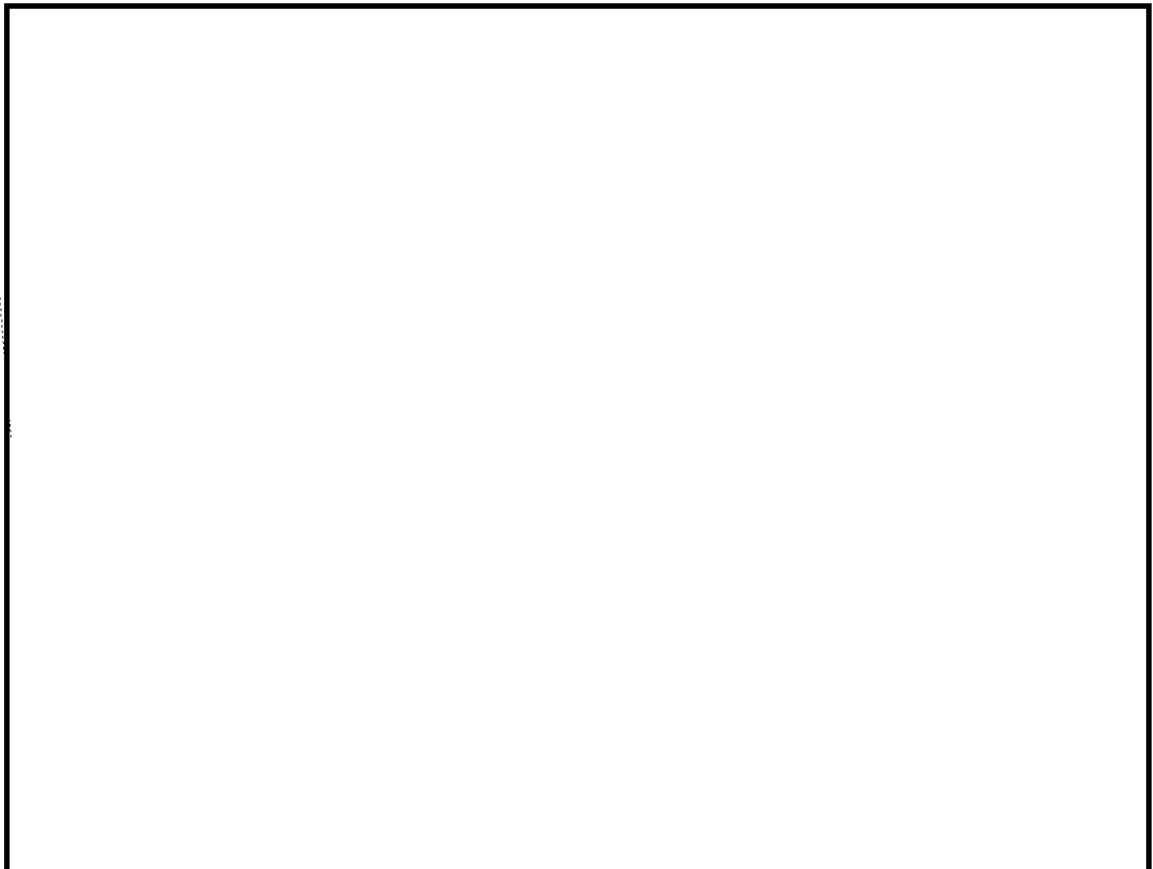
(S)

[blank box]

b. Dissemination of Evidence of a Crime to Federal, State, Local and Tribal, and Foreign Officials and Agencies (U)

  i. The FBI may disseminate, for a law enforcement purpose, FISA BR material concerning a United States person that reasonably appears to be evidence of a crime but not foreign intelligence information to federal, state, local and tribal and foreign law enforcement officials and agencies. (U)

c. Dissemination of Foreign Intelligence Information to Foreign Governments (U)

(S)

[blank box]

(S)

e. Dissemination of Foreign Intelligence Information or Evidence of a Crime to Private Entities and Individuals. (U)

    i. The FBI may disseminate FISA BR material that is foreign intelligence information or evidence of a crime to private entities and individuals to:

        1. obtain assistance in acquiring foreign intelligence information;

        2. obtain assistance in preventing or investigating any activities listed at 50 U.S.C. § 1801(b);

3. identify or obtain assistance in identifying entities and individuals that have been, are being, or reasonably may be affected by such activities; or

4. notify or obtain assistance in notifying entities and individuals that have been, are being, or reasonably may be affected by such activities. (U)

FEDERAL BUREAU OF INVESTIGATION
FOIPA
DELETED PAGE INFORMATION SHEET

No Duplication Fees are charged for Deleted Page Information Sheet(s).

Total Deleted Page(s) ~ 1
Page 6 ~ b1, b7E