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CHAIRMAN OF THE JOINT CHIEFS OF STAFF INSTRUCTION



J-5
DISTRIBUTION: JEL

CJCSI 2800.01E
18 August 2022

PROCESSING ATOMIC INFORMATION RECEIVED FROM, OR PROPOSED FOR TRANSMISSION TO, ANOTHER NATION OR INTERNATIONAL ORGANIZATION

References: See Enclosure A.

1. Purpose. This instruction establishes standard administrative policy for processing Restricted Data (RD) and Formerly Restricted Data (FRD), hereinafter referred to as atomic information, that is received from, or proposed for transmission to, another nation or international organization.

2. Superseded/Canceled. CJCSI 2800.01D, "Processing Atomic Information Received From, or Proposed for Transmission to, Another Nation or International Organization," 22 April 2014, is hereby superseded.

3. Applicability. This policy applies to the Joint Staff and is being distributed to other agencies for information only.

4. Policy. Pursuant to the terms of references a and b, the Department of Defense (DoD) and the Department of Energy (DOE) are responsible for controlling the dissemination of U.S. atomic information. In carrying out this responsibility within DoD, it is DoD policy that U.S. atomic information may not be disclosed to foreign governments or regional defense organizations unless such information meets the criteria specified in applicable agreements for cooperation and statutory determinations and such disclosure is in accordance with any policy constraints imposed.

5. Definitions

a. Atomic Information. Comprises RD and FRD as defined in reference a and stated below:

(1) RD. All data concerning the following, but not including data declassified or removed from the RD category pursuant to Section 142 of reference a:

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- (a) Design, manufacture, or utilization of atomic weapons.
- (b) Production of special nuclear material.
- (c) Use of special nuclear material in the production of energy.

(2) FRD. Classified information jointly determined by DOE and DoD to be related primarily to the military utilization of nuclear weapons and removed (transclassified) from the RD category pursuant to Section 142(d) of reference a.

b. Joint Atomic Information Exchange Group. The Joint Atomic Information Exchange Group (JAIEG) has been established as the central agency for DoD and DOE to review and, as appropriate, authorize the communication of atomic information to other nations or regional defense organizations for mutual defense purposes. No redelegation of this authority by JAIEG is authorized.

c. Sponsoring Agency. For the purposes of this instruction, an office within the Joint Staff serving as originator or office of primary interest in the processing of atomic information received from, or proposed for transmission to, a foreign country.

6. Responsibilities

a. Sponsoring Agency

(1) Coordinate all atomic information transmissions with the Strategic Deterrence and Nuclear Policy (SDNP) Division in the Directorate for Strategy, Plans, and Policy, Joint Staff (J-5).

(2) Adhere to the provisions of reference c when proposing to exchange atomic information with another nation or international organization.

(3) Notify SDNP Division and request assistance to inform JAIEG if receiving atomic information directly from another nation or international organization.

b. Director for Strategy, Plans, and Policy, Joint Staff (DJ-5)

(1) Act as the single point of contact for the sponsoring agency with JAIEG.

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(2) Furnish technical assistance through the SDNP Division required by the sponsoring agency to discharge the responsibilities assigned by references c, d, e, and f.

(3) Prepare and forward the required memorandum to process the transmission or receipt of atomic information to the Chief, JAIEG; Director, Joint Staff; Chairman, National Military Information Disclosure Policy Committee; or sponsoring agency, as appropriate.

c. Joint Atomic Information Exchange Group

(1) Review and make determinations on the transmissibility of atomic information sponsored for disclosure and perform the collateral functions related to the responsibility. The Chief, JAIEG shall authorize all disclosures. In the absence of the Chief, JAIEG, the Deputy Chief, JAIEG or JAIEG Technical Director shall authorize all disclosures.

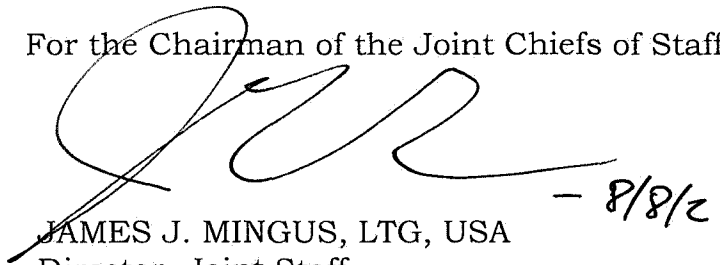
(2) Establish and maintain complete records of all atomic information transmitted to, or received from, another nation or international organization.

7. Summary of Changes. This revision incorporates reference c.

8. Releasability. UNRESTRICTED. This directive is approved for public release; distribution is unlimited on NIPRNET. DoD Components (including the Combatant Commands), other Federal Agencies, and the public may obtain copies of this directive through the Internet from the CJCS Directives Electronic Library at <<http://www.jcs.mil/library>>. Joint Staff activities may also obtain access via the SIPRNET Directives Electronic Library websites.

9. Effective Date. This INSTRUCTION is effective upon receipt.

For the Chairman of the Joint Chiefs of Staff:



JAMES J. MINGUS, LTG, USA - 8/8/22
Director, Joint Staff

Enclosure:

A—References

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ENCLOSURE A

REFERENCES

- a. Atomic Energy Act of 1954, August 1954
- b. Executive Order 10841, "Providing for the Carrying Out of Certain Provisions of the Atomic Energy Act of 1954, as Amended, Relating to International Cooperation," 30 September 1959
- c. DoD Instruction 5030.14, "Disclosure of Atomic Information to Foreign Governments and Regional Defense Organizations," 17 August 2011 (Incorporating Change 3, Effective 28 May 2020)
- d. JAIEG, "Joint Handbook and Administrative Arrangements to Support the Agreement between the Government of the United States of America and the Government of the United Kingdom of Great Britain and Northern Ireland for Cooperation on the Uses of Atomic Energy for Mutual Defense Purposes," January 2020
- e. JAIEG-1, "Handbook for Transfer of U.S. Restricted Data/Formerly Restricted Data to NATO and NATO Member States"
- f. JAIEG-2, "Handbook for Transfer of U.S. Restricted Data/Formerly Restricted Data to the United Kingdom"

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Enclosure A

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