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ISOO Notice 2011-02: Further Guidance and Clarification on Commingling Atomic Energy Information and Classified National Security Information

May 18, 2011

The purpose of this Notice is to provide further guidance on marking commingled Transclassified Foreign Nuclear Information (TFNI) and classified National Security Information (NSI), and clarification on the placement of declassification instructions on single page documents that commingle Restricted Data (RD), Formerly Restricted Data (FRD), or TFNI, and classified NSI.

The marking requirements when TFNI and NSI are commingled in the same document shall be consistent with the guidance in 32 C.F.R. Part 2001.24(h) for marking commingled RD and FRD with NSI. This includes a classification banner and portion marks with, at a minimum, the classification level and the TFNI marking, and applicable classification authority block information. In 32 C.F.R. Part 2001.22(c)(1)(ii), derivative classifiers are required to include a listing of source materials on, or attached to, each derivatively classified document when multiple sources are utilized. This source list shall not appear on the front page in the case of a commingled document as noted in 32 C.F.R. Part 2001.24(h)(3).

In the case of a single page document that commingles RD or FRD and classified NSI, or in the case of a single page document that commingles TFNI and classified NSI, the NSI source list may appear at the bottom of the document, below and clearly identified as separate, from the classification authority block. This NSI source list will display the appropriate declassification instructions for each source. The “Declassify on” line will read “N/A to [RD/FRD/TFNI, as appropriate]portions. See source list for NSI portions”. An example may appear as:

Classified By: 1234576
Derived From: SCG Dept. of Good Works, 20100201
Declassify On: N/A to TFNI portions. See source list for NSI portions.

NSI Source List:

Source Document 1, dated 20050315, declassify on 20350315
SCG v1.4, dated 17 May 2010, declassify on 20360301

Optionally, the declassification instruction may be added at the end of each NSI portion. When this option is used, the “Declassify on” line will read “N/A to [RD/FRD/TFNI, as appropriate] portions. See NSI portions for instruction.”

Please direct any questions regarding this ISOO Notice to: isoo@nara.gov.