



DEPARTMENT OF THE NAVY  
OFFICE OF THE SECRETARY  
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WASHINGTON DC 20350-1000

SECNAVINST 5000.34D  
DUSN OIG  
3 December 2008

SECNAV INSTRUCTION 5000.34D

From: Secretary of the Navy

Subj: OVERSIGHT AND MANAGEMENT OF INTELLIGENCE ACTIVITIES,  
INTELLIGENCE-RELATED ACTIVITIES, SPECIAL ACCESS PROGRAMS,  
COVERT ACTION ACTIVITIES, AND SENSITIVE ACTIVITIES WITHIN  
THE DEPARTMENT OF THE NAVY

Ref: (a) SECNAVINST 5430.7P  
(b) SECNAVINST 3820.3E  
(c) DoD Directive 5240.01 of 27 Aug 07  
(d) DoD Directive O-5240.02 of 20 Dec 07  
(e) SECNAVINST 3850.2C  
(f) SECNAVINST 7042.12D  
(g) DoD Directive 5205.07 of 5 Jan 06  
(h) SECNAVINST S5460.3F (NOTAL)  
(i) DoD Directive 5525.5 of 15 Jan 86  
(j) SECNAVINST 5820.7C  
(k) SECNAVINST 7042.7K  
(l) CJCSI 2420.01B of 01 Nov 03 (NOTAL)  
(m) CJCSM 3500.03B of 31 Aug 07  
(n) CJCSI 3250.01C of 03 Jun 05 (NOTAL)  
(o) CJCSI 3250.02C of 27 Oct 05 (NOTAL)  
(p) SECNAVINST 5730.13A  
(q) DoD Directive S5210.36 of 6 Nov 08 (NOTAL)  
(r) DoD Directive S5105.61 of 3 May 97 (NOTAL)  
(s) DoD Instruction S5105.63 of 9 Mar 99 (NOTAL)  
(t) SECNAVINST 7510.7F  
(u) SECNAVINST 5430.107  
(v) CJCSI 3710.018 of 26 Jan 07  
(w) DoD Directive 5200.27 of 7 Jan 80

Encl: (1) Senior Review Board (SRB)  
(2) Special Access Program Oversight Committee (SAPOC)  
(3) Sensitive Activities Review Board (SARB)

1. Purpose

a. To establish policy and assign responsibility for the oversight and management of intelligence activities, intelligence-related activities, Special Access Programs (SAPS) covert action activities, and sensitive activities within the Department of the Navy (DON).

b. Consistent with reference (a), to assign the Under Secretary of the Navy (UNSECNAV), with the assistance of the Deputy Under Secretary of the Navy (DUSN), the authority and responsibility for the oversight and management of intelligence activities, intelligence-related activities, SAPs, and sensitive activities within DON.

c. To establish a system of oversight and management functions comprised of the DON Intelligence Requirements Council (DIRC), the Senior Review Board (SRB), the Special Access Program Oversight Committee (SAPOC), the Special Programs Review Group (SPRG), and the Sensitive Activities Review Board (SARB).

d. This instruction has been substantially revised and should be reviewed in its entirety.

2. Cancellation. SECNAVINST 5000.34C.

3. Scope and Applicability. This instruction governs all intelligence activities, intelligence-related activities, SAPs, covert action activities, and sensitive activities within DON. It applies to all components and service activities, their personnel, and supporting contractors and consultants when contract performance includes any of the above activities. No program or activity shall be exempt from the requirements of this instruction, regardless of sensitivity, classification or degree of restriction on access.

4. Background

a. In accordance with section 5013 of title 10, United States Code, the Secretary of the Navy (SECNAV) is responsible to the Secretary of Defense for all matters within DON, which includes the effective supervision and control of intelligence activities including intelligence-related activities, SAPs, covert action activities, and sensitive activities. This

oversight role includes oversight of service intelligence and intelligence-related activities and programs. In accordance with reference (a), UNSECNAV is designated as the deputy and principal assistant to SECNAV, and acts with full authority of SECNAV in managing DON, including the oversight of all DON intelligence activities. Authority for all activities within the purview of this instruction lies with UNSECNAV, except where expressly re-delegated by SECNAV. In accordance with reference (a), DUSN assists SECNAV and UNSECNAV in discharging the responsibility for effective supervision and control of DON intelligence activities.

b. Reference (b) implements reference (c) and assigns responsibilities within DON for the implementation of intelligence oversight requirements. Additional guidance on counterintelligence matters is provided in references (d) through (f).

c. Reference (g) authorizes the establishment or continuation of SAPs only when absolutely necessary to protect the nation's most sensitive and critical information or when required by statute. Establishment of SAPs shall be consistent with law, treaty, policy and regulation, and be based on a determination that the threat and/or vulnerability warrant enhanced protection. Reference (h), which implements reference (g), issues policy and assigns responsibilities for the management, administration support and oversight of SAPs and other compartmented activities within DON.

d. References (f), (i) through (p), and (r) through (w) describe additional activities that come under the purview of this instruction if they meet the criteria set forth in paragraph 3 of this instruction.

## 5. Policy

a. All intelligence activities shall be carried out in strict conformity with the U.S. Constitution, applicable laws, Executive Order 12333, and other relevant Department of Defense (DoD) directives as specified in reference (c). Reference (c) further requires all DoD intelligence component employees to report all questionable intelligence activities that may violate

a U.S. law, treaty, Executive order, Presidential directive, or applicable DoD policy to the inspector general or general counsel for the DoD intelligence component involved.

b. Maintaining oversight of intelligence activities, intelligence-related activities, SAPs, covert action activities, and sensitive activities is essential to achieving this objective. Therefore, all intelligence activities, intelligence-related activities, SAPs, and sensitive activities shall be provided oversight in accordance with this instruction.

c. DON oversight shall encompass not only a legal review for compliance with U.S. law, treaty, policy, directive and regulation, but also a broad review of intelligence activities, intelligence-related activities, SAPs, covert action activities, and sensitive activities which includes, but is not limited to, goals, objectives and resources.

d. This instruction is not intended to alter or impose duplicate reporting and/or advance coordination for operational matters that already occur for support to civilian law enforcement as set forth in references (i) and (j) or for sensitive military activities, reconnaissance operations or counter-drug support pursuant to references (k) through (o).

e. Any intelligence matter having significant operational or acquisition consequences for DON shall, at the direction of the DUSN, be reported to Congress in accordance with reference (p).

f. This instruction does not constitute authority for any DON component or person to initiate, conduct or support intelligence activities, intelligence-related activities, SAPs and sensitive activities without prior approval by an appropriate official.

## 6. Definitions

a. Civilian agency. An agency of one of the following jurisdictions:

(1) The United States (other than DoD, but including the U.S. Coast Guard);

(2) A State (or political subdivision thereof) of the United States; or

(3) A Commonwealth, Territory or Possession (or political subdivision thereof) of the United States.

b. Civilian Law Enforcement Official. An officer or employee of a civilian agency with responsibility for enforcement of the laws within the jurisdiction of that agency.

c. Counterintelligence. Information gathered and activities conducted to identify, deceive, exploit, disrupt, or protect against espionage, other intelligence activities, sabotage, or assassinations conducted for or on behalf of foreign powers, organizations, or persons, or their agents, or international terrorist organizations or activities.

d. Covert Action Activities (formerly referred to as special activities). Activities of the United States Government to influence political, economic, or military conditions abroad, where it is intended that the role of the United States Government will not be apparent or acknowledged publicly, but does not include:

(1) Activities whose primary purpose is to acquire intelligence, traditional counterintelligence activities, traditional activities to improve or maintain the operational security of United States Government programs, or administrative activities;

(2) Traditional diplomatic or military activities or routine support to such activities;

(3) Traditional law enforcement activities conducted by United States Government law enforcement agencies or routine support to such activities; or

(4) Activities to provide routine support to the overt activities (other than activities described subparagraphs (1), (2), or (3) above) of other United States Government agencies abroad.

e. Foreign Intelligence. Information relating to the capabilities, intentions, or activities of foreign governments or elements thereof, foreign organizations, foreign persons, or international terrorists.

f. Intelligence Activities. All activities that elements of the intelligence community are authorized to conduct pursuant to Executive Order 12333, which include, but are not limited to, the acquisition, collection, retention, analysis, and dissemination of intelligence information.

g. Intelligence Components. Within DON, refers to:

(1) The Office of the Director of Naval Intelligence (CNO (N2));

(2) The Office of Naval Intelligence;

(3) Naval Network Warfare Command;

(4) Naval Criminal Investigative Service (NCIS) (specifically those select elements of NCIS conducting counterintelligence activities)

(5) Marine Corps intelligence components;

(6) Naval Reserve Intelligence Program;

(7) Navy Net-Centric Warfare Group;

(8) Other DON organizations, staffs, and offices, when used for foreign intelligence or counterintelligence activities, including command and subordinate intelligence staffs, activities, units, and elements of Commander, Fleet Forces Command; Commander, U.S. Pacific Fleet; Commander, U.S. Naval Forces Central Command; Commander, U.S. Naval Forces Southern Command; Commander, U.S. Naval Forces Europe/Commander, U.S. Sixth Fleet; Commander, Naval Reserve Force; Commander, Naval Special Warfare Command; and echelon 2, 3, 4, 5, and 6 commands that do not report operationally or administratively for intelligence oversight reporting and inspection purposes to any of the other DON intelligence components defined in subparagraphs (1) through (8) above. The heads of such organizations, staffs, and offices listed in this subparagraph

shall not be considered heads of DoD intelligence components for the purposes of approving intelligence collection activities; and

(9) Marine Corps intelligence components, for purposes of intelligence oversight, include the Office of the Director of Intelligence, Headquarters U.S. Marine Corps (HQMC-ID), Marine Corps Intelligence Activity, Marine Corps intelligence units, Marine Corps intelligence (G-2/S-2) staffs, intelligence battalions, radio battalions, reconnaissance battalions/companies, scout sniper platoons, unmanned aerial vehicle squadrons, and Marine Corps reserve counterparts.

h. Intelligence-related Activity. Activities normally considered to be linked directly or indirectly to the intelligence field.

i. Questionable Intelligence Activity. Any intelligence activity that may violate Federal law, an Executive order (such as Executive Order 12333), a Presidential directive, DON policies, or this instruction. Examples of questionable intelligence activity include, but are not limited to, the following:

(1) Tasking intelligence personnel to conduct intelligence activities that are not part of the organization's approved mission, even if they have the technical capability to do so.

(2) Providing intelligence services and/or products without proper authorization.

(3) Failing to file proper use statement for imagery collection associated with U.S. persons.

(4) Collecting information on U.S. persons, even through open source, when it is not part of the unit's mission.

j. Sensitive Activity. Any lawfully-conducted activity undertaken by DON in furtherance of the United States national security concerns, foreign policy objectives or other critically important objectives that may include:

(1) The potential for public controversy or embarrassment, either domestically or overseas;

(2) Unusual or significant risks to DON property and/or personnel;

(3) Adverse foreign military or diplomatic reactions or consequences;

(4) Potential for negatively affecting DON relations with, or support to, other military departments or government agencies; or

(5) Issues regarding DON and its relations with or support to other military departments or government agencies.

k. Special Access Program (SAP). Any program imposing need-to-know or access controls beyond those normally required for confidential, secret, or top secret information. Such a program includes, but is not limited to, a special clearance, more stringent adjudication or investigation requirements; special designation of officials authorized to determine need-to-know; or special lists of persons determined to have a need-to-know. A SAP may be a sensitive activity. DoD SAPs also are administratively characterized by type, informally defined as follows:

(1) Acquisition SAP. An SAP established primarily to protect sensitive research, development, testing and evaluation, modification or procurement activities.

(2) Intelligence SAP. An SAP established primarily to protect the planning and execution of especially sensitive intelligence or counter intelligence operations or collection activities.

(3) Operations and Support (O&S) SAP. An SAP established primarily to protect the planning for, execution of, and support to especially sensitive military operations. An O&S SAP may protect organizations, property, operational concepts, plans, or activities.



7. Responsibilities and Organization

a. DIRC and supporting structure

(1) The DIRC is comprised of SECNAV, the Chief of Naval Operations (CNO), and the Commandant of the Marine Corps (CMC), and will serve as the venue through which DON intelligence requirements are established.

(2) The DON Collection Management Board is chaired by DUSN and comprised of CNO (N2), HQMC-ID, and Director of Naval Criminal Investigative Service (DIRNCIS). This board is subordinate to the DIRC and is charged with pursuing solutions to the requirements established by the DIRC.

b. Under the guidance of UNSECNAV, DUSN is assigned responsibility for:

(1) The advance approval, within DON, of any sensitive activity, intelligence activity or intelligence-related activity within the DON that:

(a) Involves bilateral arrangements or agreements with foreign governments;

(b) Involves the transfer of funds or equipment either to or from a foreign government or service; or

(c) Is conducted by the DON in accordance with references (q), (r) or (s).

(2) The oversight and management of all intelligence activities, which include all intelligence-related activities and sensitive activities within the DON.

(3) Consistent with reference (a), the oversight and coordination of all DON intelligence and counterintelligence issues with the Office of the Under Secretary of Defense for Intelligence (OUSD(I)).

(4) The issuance of guidance to implement reference (c) with respect to oversight of activities to ensure consistency

with applicable Executive orders, DON national intelligence and military intelligence funding, and allocation of relevant civilian executive resources.

c. UNSECNAV and DUSN shall be assisted in discharging these oversight responsibilities by the following oversight bodies:

(1) The SRB shall be chaired by UNSECNAV, and DUSN shall be the deputy chair. The SRB shall have final oversight and review authority within DON over all activities governed by this instruction and all additional activities which SECNAV, UNSECNAV or the SRB principals designate for review. It shall be constituted as described in enclosure (1);

(2) SAPOC and its subordinate SPRG, as constituted and described in enclosure (2), shall be responsible for oversight and review of DON acquisition SAPs (except as may be exempted by UNSECNAV). The SAPOC shall make a periodic report of its oversight reviews and findings to the SRB; and

(3) SARB, as constituted and described in enclosure (3), is subordinate to the SRB and shall be responsible for oversight and review of all sensitive activities, intelligence activities, intelligence-and related activities conducted or supported by DON components (except as may be exempted by UNSECNAV). The SARB shall make a periodic report of its oversight reviews and findings to the SRB. The SARB shall also be responsible for reviewing intelligence and O&S SAPs, and will make periodic reports of its findings regarding intelligence and O&S SAPs to the SRB.

d. The Assistant Secretaries of the Navy (ASNs) shall be responsible for exercising control over and proper management of their functional areas of responsibility with respect to all activities covered by this instruction.

e. CNO and CMC shall each be responsible for:

(1) Ensuring DUSN is kept informed of intelligence activities, intelligence-related activities, SAPs, covert action activities, and sensitive activities within their Service that:

(a) Require prior approval of DUSN pursuant to this instruction; or

(b) Have the potential to attract public notice or the notice of senior authorities in the United States Government, including matters involving senior officers or senior civilian employees of DON; or

(c) Are reportable to Congress or the Office of the Secretary of Defense (OSD).

(2) Ensuring that all issues pertaining to OUSD(I) are coordinated through DUSN in accordance with reference (a).

(3) Ensuring proper and timely reporting of intelligence activities, intelligence-related activities, special access programs, and sensitive activities to the cognizant oversight board.

(4) Ensuring the Auditor General of the Navy, Naval Inspector General, General Counsel of the Navy (GCN) and the Judge Advocate General of the Navy (JAG), and the Counsel for the Commandant, Staff Judge Advocate to the Commandant (SJA to CMC), and Inspector General for Marine Corps Matters (IGMC) (when Marine Corps matters are under review) have access to information necessary to carry out their duties under this instruction.

f. GCN, in coordination with JAG, shall be responsible for ensuring all intelligence activities, intelligence-related activities, SAPs, and sensitive activities within DON are conducted in a legal manner. Reports of questionable intelligence activities conducted by or on behalf of DON components will be referred to the Naval Inspector General, IGMC or DIRNCIS, as appropriate, for investigation. GCN and JAG shall discharge these responsibilities in part as principal members of the SRB and as members of the SAPOC, and by designating their deputies as members of the SPRG and SARB.

g. The Naval Inspector General and the IGMC shall be responsible for the inspection of DON intelligence components and for investigating or referring investigation reports of questionable intelligence activities by any DON component.

h. DIRNCIS shall keep DUSN, CNO and CMC informed of ongoing counterintelligence matters in a timely manner in accordance with references (a), (e), (f) and (p).

i. The Auditor General of the Navy shall maintain a staff of appropriately cleared auditors to independently review intelligence activities, intelligence-related activities, SAPs, and sensitive activities under the control of this instruction and in accordance with reference (t). The Auditor General of the Navy or his/her designated representative's participation in the SRB, SAPOC, SPRG and SARB will be for informational purposes only and will not in any way imply approval of actions or restrict the independent audit activities of the Naval Audit Service (NAVAUDSVC).

8. Action. All DON directives at variance with this instruction shall be revised appropriately within 90 days of the date of this instruction.

9. Records Management. Records created as a result of this instruction, regardless of media and format, shall be managed in accordance with SECNAV Manual 5210.1.

10. Report. The reporting requirement contained in this instruction is exempt from reports control by SECNAV Manual 5214.1.



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SENIOR REVIEW BOARD (SRB)

1. The SRB:

a. Shall exercise review and oversight over all DON intelligence activities, intelligence-related activities, SAPs, covert action activities, sensitive activities, and all other activities designated by SECNAV or UNSECNAV;

b. Shall receive reports from the SAPOC and the SARB semi-annually, or as deemed necessary by the chair;

c. Shall review the independent oversight activities and plans of the Auditor General of the Navy related to intelligence activities, intelligence-related activities, SAPs, and sensitive activities of the Department; and

d. Will meet semi-annually or as called by the chair.

2. Membership

a. The SRB shall be chaired by UNSECNAV with DUSN as the deputy chair. The chair shall determine a quorum.

b. SRB Members:

- DUSN
- Vice Chief of Naval Operations
- Assistant Commandant of the Marine Corps
- GCN
- Assistant Secretary of the Navy (Research, Development and Acquisition) (ASN(RD&A))
- Assistant Secretary of the Navy (Financial Management and Comptroller) (ASN) (FM&C))
- Naval Inspector General
- JAG

c. SRB Advisory Members:

- Auditor General of the Navy
- Deputy Chief of Naval Operations for Integration of Capabilities and Resources (CNO (N8))

- Deputy Chief of Naval Operations (Information, Plans, and Strategy) (CNO (N3/N5))
- CNO (N2)
- Deputy Commandant for Programs and Resources (DC(P&R))
- Deputy Commandant for Plans, Policies and Operations
- IGMC
- SJA to CMC
- DIRNCIS
- Director of Intelligence
- Director, Special Programs (OPNAV (N89))
- Director, Special Programs (DC(P&R) (RX))
- Senior Director, Operations Integration Group (DUSN/OIG)
- Senior Director for Intelligence (DUSN/I)

d. The chair may invite other DON officials to consider individual issues for which special expertise is required.

e. Attendance of a NAVAUDSVC representative at SRB meetings is for informational purposes and in no way implies NAVAUDSVC approval of SRB actions or restricts future audit coverage of SRB reviewed activities and programs.

f. Attendance will be by principals only, except by permission of the chair.

3. Administrative Support. DUSN/I, or a designated delegate, will serve as executive secretary of the SRB, supported by DUSN/OIG, OPNAV (NB9), and the Director, Oversight Division, IGMC.

4. Record of Proceedings. The DUSN/I, or a designated delegate, shall prepare and forward to UNSECNAV for approval a record of SRB proceedings, and maintain the original signed copy.

SPECIAL ACCESS PROGRAM OVERSIGHT (SAPOC)

1. DON has established a two-tier process for oversight of SAPs comprised of the SAPOC and the SPRG.

2. The SAPOC shall:

a. Have oversight authority over all DON acquisition SAPs, except as may be exempted by UNSECNAV.

b. Conduct oversight in accordance with the policies established at paragraph 5 of this instruction.

c. Have cognizance over all matters related to SAP execution, including acquisition and programmatic decisions, security, operational requirements, concepts of operation, operational test and evaluations, logistic support and fleet implementation.

d. Serve as a forum for DON acquisition SAP issues, with SAPOC meetings focused on Acquisition Category I SAPs, SAPs with significant budget issues, SAPs with significant 'white world' program implications, SAPs with Congressional or OSD interest, issues involving multiple DON or DoD SAPs, and other topics, issues, or SAPs as recommended by the SPRG.

e. Document all SAPOC meetings by Memorandum for the Record (MFR) and report findings and recommendations to DUSN.

f. Review SPRG MFR findings and recommendations documenting SPRG annual program reviews.

g. Report to the SRB at least semiannually.

3. SAPOC Membership

a. Co-chair: The SAPOC shall be co-chaired by ASN(RD&A) and CNO (N8), or their designated representatives. For Marine Corps programs, DC(P&R) shall serve as co-chair.

b. SAPOC Members:

- GCN
- ASN(FM&C)
- DC(P&R)
- CNO (N3/N5)
- CNO (N2)
- JAG
- Cognizant Systems Commander
- Cognizant Deputy Assistant Secretary of the Navy (DASN)
- OPNAV (N89))
- DUSN/OIG

c. SAPOC Advisory Members:

- Naval Inspector General
- Director, Warfare Integration (CNO (N8F))
- Chief of Naval Research (CNR)/Director of Test and Evaluation and Technology Requirements (CNO (N091))
- Director, Programming Division (OPNAV (N80))
- Director, Assessment Division (OPNAV (N81))
- Director, Office of Budget (FMB)/Director, Fiscal Management Division (OPNAV (N82))
- Cognizant SEAPOW 21 Pillar
- Cognizant Platform Sponsor
- Cognizant Program Executive Officer/Direct Reporting Program Manager
- Auditor General of the Navy
- DC(P&R) (RX)

d. For Marine Corps programs or Navy programs with Marine Corps interest, the appropriate counterpart Marine Corps principals will serve as members and advisory members.

e. SAPOC attendance will be by principals or their deputies, except by concurrence of the SAPOC co-chair. Other DON officials may be invited to attend SAPOC meetings as subject matter experts or interested observers, at the discretion of the executive secretary acting for the SAPOC co-chair. The co-chair will determine a quorum.



4. The SPRG shall:

a. Have review authority over all DON acquisition SAPs, except as may be exempted by UNSECNAV.

b. Conduct reviews in accordance with the policies established at paragraph S of this instruction.

c. Review each DON acquisition SAP at least annually, in accordance with reference (c). The SPRG review constitutes the required annual review of each SAPOC-designated program.

d. Review all matters related to acquisition SAP execution, including acquisition and programmatic decisions, security, operational requirements, concepts of operation, operational test and evaluation, logistic support, and fleet implementation. Significant requirements, budget, or execution issues shall be referred to the SAPOC.

e. Establish a schedule that will accomplish an annual review of each DON SAP.

f. Document all SPRG meetings by MFR and report findings and recommendations to the SAPOC.

5. SPRG Membership

a. Co-chair: The SPRG shall be co-chaired by the Principal Deputy Assistant Secretary of the Navy for Research, Development and Acquisition and OPNAV (N89), or their designated representatives. For Marine Corps programs, Assistant Deputy Commandant for Programs and Resources shall serve as co-chair.

b. SPRG Members:

- Deputy General Counsel
- Deputy Judge Advocate General
- CNO (N8F)
- Cognizant Platform Sponsor
- Cognizant DASN
- Deputy Chief of Naval Operations, Communications Networks (CNO (N6)) Director of Warfare Integration (N6F)

- Cognizant Program Executive Officer/Direct Reporting Program Manager
- DUSN/DOIG

c. SPRG Advisory Members:

- Deputy Naval Inspector General
- Assistant Deputy Chief of Naval Operations (Information, Plans, and Strategy) (CNO (N3/N5B))
- Deputy Director of Naval Intelligence (CNO (N2B))
- Cognizant SEAPOWER 21 Mission Capability Package Lead
- CNR/CNO (N091)
- OPNAV (N80)
- OPNAV (N81)
- FMB/OPNAV (N82)
- DC(P&R) (RX)

d. For Marine Corps programs or Navy programs with Marine Corps interest, the appropriate counterpart Marine Corps principals will serve as members and advisory members.

e. SPRG attendance will be as noted, except by concurrence of the SPRG co-chair. Other DON officials may be invited to attend SPRG meetings as subject matter experts or interested observers, at the discretion of the executive secretary acting for the SPRG co-chair. The co-chair will determine a quorum.

f. Attendance by a NAVAUDSVC representative at SPRG meetings is for informational purposes and does not in any way imply NAVAUDSVC approval of actions or restrict the independent audit activities of the NAVAUDSVC.

6. Administrative Support. OPNAV (N89) will serve as the SAPOC executive secretary. OPNAV (N89) staff shall provide requisite support to the SAPOC and SPRG.

7. Record of Proceedings. The executive secretary shall prepare an MFR documenting SAPOC and SPRG proceedings for approval by the appropriate co-chair. Record of these proceedings shall be provided for review by UNSECNAV. The executive secretary shall maintain the original signed copy.

SENSITIVE ACTIVITIES REVIEW BOARD (SARB)

1. The SARB shall:

a. Be responsible for review and oversight of all intelligence activities, intelligence-related activities, intelligence and O&S SAPs, covert action activities, and sensitive activities of DON components (except as may be exempted by UNSECNAV).

b. Conduct other reviews and oversight as directed by DUSN.

c. Conduct its oversight in accordance with the policies established at paragraph 5 of this instruction.

d. Report findings and recommendations to UNSECNAV.

e. Report to the SRB at least semi-annually.

f. With respect to intelligence and O&S SAPs:

(1) Review each DON intelligence and O&S SAP at least annually, in accordance with reference (c). The SARB review constitutes the required annual review of each intelligence and O&S SAP.

(2) Review all matters related to DON intelligence and O&S SAP execution, including programmatic decisions, security, operational requirements, logistic support, and fleet implementation. Significant requirements, budget, or execution issues shall be referred to the SRB.

(3) Establish a schedule that will accomplish an annual review of each DON intelligence and O&S SAP, in accordance with reference (c).

(4) Document all portions of SARB meetings dealing with intelligence and O&S SAPs by MFR and report findings and recommendations regarding intelligence SAPs to the SRB.

## 2. Membership

a. The SARB shall be chaired by the Naval Inspector General. The chair will determine a quorum.

b. SARB Members:

- IGMC
- Deputy Judge Advocate General of the Navy
- Deputy General Counsel of the Navy
- DUSN/OIG

c. SARB Advisory Members:

- DASN, Financial Management and Comptroller
- CNO (N2B)
- HQMC ID
- Deputy Director for Operations, NCIS
- Assistant Deputy Commandant for Plans, Policies and Operations, HQMC
- SJA to CMC
- CNO (N3/N5B)
- Auditor General of the Navy

d. The chair may appoint ad hoc members, as necessary, to consider individual issues for which special expertise is required.

e. The Counsel for the Commandant may attend when Marine Corps matters are under review.

f. Attendance will be by principals or their deputies, except by concurrence of the chair.

g. Attendance by a NAVAUDSVC representative at SARB meetings is for informational purposes and does not in any way imply NAVAUDSVC approval of actions or restrict the independent audit activities of the NAVAUDSVC.

3. Administrative Support. The Director for Intelligence and Special Access Program Oversight Division for the Naval

Inspector General will serve as executive secretary of the SARB, supported by the staff of CNO (N2), the Director, Oversight Division, IGMC, and the staff of OPNAV (N89).

4. Record of Proceedings. The executive secretary shall prepare an MFR documenting SARB proceedings for approval by the chair. Record of these proceedings shall be provided for review to UNSECNAV. The executive secretary shall maintain the original signed copy.