



NATIONAL SECURITY AGENCY
FORT GEORGE G. MEADE, MARYLAND 20755-6000

FOIA Case: 84993B
4 March 2021

MR. RUSS KICK

Dear Russ Kick:

This responds to your Freedom of Information Act (FOIA) request of 15 July 2016 stating "The Federal Agency Data Mining Report Act requires any department or agency engaged in data mining to submit an annual updated report on this activity to Congress and to make the reports available to the public. I request the last two such reports created by the NSA." A copy of your request is enclosed. As previously provided, your request has been processed under the FOIA, and the documents you requested are enclosed. Certain information, however, has been withheld from the enclosures.

Some of the withheld information has been found to be currently and properly classified in accordance with Executive Order 13526. The information meets the criteria for classification as set forth in Subparagraph (c) of Section 1.4 and remains classified TOP SECRET as provided in Section 1.2 of Executive Order 13526. The information is classified because its disclosure could reasonably be expected to cause exceptionally grave damage to the national security. Because the information is currently and properly classified, it is exempt from disclosure pursuant to the first exemption of the FOIA (5 U.S.C. Section 552(b)(1)).

In addition, this Agency is authorized by various statutes to protect certain information concerning its activities. We have determined that such information exists in these documents. Accordingly, those portions are exempt from disclosure pursuant to the third exemption of the FOIA, which provides for the withholding of information specifically protected from disclosure by statute. The specific statutes applicable in this case are Title 18 U.S. Code 798; Title 50 U.S. Code 3024(i); and Section 6, Public Law 86-36 (50 U.S. Code 3605).

Since these withholdings may be construed as a partial denial of your request, you are hereby advised of this Agency's appeal procedures.

You may appeal this decision. If you decide to appeal, you should do so in the manner outlined below. NSA will endeavor to respond within 20 working days of receiving any appeal, absent any unusual circumstances.

ξ The appeal must be sent via U.S. postal mail, fax, or electronic delivery (e-mail) and addressed to:

NSA FOIA/PA Appeal Authority (P132)
National Security Agency
9800 Savage Road STE 6932
Fort George G. Meade, MD 20755-6932

The facsimile number is 443-479-3612.

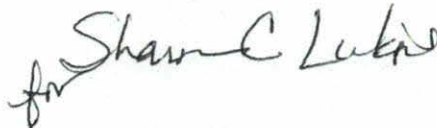
The appropriate email address to submit an appeal is FOIARSC@nsa.gov.

- ξ It must be postmarked or delivered electronically no later than 90 calendar days from the date of this letter. Decisions appealed after 90 days will not be addressed.
- ξ Please include the case number provided above.
- ξ Please describe with sufficient detail why you believe the denial of requested information was unwarranted.

You may also contact our FOIA Public Liaison at foialo@nsa.gov for any further assistance and to discuss any aspect of your request. Additionally, you may contact the Office of Government Information Services (OGIS) at the National Archives and Records Administration to inquire about the FOIA mediation services they offer. The contact information for OGIS is as follows:

Office of Government Information Services
National Archives and Records Administration
8601 Adelphi Rd. - OGIS
College Park, MD 20740
ogis@nara.gov
877-684-6448
(Fax) 202-741-5769

Sincerely,



RONALD MAPP
Chief, FOIA/PA Office
NSA Initial Denial Authority

Encls:
a/s

From: donotreply@nsa.gov
Sent: Friday, July 15, 2016 9:02 AM
To: donotreply@nsa.gov
Subject: FOIA Request (Web form submission)

Title: Mr.

Full Name: Russ Kick

email:

Postal Address:

Postal City:

Postal State-prov:

Zip Code:

Country: United States of America

Home Phone:

Records Requested: The Federal Agency Data Mining Reporting Act requires any department or agency engaged in data mining to submit an annually updated report on this activity to Congress and to make the reports available to the public.

I request the last two such reports created by the NSA.

Further, I request that these files be sent to me in any digital formats in which they exist (PDF, Word, etc.). Under the terms of the E-FOIA Amendments of 1996, Section 5, if a document exists in electronic format, it must be released in that format upon request.

National Security Agency/Central Security Service

Federal Agency Data Mining Report for Fiscal Year (FY) 2017

Introduction.

The National Security Agency/Central Security Service (NSA) has prepared this report in response to Section 804, Public Law 110-53, Federal Agency Data Mining Reporting Act of 2007 (the Act), which requires “the head of each department agency of the Federal Government” to provide a report “not less frequently than annually...to include any activity to use or develop data mining,” as defined by the Act. This report covers the data mining activities of all elements of NSA, has been produced in coordination with the Civil Liberties and Privacy Officer of NSA, and reflects a comprehensive review of NSA’s data mining activities, as defined by the Act, for FY 17.

For the purposes of this report, “data mining” is defined as a NSA program involving pattern-based queries, searches, or other analyses of one or more electronic databases where:

(A) NSA is conducting the queries, searches, or other analyses to discover or locate a predictive pattern or anomaly indicative of terrorist or criminal activity on the part of any individual or individuals;

(B) the queries, searches, or other analyses are not subject-based and do not use personal identifiers of a specific individual, or inputs associated with a specific individual or group of individuals, to retrieve information from the database or databases; and

(C) the purpose of the queries, searches, or other analyses is not solely:

- (i) the detection of fraud, waste, or abuse in a Government agency or program; or
- (ii) the security of a Government computer system.

This report does not include NSA queries, searches, or analyses of telephone directories, news reporting, free publicly-available information, or databases of judicial and administrative opinions or other legal research sources.

For details on NSA data mining activities, see the classified Annex included in this report.

Background.

Pursuant to its mission, NSA uses and develops communications data mining techniques for foreign intelligence purposes including detection of terrorist activity.

NSA is researching the use of commercial and academic data mining techniques to advance its authorized foreign intelligence mission through the science of discovery, which uses the patterns of a target group’s activity to discover previously unknown members of the group. The goal is to identify previously unknown foreign terrorists, foreign intelligence officers, etc. within legally gathered foreign intelligence information.

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National Security Agency/Central Security Service

(U) Federal Agency Data Mining Report for Fiscal Year (FY) 2017
Classified Annex

(U) Introduction.

(U) The National Security Agency/Central Security Service (NSA) has prepared this Annex in compliance with Section (c)(3)(A) of Section 804, Public Law 110-53, Federal Agency Data Mining Reporting Act of 2007 (the Act), to address the classified data mining activities conducted at NSA during Fiscal Year (FY) 2017. This Annex will be made available to those entities required under Section (c)(3)(B) of the Act.

(U) Background.

(U) Pursuant to its mission, NSA uses and develops communications data mining techniques for foreign intelligence purposes including detection of terrorist activity.

(U) NSA researches the use of commercial and academic data mining techniques to advance its authorized foreign intelligence mission through the science of discovery. The goal is to use the patterns of a target group's activity to identify previously unknown foreign terrorists, foreign intelligence officers, etc. within legally gathered foreign intelligence information.

(U//~~FOUO~~) This report was completed by the NSA Civil Liberties and Privacy Office (CLPO), the Legislative State and Local Affairs Office, the Directorate of Operations, and the office of the General Counsel. The data mining activities in this 2017 report are the same activities that were in the previous year's report, and NSA's civil liberties and privacy assessment process is also unchanged. Therefore, there have been no substantive changes to NSA's assessments of these activities. As noted in last year's report, NSA's civil liberties and privacy assessment process describes the relevant facts using four categories of questions to assess the level of impact on individuals:

- How intrusive/comprehensive is the activity based on the data type(s)?
- How intentionally broad is the activity based on the scope of persons in the data?
- How unspecified/expansive is the activity based on the operational purpose and use of the data?
- How imprecise/inaccurate is the activity's methodology to achieve the operational purpose?

(U//~~FOUO~~) The assessments then describe the safeguards that NSA implements to mitigate and reduce these impacts.

(U//~~FOUO~~) NSA took steps to implement Presidential Policy Directive No. 28 (PPD-28) in FY 2014, such as revising its retention policy and factoring PPD-28 into its reviews of signals

Derived From: NSA/CSSM 1-52

Dated: 20130930

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intelligence programs. In January 2015, NSA adopted written supplemental procedures to formally implement PPD-28. Continuing its implementation, the assessments contained in this report assess impacts on all individuals, regardless of nationality, in keeping with PPD-28.

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(b) (1)
(b) (3)-18 USC 798
(b) (3)-50 USC 3024(i)
(b) (3)-P.L. 86-36

(U) NSA Classified Report for FY2017

NSA Classified Data Mining Activity #1 This table is classified TOP SECRET//SI//NOFORN	
Title:	(U//FOUO) [Redacted]
Description:	(TS//SI//NF) [Redacted]
	[Redacted]
Technology Used:	(TS//SI//NF) [Redacted]
	[Redacted]
Data Sources:	(TS//SI//REL TO USA, FVEY) [Redacted]
Efficacy Assessment:	(TS//SI//NF) [Redacted]
	[Redacted]

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(b) (1)
(b) (3) -18 USC 798
(b) (3) -50 USC 3024 (i)
(b) (3) -P.L. 86-36

Privacy Impact Assessment:	<p>(U) Given that there are no changes to the activity, the 2016 assessment remains valid:</p> <p>(U) Using the civil liberties and privacy assessment process described in the Background section, this activity has the following impacts and employs the following safeguards:</p> <p>(U) This data mining activity is not intended to uncover patterns known to be engaged in by U.S. persons.</p> <p>(TS//SI//REL TO USA, FVEY) [Redacted]</p> <p>[Redacted]</p> <p>(TS//SI//REL TO USA, FVEY) [Redacted]</p> <p>[Redacted]</p> <p>(TS//SI//REL TO USA, FVEY) Purpose: The specified use of the analytic is to discover possible targets for a variety of foreign intelligence or counterintelligence missions.</p> <p>(TS//SI//REL TO USA, FVEY) [Redacted]</p> <p>[Redacted]</p> <p>(TS//SI//REL TO USA, FVEY) [Redacted]</p> <p>[Redacted]</p>

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(b) (3) -P.L. 86-36

	<p>[Redacted]</p> <p>(U//FOUO) Safeguards: [Redacted]</p> <p>[Redacted]</p> <p>[Redacted] NSA also protects the privacy rights of U.S. persons through its minimization procedures. Section 2.3 of E.O. 12333, as amended, specifies that elements of the Intelligence Community are authorized to collect, retain, or disseminate information concerning U.S. persons only in accordance with procedures established by the head of the agency concerned and approved by the Attorney General, after consultation with the Director of National Intelligence. NSA adheres to the limitations that are contained within those procedures and abides by the restrictions in its Attorney General-approved procedures specifically designed to provide protection to the privacy of U.S. persons. Pursuant to PPD-28, NSA implemented supplemental procedures extending comparable safeguards to all individuals, regardless of nationality.</p> <p>(TS//SI//REL TO USA, FVEY) [Redacted]</p> <p>[Redacted]</p>
<p>Governing Laws and Regulations:</p>	<p>(U) Section 1.7(c) of E.O. 12333 authorizes the Director, NSA to collect, process, analyze, produce, and disseminate signals intelligence for foreign intelligence and counterintelligence purposes to support national and departmental missions. The Secretary of Defense issued required procedures known as DoD Regulation 5240.01-R (Procedures Governing the Activities of DoD Intelligence Components That Affect United States Persons) and its Classified Annex.¹ Furthermore, NSA's signals intelligence activities must comply with the Fourth Amendment to the U.S. Constitution. The primary purpose of these requirements is to protect the rights and privacy of U.S. persons. The sum of these requirements is captured in NSA's Legal Compliance and Minimization Procedures, USSID SP0018, which governs the collection, retention, and dissemination of signals intelligence.</p>

¹ (U) Note that, effective 8 August 2016, the Secretary of Defense, in coordination with the Director of National Intelligence and with the approval of the Attorney General, issued DoD Manual 5240.01 to govern the conduct of DoD intelligence activities. [DoDM 5240.01 supersedes Procedure 1-10 in DoD 5240.01-R. Procedures 11-15 of DoD 5240.01-R remain in effect.](#) The Classified Annex remains in effect until updated or superseded.

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<p>Applicable Policies, Procedures, and Guidelines:</p>	<p>(U) NSA incorporated the laws, regulations and guidelines listed above and other related procedures in an internal document, "Legal Compliance and U.S. Persons Minimization Procedures," also referred to as "U.S. Signals Intelligence Directive SP0018" or "USSID SP0018." These minimization procedures govern the entire process NSA follows when collecting, processing, retaining, and disseminating foreign intelligence that may contain U.S. person information. All NSA employees working with signals intelligence data are required to complete training to keep them abreast of legal requirements.</p> <p>(U) In addition to the laws, regulations, and guidelines that are implemented via USSID SP0018, the NSA adheres to Presidential Policy Directive No. 28, (PPD-28), which provides further policy direction for the United States' conduct of signals intelligence activities. Among other things, PPD-28 requires that the United States' signals intelligence activities "include appropriate safeguards for the personal information of all individuals... To the maximum extent feasible consistent with national security, these policies and procedures are to be applied equally to the personal information of all persons, regardless of nationality."</p>
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NSA Classified Data Mining Activity #2 This table is classified TOP SECRET//SI//NOFORN	
Title:	(U//FOUO) [Redacted]
Description:	(S//SI//REL TO USA, FVEY) [Redacted]
	[Redacted]
	(S//SI//REL TO USA, FVEY) [Redacted]
Technology Used:	(C//REL TO USA, FVEY) [Redacted]
	[Redacted]
	(S//SI//REL TO USA, FVEY) [Redacted]
	[Redacted]
	(TS//SI//REL TO USA, FVEY) [Redacted]
	[Redacted]

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(b) (3) -18 USC 798
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(b) (3) -P.L. 86-36

	<p>[Redacted]</p> <p>(S//SI//REL TO USA, FVEY) [Redacted]</p> <p>[Redacted]</p> <p>(S//SI//NF) [Redacted]</p> <p>[Redacted]</p>
Data Sources:	<p>(TS//SI//NF) [Redacted]</p> <p>[Redacted]</p>
Efficacy Assessment:	<p>(TS//SI//REL TO USA, FVEY) [Redacted]</p> <p>[Redacted]</p> <p>(S//SI//REL TO USA, FVEY) [Redacted]</p> <p>[Redacted]</p>
Privacy Impact Assessment:	<p>(U) Given that there are no changes to the activity, the 2016 assessment remains valid:</p> <p>(U) Using the civil liberties and privacy assessment process described in the Background section, this activity has the following impacts and employs the following safeguards:</p> <p>(U) This data mining activity is not intended to uncover patterns known to be engaged in by U.S. persons.</p> <p>(TS//SI//NF) [Redacted]</p>

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(b) (3) -P.L. 86-36

[Redacted]

(TS//SI//NF)

[Redacted]

(S//SI//REL TO USA, FVEY) Purpose: The purpose of this activity is to discover individuals who are potentially involved in terrorism, human trafficking, cyber attacks, and narcoterrorism

[Redacted]

The purpose and use for this activity is general foreign intelligence value

[Redacted]

(TS//SI//NF)

[Redacted]

(TS//SI//NF)

[Redacted]

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(U//FOUO) Safeguards:

[Redacted]

NSA also protects the privacy rights of U.S. persons through its minimization

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	<p>procedures. Section 2.3 of E.O. 12333, as amended, specifies that elements of the Intelligence Community are authorized to collect, retain, or disseminate information concerning U.S. persons only in accordance with procedures established by the head of the agency concerned and approved by the Attorney General, after consultation with the Director of National Intelligence. NSA adheres to the limitations that are contained within those procedures and abides by the restrictions in its Attorney General-approved procedures specifically designed to provide protection to the privacy of U.S. persons. Pursuant to PPD-28, NSA implemented supplemental procedures extending comparable safeguards to all individuals, regardless of nationality.</p> <p>(TS//SI//REL TO USA, FEV) In order to further reduce the civil liberties and privacy impacts associated with this activity, key safeguards include: controlled access to users with completed training, documented justification for queries, auditing, dissemination restrictions to only that which is relevant for foreign intelligence or counterintelligence purposes, and retention limited to five years unless it has been specifically determined to be relevant for foreign intelligence or counterintelligence. The impact of this activity is also mitigated by the masking of U.S. and Second Party person results whenever they can be identified.</p>
<p>Governing Laws and Regulations:</p>	<p>(U) Section 1.7(c) of E.O. 12333 authorizes the Director, NSA to collect, process, analyze, produce, and disseminate signals intelligence for foreign intelligence and counterintelligence purposes to support national and departmental missions. The Secretary of Defense issued required procedures known as DoD Regulation 5240.1-R (Procedures Governing the Activities of DoD Intelligence Components That Affect United States Persons) and its Classified Annex.² Furthermore, NSA's signals intelligence activities must comply with the Fourth Amendment to the U.S. Constitution. The primary purpose of these requirements is to protect the rights and privacy of U.S. persons. The sum of these requirements is captured in NSA's Legal Compliance and Minimization Procedures, USSID SP0018, which governs the collection, retention, and dissemination of signals intelligence.</p>
<p>Applicable Policies, Procedures, and Guidelines:</p>	<p>(U) NSA incorporated the laws, regulations and guidelines listed above and other related procedures in an internal document, "Legal Compliance and U.S. Persons Minimization Procedures," also referred to as "U.S. Signals Intelligence Directive SP0018" or "USSID SP0018." These minimization procedures govern the entire process NSA follows when collecting, processing, retaining, and disseminating foreign intelligence that may contain U.S. person information. All NSA employees working with signals</p>

² (U) See footnote 1.

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intelligence data are required to complete training to keep them abreast of legal requirements.

(U) In addition to the laws, regulations, and guidelines that are implemented via USSID SP0018, the NSA adheres to Presidential Policy Directive No. 28 (PPD-28), which provides further policy direction for the United States' conduct of signals intelligence activities. Among other things, PPD-28 requires that the United States' signals intelligence activities "include appropriate safeguards for the personal information of all individuals... To the maximum extent feasible consistent with national security, these policies and procedures are to be applied equally to the personal information of all persons, regardless of nationality."

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NSA Classified Data Mining Activity #3	
This table is classified TOP SECRET//SI//REL TO USA, FVEY	
Title:	(TS//SI//REL TO USA, FVEY)
Description:	(S//SI//REL TO USA, FVEY)
	(S//SI//REL TO USA, FVEY)
	(S//SI//REL TO USA, FVEY)
Technology Used:	(S//SI//REL TO USA, FVEY)
	(S//SI//REL TO USA, FVEY)
	(S//SI//REL TO USA, FVEY)

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(b) (3) -P.L. 86-36

Data Sources:	<p>(TS//SI//REL TO USA, FVEY) [Redacted]</p>
Efficacy Assessment:	<p>(TS//SI//REL TO USA, FVEY) [Redacted]</p>
Privacy Impact Assessment:	<p>(U) Given that there are no changes to the activity, the 2016 assessment remains valid:</p> <p>(U) Using the civil liberties and privacy assessment process described in the Background section, this activity has the following impacts and employs the following safeguards:</p> <p>(U) This data mining activity is not intended to uncover patterns known to be engaged in by U.S. persons.</p> <p>(TS//SI//REL TO USA, FVEY) [Redacted]</p> <p>[Redacted]</p> <p>(TS//SI//REL TO USA, FVEY) [Redacted]</p> <p>[Redacted]</p> <p>(TS//SI//REL TO USA, FVEY) Purpose: The purpose and use of these analytics is broadly defined to include any patterns to discover possible targets for any foreign intelligence or counterintelligence mission. As noted below, the purpose and uses are controlled through documented</p>

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foreign intelligence/counterintelligence justifications for queries and auditing.

~~(TS//SI//REL TO USA, FVEY)~~ [Redacted]

~~(TS//SI//REL TO USA, FVEY)~~ [Redacted]

(U//~~FOUO~~) Safeguards: [Redacted]

NSA also protects the privacy rights of U.S. persons through its minimization procedures. Section 2.3 of E.O. 12333, as amended, specifies that elements of the Intelligence Community are authorized to collect, retain, or disseminate information concerning U.S. persons only in accordance with procedures established by the head of the agency concerned and approved by the Attorney General, after consultation with the Director of National Intelligence. NSA adheres to the limitations that are contained within those procedures and abides by the restrictions in its Attorney General-approved procedures specifically designed to provide protection to the privacy of U.S. persons. Pursuant to PPD-28, NSA implemented supplemental procedures extending comparable safeguards to all individuals, regardless of nationality.

~~(TS//SI//REL TO USA, FVEY)~~ In order to further reduce the civil liberties and privacy impacts associated with this activity, key safeguards include: controlled access to users with completed training, documented justification for queries, [Redacted] auditing, dissemination restrictions to only that which is relevant for foreign intelligence or counterintelligence

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	<p>purposes, and retention limited to five years unless it has been specifically determined to be relevant for foreign intelligence or counterintelligence.</p>
Governing Laws and Regulations:	<p>(U) Section 1.7(c) of E.O. 12333 authorizes the Director, NSA to collect, process, analyze, produce, and disseminate signals intelligence for foreign intelligence and counterintelligence purposes to support national and departmental missions. The Secretary of Defense issued required procedures known as DoD Regulation 5240.1-R (Procedures Governing the Activities of DoD Intelligence Components That Affect United States Persons) and its Classified Annex.³ Furthermore, NSA's signals intelligence activities must comply with the Fourth Amendment to the U.S. Constitution. The primary purpose of these requirements is to protect the rights and privacy of U.S. persons. The sum of these requirements is captured in NSA's Legal Compliance and Minimization Procedures, USSID SP0018, which governs the collection, retention, and dissemination of signals intelligence.</p>
Applicable Policies, Procedures, and Guidelines:	<p>(U) NSA incorporated the laws, regulations and guidelines listed above and other related procedures in an internal document, "Legal Compliance and U.S. Persons Minimization Procedures," also referred to as "U.S. Signals Intelligence Directive SP0018" or "USSID SP0018." These minimization procedures govern the entire process NSA follows when collecting, processing, retaining, and disseminating foreign intelligence that may contain U.S. person information. All NSA employees working with signals intelligence data are required to complete training to keep them abreast of legal requirements.</p> <p>(U) In addition to the laws, regulations, and guidelines that are implemented via USSID SP0018, the NSA adheres to Presidential Policy Directive No. 28 (PPD-28), which provides further policy direction for the United States' conduct of signals intelligence activities. Among other things, PPD-28 requires that the United States' signals intelligence activities "include appropriate safeguards for the personal information of all individuals... To the maximum extent feasible consistent with national security, these policies and procedures are to be applied equally to the personal information of all persons, regardless of nationality."</p>

³ (U) See footnote 1.

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(b) (1)
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NSA Classified Data Mining Activity #4 This table is classified TOP SECRET//SI//NOFORN	
Title:	(TS//SI//REL TO USA, FVEY) [Redacted]
Description:	[Redacted]
	(S//SI//REL TO USA, FVEY) [Redacted]
	[Redacted]
	(S//SI//REL TO USA, FVEY) [Redacted]
Technology Used:	(S//SI//REL TO USA, FVEY) [Redacted]

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	<p>[Redacted]</p> <p>(S//SI//REL TO USA, FVEY)</p> <p>[Redacted]</p> <p>(TS//SI//REL TO USA, FVEY)</p> <p>[Redacted]</p> <p>(TS//SI//REL TO USA, FVEY)</p> <p>[Redacted]</p> <p>(TS//SI//REL TO USA, FVEY)</p> <p>[Redacted]</p>
Data Sources:	<p>(TS//SI//REL TO USA, FVEY)</p> <p>[Redacted]</p>
Efficacy Assessment:	<p>(S//SI//REL TO USA, FVEY)</p> <p>[Redacted]</p>

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(b) (1)
(b) (3) -18 USC 798
(b) (3) -50 USC 3024 (i)
(b) (3) -P.L. 86-36

	<p>(TS//SI//REL TO USA, FVEY) [Redacted]</p> <p>[Redacted]</p>
<p>Privacy Impact Assessment:</p>	<p>(U) Given that there are no changes to the activity, the 2016 assessment remains valid:</p> <p>(U) Using the civil liberties and privacy assessment process described in the Background section, this activity has the following impacts and employs the following safeguards:</p> <p>(U) This data mining activity is not intended to uncover patterns known to be engaged in by U.S. persons.</p> <p>(TS//SI//REL TO USA, FVEY) [Redacted]</p> <p>[Redacted]</p> <p>(TS//SI//NF) [Redacted]</p> <p>[Redacted]</p> <p>(TS//SI//REL TO USA, FVEY) Purpose: The use of this activity is to track targets and discover new targets in support of a variety of foreign intelligence and counterintelligence needs.</p> <p>(TS//SI//REL TO USA, FVEY) [Redacted]</p> <p>[Redacted]</p> <p>(TS//SI//REL TO USA, FVEY) [Redacted]</p> <p>[Redacted]</p>

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(b) (1)
(b) (3) -18 USC 798
(b) (3) -50 USC 3024 (i)
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[Redacted]

(U//~~FOUO~~) Safeguards: [Redacted] NSA

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also protects the privacy rights of U.S. persons through its minimization procedures. Section 2.3 of E.O. 12333, as amended, specifies that elements of the Intelligence Community are authorized to collect, retain, or disseminate information concerning U.S. persons only in accordance with procedures established by the head of the agency concerned and approved by the Attorney General, after consultation with the Director of National Intelligence. NSA adheres to the limitations that are contained within those procedures and abides by the restrictions in its Attorney General-approved procedures specifically designed to provide protection to the privacy of U.S. persons. Pursuant to PPD-28, NSA implemented supplemental procedures extending comparable safeguards to all individuals, regardless of nationality.

~~(TS//SI//REL TO USA, FVEY)~~ In order to further reduce the civil liberties and privacy impacts associated with this activity, key safeguards include: controlled access to users with completed training, documented justification for queries [Redacted] auditing, dissemination restrictions to only that which is relevant for foreign intelligence or counterintelligence purposes, and retention limited to five years unless it has been specifically determined to be relevant for foreign intelligence or counterintelligence. In addition, all queries conducted by analysts under this activity are subject to auditing and review to validate both the appropriateness of the query conducted and the foreign intelligence or counterintelligence need.

Governing Laws and Regulations:

(U) Section 1.7(c) of E.O. 12333 authorizes the Director, NSA to collect, process, analyze, produce, and disseminate signals intelligence for foreign intelligence and counterintelligence purposes to support national and departmental missions. The Secretary of Defense issued required procedures known as DoD Regulation 5240.1-R (Procedures Governing the Activities of DoD Intelligence Components That Affect United States Persons) and its Classified Annex.⁴ Furthermore, NSA's signals intelligence activities must comply with the Fourth Amendment to the U.S. Constitution, and must be conducted in accordance with FISA and FAA. The primary purpose of these requirements is to protect the rights and privacy of U.S. persons. The sum of these requirements is captured

⁴ (U) See footnote 1.

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	<p>in NSA's Legal Compliance and Minimization Procedures, USSID SP0018, which governs the collection, retention, and dissemination of signals intelligence.</p>
Applicable Policies, Procedures, and Guidelines:	<p>(U) NSA incorporated the laws, regulations and guidelines listed above and other related procedures in an internal document, "Legal Compliance and U.S. Persons Minimization Procedures," also referred to as "U.S. Signals Intelligence Directive SP0018" or "USSID SP0018." These minimization procedures govern the entire process NSA follows when collecting, processing, retaining, and disseminating foreign intelligence that may contain U.S. person information. All NSA employees working with signals intelligence data are required to complete training to keep them abreast of legal requirements.</p> <p>(U) In addition to the laws, regulations, and guidelines that are implemented via USSID SP0018, the NSA adheres to Presidential Policy Directive No. 28 (PPD-28), which provides further policy direction for the United States' conduct of signals intelligence activities. Among other things, PPD-28 requires that the United States' signals intelligence activities "include appropriate safeguards for the personal information of all individuals... To the maximum extent feasible consistent with national security, these policies and procedures are to be applied equally to the personal information of all persons, regardless of nationality."</p>

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(b) (1)
(b) (3) -18 USC 798
(b) (3) -50 USC 3024 (i)
(b) (3) -P.L. 86-36

<i>NSA Classified Data Mining Activity #5</i> This table is classified SECRET//SI//REL TO USA, FVEY	
Title:	(U//FOUO) [Redacted]
Description:	(S//SI//REL TO USA, FVEY) [Redacted]
	[Redacted]
	(S//SI//REL TO USA, FVEY) [Redacted]
Technology Used:	(S//SI//REL TO USA, FVEY) [Redacted]
Data Sources:	(S//SI//REL TO USA, FVEY) [Redacted]
Efficacy Assessment:	(S//SI//REL TO USA, FVEY) [Redacted]

~~TOP SECRET//SI//NOFORN~~

(b) (1)
(b) (3) -18 USC 798
(b) (3) -50 USC 3024 (i)
(b) (3) -P.L. 86-36

Privacy Impact Assessment:

(U) Given that there are no changes to the activity, the 2016 assessment remains valid:

(U) Using the civil liberties and privacy assessment process described in the Background section, this activity has the following impacts and employs the following safeguards:

(U) This data mining activity is not intended to uncover patterns known to be engaged in by U.S. persons.

~~(TS//SI//REL TO USA, FVEY)~~

[Redacted]

~~(TS//SI//REL TO USA, FVEY)~~

[Redacted]

~~(TS//SI//REL TO USA, FVEY)~~

[Redacted]

~~(TS//SI//REL TO USA, FVEY)~~

[Redacted]

~~(TS//SI//REL TO USA, FVEY)~~

[Redacted]

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	<p>(U//FOUO) Safeguards: [redacted] NSA</p> <p>also protects the privacy rights of U.S. persons through its minimization procedures. Section 2.3 of E.O. 12333, as amended, specifies that elements of the Intelligence Community are authorized to collect, retain, or disseminate information concerning U.S. persons only in accordance with procedures established by the head of the agency concerned and approved by the Attorney General, after consultation with the Director of National Intelligence. NSA adheres to the limitations that are contained within those procedures and abides by the restrictions in its Attorney General-approved procedures specifically designed to provide protection to the privacy of U.S. persons. Pursuant to PPD-28, NSA implemented supplemental procedures extending comparable safeguards to all individuals, regardless of nationality.</p> <p>(TS//SI//REL TO USA, FVEY) In order to further reduce the civil liberties and privacy impacts associated with this activity, key safeguards include: controlled access to users with completed training, documented justification for queries, [redacted] auditing, dissemination restrictions to only that which is relevant for foreign intelligence or counterintelligence purposes, and retention limited to five years unless it has been specifically determined to be relevant for foreign intelligence or counterintelligence.</p>
<p>Governing Laws and Regulations:</p>	<p>(U) Section 1.7(c) of E.O. 12333 authorizes the Director, NSA to collect, process, analyze, produce, and disseminate signals intelligence for foreign intelligence and counterintelligence purposes to support national and departmental missions. The Secretary of Defense issued required procedures known as DoD Regulation 5240.1-R (Procedures Governing the Activities of DoD Intelligence Components That Affect United States Persons) and its Classified Annex.⁵ Furthermore, NSA's signals intelligence activities must comply with the Fourth Amendment to the U.S. Constitution. The primary purpose of these requirements is to protect the rights and privacy of U.S. persons. The sum of these requirements is captured in NSA's Legal Compliance and Minimization Procedures, USSID SP0018, which governs the collection, retention, and dissemination of signals intelligence.</p>
<p>Applicable Policies, Procedures, and Guidelines:</p>	<p>(U) NSA incorporated the laws, regulations and guidelines listed above and other related procedures in an internal document, "Legal Compliance and U.S. Persons Minimization Procedures," also referred to as "U.S. Signals Intelligence Directive SP0018" or "USSID SP0018." These</p>

⁵ (U) See footnote 1.

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	<p>minimization procedures govern the entire process NSA follows when collecting, processing, retaining, and disseminating foreign intelligence that may contain U.S. person information. All NSA employees working with signals intelligence data are required to complete training to keep them abreast of legal requirements.</p> <p>(U) In addition to the laws, regulations, and guidelines that are implemented via USSID SP0018, the NSA adheres to Presidential Policy Directive No. 28 (PPD-28), which provides further policy direction for the United States' conduct of signals intelligence activities. Among other things, PPD-28 requires that the United States' signals intelligence activities "include appropriate safeguards for the personal information of all individuals... To the maximum extent feasible consistent with national security, these policies and procedures are to be applied equally to the personal information of all persons, regardless of nationality."</p>
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(b) (1)
(b) (3) -18 USC 798
(b) (3) -50 USC 3024 (i)
(b) (3) -P.L. 86-36

NSA Classified Data Mining Activity #6 This table is classified TOP SECRET//SI//REL TO USA, FVEY	
Title:	(U// FOUO) [Redacted]
Description:	(TS//SI//REL TO USA, FVEY) [Redacted]
Technology Used:	(TS//SI//REL TO USA, FVEY) [Redacted]
Data Sources:	(TS//SI//REL TO USA, FVEY) [Redacted]
Efficacy Assessment:	(TS//SI//REL TO USA, FVEY) [Redacted]
Privacy Impact Assessment:	<p>(U) Given that there are no changes to the activity, the 2016 assessment remains valid:</p> <p>(U) Using the civil liberties and privacy assessment process described in the Background section, this activity has the following impacts and employs the following safeguards:</p> <p>(U) This data mining activity is not intended to uncover patterns known to be engaged in by U.S. persons.</p> <p>(TS//SI//REL TO USA, FVEY) [Redacted]</p>

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(b) (3) -P.L. 86-36

~~TOP SECRET//SI//NOFORN~~

(b) (1)
(b) (3) -18 USC 798
(b) (3) -50 USC 3024 (i)
(b) (3) -P.L. 86-36

~~(TS//SI//REL TO USA, FVEY)~~ [Redacted]

~~(TS//SI//REL TO USA, FVEY)~~ Purpose: The use of this activity is to discover possible targets in support of counterterrorism.

~~(TS//SI//REL TO USA, FVEY)~~ [Redacted]

~~(TS//SI//REL TO USA, FVEY)~~ [Redacted]

~~(U//FOUO)~~ Safeguards: [Redacted]

NSA also protects the privacy rights of U.S. persons through its minimization procedures. Section 2.3 of E.O. 12333, as amended, specifies that elements of the Intelligence Community are authorized to collect, retain, or disseminate information concerning U.S. persons only in accordance with procedures established by the head of the agency concerned and approved by the Attorney General, after consultation with the Director of National Intelligence. NSA adheres to the limitations that are contained within those procedures and abides by the restrictions in its Attorney General-approved procedures specifically designed to provide protection to the privacy of U.S. persons. Pursuant to PPD-28, NSA implemented supplemental procedures extending comparable safeguards to all individuals, regardless of nationality.

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(b) (1)
(b) (3) -18 USC 798
(b) (3) -50 USC 3024 (i)
(b) (3) -P.L. 86-36

(b) (3) -P.L. 86-36

	<p>(TS//SI//REL TO USA, FVEY) [redacted]</p> <p>include: controlled access to users with completed training, documented justification for queries, [redacted] auditing, dissemination restrictions to only that which is relevant for foreign intelligence or counterintelligence purposes, and retention limited to five years unless it has been specifically determined to be relevant for foreign intelligence or counterintelligence. With respect to this activity [redacted]</p> <p>[redacted]</p>
<p>Governing Laws and Regulations:</p>	<p>(U) Section 1.7(c) of E.O. 12333 authorizes the Director, NSA to collect, process, analyze, produce, and disseminate signals intelligence for foreign intelligence and counterintelligence purposes to support national and departmental missions. The Secretary of Defense issued required procedures known as DoD Regulation 5240.1-R (Procedures Governing the Activities of DoD Intelligence Components That Affect United States Persons) and its Classified Annex. Furthermore, NSA's signals intelligence activities must comply with the Fourth Amendment to the U.S. Constitution. The primary purpose of these requirements is to protect the rights and privacy of U.S. persons. The sum of these requirements is captured in NSA's Legal Compliance and Minimization Procedures, USSID SP0018, which governs the collection, retention, and dissemination of signals intelligence.</p>
<p>Applicable Policies, Procedures, and Guidelines:</p>	<p>(U) NSA incorporated the laws, regulations and guidelines listed above and other related procedures in an internal document, "Legal Compliance and U.S. Persons Minimization Procedures," also referred to as "U.S. Signals Intelligence Directive SP0018" or "USSID SP0018." These minimization procedures govern the entire process NSA follows when collecting, processing, retaining, and disseminating foreign intelligence that may contain U.S. person information. All NSA employees working with signals intelligence data are required to complete training to keep them abreast of legal requirements.</p> <p>(U) In addition to the laws, regulations, and guidelines that are implemented via USSID SP0018, the NSA adheres to Presidential Policy Directive No. 28 (PPD-28), which provides further policy direction for the United States' conduct of signals intelligence activities. Among other things, PPD-28 requires that the United States' signals intelligence activities "include appropriate safeguards for the personal information of all individuals... To the maximum extent feasible consistent with national</p>

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	security, these policies and procedures are to be applied equally to the personal information of all persons, regardless of nationality.”
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National Security Agency

(U) Federal Agency Data Mining Report for Fiscal Year (FY) 2018

(U) Introduction.

(U) The National Security Agency (NSA) has prepared this report in response to Section (c)(3)(A) of Section 804, Public Law 110-53, Federal Agency Data Mining Reporting Act of 2007 (the Act) to address the data mining activities conducted at NSA during Fiscal Year 2018. This report will be made available to those entities required under Section (c)(3)(B) of the Act.

(U) Background.

(U) Pursuant to its mission, NSA uses and develops communications data mining techniques for foreign intelligence purposes, including detection of terrorist activity.

(U) NSA researches the use of commercial and academic data mining techniques to advance its authorized foreign intelligence mission through the science of discovery. The goal is to use the patterns of a target group's activity to identify previously unknown foreign terrorists, foreign intelligence officers, etc. within legally gathered foreign intelligence information.

(U//~~FOUO~~) This report was completed by all Directorates at NSA and compiled by the NSA Office of Civil Liberties, Privacy and Transparency, the Legislative, State and Local Affairs Office, and the Office of the General Counsel. The data mining activities in this 2018 report are the same or similar to activities that were in the previous year's report; however, due to consolidation of efforts and changing requirements, some analytics are scheduled to transition to other programs and/or will be decommissioned. These changes have been noted in this year's report. NSA's Civil Liberties and Privacy Assessment (CLPA) process remains consistent. As noted in the 2017 report, NSA's CLPA process describes the relevant facts using four categories of questions to assess the level of impact on individuals:

- How intrusive/comprehensive is the activity based on the data type(s)?
- How intentionally broad is the activity based on the scope of persons in the data?
- How unspecified/expansive is the activity based on the operational purpose and use of the data?
- How imprecise/inaccurate is the activity's methodology to achieve the operational purpose?

(U//~~FOUO~~) The CLPAs then describe the safeguards that NSA implements to mitigate and reduce these impacts.

(U//~~FOUO~~) In January 2015, NSA adopted written supplemental procedures to formally implement Presidential Policy Directive No. 28 (PPD-28). NSA CLPAs contained in this report assess impacts on all individuals, regardless of nationality, in accordance with PPD-28.

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National Security Agency

(U) Federal Agency Data Mining Report for Fiscal Year (FY) 2018 Classified Annex

(U) Introduction.

(U) The National Security Agency (NSA) has prepared this Annex in compliance with Section (c)(3)(A) of Section 804, Public Law 110-53, Federal Agency Data Mining Reporting Act of 2007 (the Act) to address the classified data mining activities conducted at NSA during Fiscal Year 2018. This Annex will be made available to those entities required under Section (c)(3)(B) of the Act.

(U) Background.

(U) Pursuant to its mission, NSA uses and develops communications data mining techniques for foreign intelligence purposes, including detection of terrorist activity.

(U) NSA researches the use of commercial and academic data mining techniques to advance its authorized foreign intelligence mission through the science of discovery. The goal is to use the patterns of a target group's activity to identify previously unknown foreign terrorists, foreign intelligence officers, etc. within legally gathered foreign intelligence information.

(U//~~FOUO~~) This report was completed by all Directorates at NSA and compiled by the NSA Office of Civil Liberties, Privacy and Transparency, the Legislative, State and Local Affairs Office, and the Office of the General Counsel. The data mining activities in this 2018 report are the same or similar to activities that were in the previous year's report; however, due to consolidation of efforts and changing requirements, some analytics are scheduled to transition to other programs and/or will be decommissioned. These changes have been noted in this year's report. NSA's Civil Liberties and Privacy Assessment (CLPA) process remains consistent. As noted in the 2017 report, NSA's CLPA process describes the relevant facts using four categories of questions to assess the level of impact on individuals:

- How intrusive/comprehensive is the activity based on the data type(s)?
- How intentionally broad is the activity based on the scope of persons in the data?
- How unspecified/expansive is the activity based on the operational purpose and use of the data?
- How imprecise/inaccurate is the activity's methodology to achieve the operational purpose?

(U//~~FOUO~~) The CLPAs then describe the safeguards that NSA implements to mitigate and reduce these impacts.

(b) (3) - P.L. 86-36

Classified By [redacted]
Derived From: NSAM 1-52
Dated: 20180110
Declassify On: [redacted]

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(U//~~FOUO~~) In January 2015, NSA adopted written supplemental procedures to formally implement Presidential Policy Directive No. 28 (PPD-28). NSA CLPAs contained in this report assess impacts on all individuals, regardless of nationality, in accordance with PPD-28.

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(b) (1)
(b) (3)-18 USC 798
(b) (3)-50 USC 3024(i)
(b) (3)-P.L. 86-36

(U) NSA Classified Report for FY2018.

NSA Classified Data Mining Activity #1	
This table is classified TOP SECRET//SI//NOFORN	
Title:	(U// FOUO) [Redacted]
Description:	(TS//SI//NF) [Redacted]
	(TS//SI//NF) [Redacted]
Technology Used:	(TS//SI//REL TO USA, FVEY) [Redacted]
Data Sources:	(TS//SI//REL TO USA, FVEY) [Redacted]
Efficacy Assessment:	(TS//SI//NF) [Redacted]

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(b) (1)
(b) (3) -18 USC 798
(b) (3) -50 USC 3024 (i)
(b) (3) -P.L. 86-36

<p>Privacy Impact Assessment:</p>	<p>(U) Given that there are no changes to the activity, the 2017 assessment remains valid:</p> <p>(U) Using the CLPA process described in the Background section, this activity has the following impacts and employs the following safeguards:</p> <p>(U) This data mining activity is not intended to uncover patterns known to be engaged in by U.S. persons.</p> <p>(TS//SI//REL TO USA, FVEY) [Redacted]</p> <p>[Redacted]</p> <p>(TS//SI//REL TO USA, FVEY) [Redacted]</p> <p>[Redacted]</p> <p>(TS//SI//REL TO USA, FVEY) Purpose: The specified use of the analytic is to discover possible targets for a variety of foreign intelligence or counterintelligence missions.</p> <p>(TS//SI//REL TO USA, FVEY) [Redacted]</p> <p>[Redacted]</p> <p>(TS//SI//REL TO USA, FVEY) [Redacted]</p> <p>[Redacted]</p>

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	<div data-bbox="456 224 1406 380" style="border: 1px solid black; height: 74px; width: 100%;"></div> <p data-bbox="456 411 773 447">(U//FOUO) Safeguards:</p> <div data-bbox="456 447 1406 558" style="border: 1px solid black; height: 53px; width: 100%;"></div> <p data-bbox="1273 527 1341 554" style="text-align: right;">NSA</p> <p data-bbox="456 562 1406 1003">protects the privacy rights of U.S. persons through its minimization procedures. Section 2.3 of E.O. 12333, as amended, specifies that elements of the Intelligence Community (IC) are authorized to collect, retain, or disseminate information concerning U.S. persons only in accordance with procedures established by the head of the agency concerned and approved by the Attorney General (AG), after consultation with the Director of National Intelligence (DNI). NSA adheres to the limitations that are contained within those procedures and abides by the restrictions in its AG-approved procedures, which are specifically designed to provide protection to the privacy of U.S. persons. Pursuant to PPD-28, NSA implemented supplemental procedures extending comparable safeguards to all individuals, regardless of nationality.</p> <div data-bbox="456 1045 1406 1079" style="border: 1px solid black; height: 16px; width: 100%;">(TS//SI//REL TO USA, FVEY)</div> <div data-bbox="456 1079 1406 1346" style="border: 1px solid black; height: 127px; width: 100%;"></div>
<p data-bbox="212 1377 456 1444">Governing Laws and Regulations:</p>	<p data-bbox="456 1377 1416 1696">(U) NSA activities must comply with the Fourth Amendment to the U.S. Constitution. Section 1.7(c) of E.O. 12333 authorizes the Director, NSA to collect, process, analyze, produce, and disseminate SIGINT for foreign intelligence and counterintelligence purposes to support national and departmental missions. The Secretary of Defense issued required minimization procedures known as DoD Manual 5240.01 (Procedures Governing the Conduct of DoD Intelligence Activities) and its Classified Annex.¹ The sum of these requirements is captured in an internal document, "Legal Compliance and U.S. Persons Minimization</p>

¹ (U) Note that, effective 8 August 2016, the Secretary of Defense, in coordination with the Director of National Intelligence and with the approval of the Attorney General, issued DoD Manual 5240.01 to govern the conduct of DoD intelligence activities. DoDM 5240.01 supersedes Procedures 1-10 in DoD 5240.01-R. DoDD 5148.13 subsequently superseded DoD 5240.01-R Procedures 14 and 15 Procs. Procedures 11-13 of DoD 5240.01-R remain in effect. Additionally, the Classified Annex remains in effect until updated or superseded.

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	<p>Procedures,” also referred to as “U.S. Signals Intelligence Directive SP0018” or simply “USSID SP0018,” which governs the collection, processing, retention, and dissemination of SIGINT. The primary purpose of these requirements is to protect the rights and privacy of U.S. persons.</p>
<p>Applicable Policies, Procedures, and Guidelines:</p>	<p>(U) NSA incorporated the laws, regulations, and guidelines listed in the Governing Laws and Regulations portion of this table and other related procedures in USSID SP0018. These minimization procedures govern the entire process NSA follows when collecting, processing, retaining, and disseminating foreign intelligence that may contain U.S. person information. All NSA affiliates working with SIGINT data are required to complete mandatory training to keep them abreast of legal requirements.</p> <p>(U) In addition to the laws, regulations, and guidelines that are implemented via USSID SP0018, NSA adheres to PPD-28, which provides further policy direction for the United States’ conduct of SIGINT activities. Among other things, PPD-28 requires that the United States’ SIGINT activities “include appropriate safeguards for the personal information of all individuals... To the maximum extent feasible, consistent with national security, these policies and procedures are to be applied equally to the personal information of all persons, regardless of nationality.”</p>

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(b) (1)
(b) (3) -18 USC 798
(b) (3) -50 USC 3024(i)
(b) (3) -P.L. 86-36

NSA Classified Data Mining Activity #2 This table is classified TOP SECRET//SI//NOFORN	
Title:	(U// FOUO) [Redacted]
Description:	(S//SI//REL TO USA, FVEY) [Redacted]
	(S//SI//REL TO USA, FVEY) [Redacted]
	(S//SI//REL TO USA, FVEY) [Redacted]
Technology Used:	(C//REL TO USA, FVEY) [Redacted]
	(S//SI//REL TO USA, FVEY) [Redacted]

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~~TOP SECRET//SI//NOFORN~~

(b) (1)
(b) (3)-18 USC 798
(b) (3)-50 USC 3024 (i)
(b) (3)-P.L. 86-36

	<p>(TS//SI//REL TO USA, FVEY)</p> <p>(S//SI//REL TO USA, FVEY)</p>
Data Sources:	<p>(TS//SI//NF)</p>
Efficacy Assessment:	<p>(TS//SI//REL TO USA, FVEY)</p> <p>(S//SI//REL TO USA, FVEY)</p>
Privacy Impact Assessment:	<p>(U) Using the CLPA process described in the Background section, this activity has the following impacts and employs the following safeguards:</p> <p>(U) This data mining activity is not intended to uncover patterns known to be engaged in by U.S. persons.</p>

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(b) (1)
(b) (3)-18 USC 798
(b) (3)-50 USC 3024 (i)
(b) (3)-P.L. 86-36

~~(TS//SI//NF)~~

[Redacted]

~~(TS//SI//NF)~~

[Redacted]

(b) (1)
(b) (3)-18 USC 798
(b) (3)-50 USC 3024 (i)
(b) (3)-P.L. 86-36

~~(S//SI//REL TO USA, FVEY)~~ Purpose: The purpose of this activity is to discover individuals who are potentially involved in terrorism, human trafficking, cyber attacks, and narcoterrorism [Redacted]

[Redacted] The purpose and use for this activity is general foreign intelligence value [Redacted]

~~(TS//SI//NF)~~

[Redacted]

~~(TS//SI//NF)~~

[Redacted]

(b) (3)-P.L. 86-36

~~(U//FOUO)~~

[Redacted]

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	<p>NSA also protects the privacy rights of U.S. persons through its minimization procedures. Section 2.3 of E.O. 12333, as amended, specifies that elements of the IC are authorized to collect, retain, or disseminate information concerning U.S. persons only in accordance with procedures established by the head of the agency concerned and approved by the AG, after consultation with the DNI. NSA adheres to the limitations that are contained within those procedures and abides by the restrictions in its AG-approved procedures specifically designed to provide protection to the privacy of U.S. persons. Pursuant to PPD-28, NSA implemented supplemental procedures extending comparable safeguards to all individuals, regardless of nationality.</p> <p>(TS//SI//REL TO USA, FVEY) In order to further reduce the CLP impacts associated with this activity, key safeguards include: controlled access to users with completed training, documented justification for queries, auditing, dissemination restrictions to only that which is relevant for foreign intelligence or counterintelligence purposes, and retention limited to 5 years unless it has been specifically determined to be relevant for foreign intelligence or counterintelligence. The impact of this activity is also mitigated by the masking of U.S. and Second Party person results whenever they can be identified.</p>
<p>Governing Laws and Regulations:</p>	<p>(U) NSA activities must comply with the Fourth Amendment to the U.S. Constitution. Section 1.7(c) of E.O. 12333 authorizes the Director, NSA to collect, process, analyze, produce, and disseminate SIGINT for foreign intelligence and counterintelligence purposes to support national and departmental missions. The Secretary of Defense issued required minimization procedures DoDM 5240.01 and its Classified Annex.² The sum of these requirements is captured in USSID SP0018, which governs the collection, processing, retention, and dissemination of SIGINT. The primary purpose of these requirements is to protect the rights and privacy of U.S. persons.</p>
<p>Applicable Policies, Procedures, and Guidelines:</p>	<p>(U) NSA incorporated the laws, regulations, and guidelines listed above and other related procedures in USSID SP0018. These minimization procedures govern the entire process NSA follows when collecting, processing, retaining, and disseminating foreign intelligence that may contain U.S. person information. All NSA affiliates working with SIGINT data are required to complete mandatory training to keep them abreast of legal requirements.</p>

² (U) See footnote 1.

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	<p>(U) In addition to the laws, regulations, and guidelines that are implemented via USSID SP0018, NSA adheres to PPD-28, which provides further policy direction for the United States' conduct of SIGINT activities. Among other things, PPD-28 requires that the United States' SIGINT activities "include appropriate safeguards for the personal information of all individuals... To the maximum extent feasible consistent with national security, these policies and procedures are to be applied equally to the personal information of all persons, regardless of nationality."</p>
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(b) (1)
(b) (3) -18 USC 798
(b) (3) -50 USC 3024 (i)
(b) (3) -P.L. 86-36

NSA Classified Data Mining Activity #3	
This table is classified TOP SECRET//SI//REL TO USA, FVEY	
Title:	(TS//SI//REL TO USA, FVEY) [Redacted]
Description:	(S//SI//REL TO USA, FVEY) [Redacted] (S//SI//REL TO USA, FVEY) [Redacted]
Technology Used:	(S//SI//REL TO USA, FVEY) [Redacted] (S//SI//REL TO USA, FVEY) [Redacted] (S//SI//REL TO USA, FVEY) [Redacted]

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(b) (1)
(b) (3) -18 USC 798
(b) (3) -50 USC 3024 (i)
(b) (3) -P.L. 86-36

Data Sources:	<p>(TS//SI//REL TO USA, FVEY)</p>
Efficacy Assessment:	<p>(TS//SI//REL TO USA, FVEY)</p>
Privacy Impact Assessment:	<p>(U) Given that there are minimal changes to the activity, the 2017 assessment remains valid:</p> <p>(U) Using the CLPA process described in the Background section, this activity has the following impacts and employs the following safeguards:</p> <p>(U) This data mining activity is not intended to uncover patterns known to be engaged in by U.S. persons.</p> <p>(TS//SI//REL TO USA, FVEY)</p> <p>(TS//SI//REL TO USA, FVEY)</p> <p>(TS//SI//REL TO USA, FVEY)</p> <p>(TS//SI//REL TO USA, FVEY) Purpose: The purpose and use of these analytics is broadly defined to include any patterns to discover possible targets for any foreign intelligence or counterintelligence mission. As</p>

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(b) (1)
(b) (3) -18 USC 798
(b) (3) -50 USC 3024 (i)
(b) (3) -P.L. 86-36

noted, the purpose and uses are controlled through documented foreign intelligence/counterintelligence justifications for queries and auditing.

~~(TS//SI//REL TO USA, FVEY)~~

~~(TS//SI//REL TO USA, FVEY)~~

(U//FOUO) Safeguards:

NSA

protects the privacy rights of U.S. persons through its minimization procedures. Section 2.3 of E.O. 12333, as amended, specifies that elements of the IC are authorized to collect, retain, or disseminate information concerning U.S. persons only in accordance with procedures established by the head of the agency concerned and approved by the AG, after consultation with the DNI. NSA adheres to the limitations that are contained within those procedures and abides by the restrictions in its AG-approved procedures specifically designed to provide protection to the privacy of U.S. persons. Pursuant to PPD-28, NSA implemented supplemental procedures extending comparable safeguards to all individuals, regardless of nationality.

~~(TS//SI//REL TO USA, FVEY)~~

In order to further reduce the CLP impacts associated with this activity, key safeguards include: controlled access to users with completed training, documented justification for queries, auditing, dissemination restrictions to only that which is relevant for foreign intelligence or counterintelligence purposes, and retention limited

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	to 5 years unless it has been specifically determined to be relevant for foreign intelligence or counterintelligence.
Governing Laws and Regulations:	(U) NSA activities must comply with the Fourth Amendment to the U.S. Constitution. Section 1.7(c) of E.O. 12333 authorizes the Director, NSA to collect, process, analyze, produce, and disseminate SIGINT for foreign intelligence and counterintelligence purposes to support national and departmental missions. The Secretary of Defense issued required minimization procedures DoDM 5240.01 and its Classified Annex. ³ The sum of these requirements is captured in USSID SP0018, which governs the collection, processing, retention, and dissemination of SIGINT. The primary purpose of these requirements is to protect the rights and privacy of U.S. persons.
Applicable Policies, Procedures, and Guidelines:	<p>(U) NSA incorporated the laws, regulations, and guidelines listed above and other related procedures in USSID SP0018. These minimization procedures govern the entire process NSA follows when collecting, processing, retaining, and disseminating foreign intelligence that may contain U.S. person information. All NSA affiliates working with SIGINT data are required to complete mandatory training to keep them abreast of legal requirements.</p> <p>(U) In addition to the laws, regulations, and guidelines that are implemented via USSID SP0018, NSA adheres to PPD-28, which provides further policy direction for the United States' conduct of SIGINT activities. Among other things, PPD-28 requires that the United States' SIGINT activities "include appropriate safeguards for the personal information of all individuals... To the maximum extent feasible consistent with national security, these policies and procedures are to be applied equally to the personal information of all persons, regardless of nationality."</p>

³ See footnote 1.

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(b) (1)
(b) (3)-18 USC 798
(b) (3)-50 USC 3024 (i)
(b) (3)-P.L. 86-36

NSA Classified Data Mining Activity #4
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Title: ~~(TS//SI//REL TO USA, FVEY)~~

Description: ~~(S//SI//REL TO USA, FVEY)~~

~~(S//SI//REL TO USA, FVEY)~~

Technology Used: ~~(TS//SI//REL TO USA, FVEY)~~

~~(TS//SI//REL TO USA, FVEY)~~

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(b) (1)
(b) (3) -18 USC 798
(b) (3) -50 USC 3024 (i)
(b) (3) -P.L. 86-36

Data Sources:	<p>(TS//SI//REL TO USA, FVEY)</p>
Efficacy Assessment:	<p>(S//SI//REL TO USA, FVEY)</p>
Privacy Impact Assessment:	<p>(U) Given that there are no changes to the activity, the 2017 assessment remains valid:</p> <p>(U) Using the CLPA process described in the Background section, this activity has the following impacts and employs the following safeguards:</p> <p>(U) This data mining activity is not intended to uncover patterns known to be engaged in by U.S. persons.</p> <p>(TS//SI//REL TO USA, FVEY)</p>

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(b) (3) -P.L. 86-36

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(b) (1)
(b) (3) -18 USC 798
(b) (3) -50 USC 3024 (i)
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~~(TS//SI//NF)~~

[Redacted]

~~(TS//SI//REL TO USA, FVEY)~~ Purpose: The use of this activity is to track targets and discover new targets in support of a variety of foreign intelligence and counterintelligence needs.

~~(TS//SI//REL TO USA, FVEY)~~

[Redacted]

~~(TS//SI//REL TO USA, FVEY)~~

[Redacted]

~~(U//FOUO)~~ Safeguards:

[Redacted]

NSA

also protects the privacy rights of U.S. persons through its minimization procedures. Section 2.3 of E.O. 12333, as amended, specifies that elements of the IC are authorized to collect, retain, or disseminate information concerning U.S. persons only in accordance with procedures established by the head of the agency concerned and approved by the AG, after consultation with the DNI. NSA adheres to the limitations that are contained within those procedures and abides by the restrictions in its AG-approved procedures specifically designed to provide protection to the privacy of U.S. persons. Pursuant to PPD-28, NSA implemented supplemental procedures extending comparable safeguards to all individuals, regardless of nationality.

~~(TS//SI//REL TO USA, FVEY)~~ In order to further reduce CLP impacts associated with this activity, key safeguards include: controlled access to

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	users with completed training, documented justification for queries, <input type="checkbox"/> auditing, dissemination restrictions to only that which is relevant for foreign intelligence or counterintelligence purposes, and retention limited to five years unless it has been specifically determined to be relevant for foreign intelligence or counterintelligence. In addition, all queries conducted by analysts under this activity are subject to auditing and review to validate both the appropriateness of the query conducted and the foreign intelligence or counterintelligence need.
Governing Laws and Regulations:	(U) NSA activities must comply with the Fourth Amendment to the U.S. Constitution, and must be conducted in accordance with FISA. Section 1.7(c) of E.O. 12333 authorizes the Director, NSA to collect, process, analyze, produce, and disseminate SIGINT for foreign intelligence and counterintelligence purposes to support national and departmental missions. The Secretary of Defense issued required minimization procedures DoDM 5240.01 and its Classified Annex. ⁴ The sum of these requirements is captured in USSID SP0018, which governs the collection, processing, retention, and dissemination of SIGINT. The primary purpose of these requirements is to protect the rights and privacy of U.S. persons.
Applicable Policies, Procedures, and Guidelines:	<p>(U) NSA incorporated the laws, regulations and guidelines listed above and other related procedures in USSID SP0018. These minimization procedures govern the entire process NSA follows when collecting, processing, retaining, and disseminating foreign intelligence that may contain U.S. person information. All NSA affiliates working with SIGINT data are required to complete mandatory training to keep them abreast of legal requirements.</p> <p>(U) In addition to the laws, regulations, and guidelines that are implemented via USSID SP0018, the NSA adheres to PPD-28, which provides further policy direction for the United States' conduct of SIGINT activities. Among other things, PPD-28 requires that the United States' SIGINT activities "include appropriate safeguards for the personal information of all individuals... To the maximum extent feasible consistent with national security, these policies and procedures are to be applied equally to the personal information of all persons, regardless of nationality."</p>

⁴ (U) See footnote 1.

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(b) (1)
(b) (3) -18 USC 798
(b) (3) -50 USC 3024 (i)
(b) (3) -P.L. 86-36

NSA Classified Data Mining Activity #5	
This table is classified SECRET//SI//REL TO USA, FVEY	
Title:	(U// FOUO) [Redacted]
Description:	(S//SI//REL TO USA, FVEY) [Redacted]
	(S//SI//REL TO USA, FVEY) [Redacted]
Technology Used:	(S//SI//REL TO USA, FVEY) [Redacted]
Data Sources:	(S//SI//REL TO USA, FVEY) [Redacted]
Efficacy Assessment:	(S//SI//REL TO USA, FVEY) [Redacted]

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(b) (3)-18 USC 798
(b) (3)-50 USC 3024 (i)
(b) (3)-P.L. 86-36

Privacy Impact Assessment:	<p>(U) Using the CLPA process described in the Background section, this activity has the following impacts and employs the following safeguards:</p> <p>(U) This data mining activity is not intended to uncover patterns known to be engaged in by U.S. persons.</p> <p>(TS//SI//REL TO USA, FVEY) [Redacted]</p> <p>[Redacted]</p> <p>(TS//SI//REL TO USA, FVEY) [Redacted]</p> <p>[Redacted]</p> <p>(S//SI//REL TO USA, FVEY) [Redacted]</p> <p>[Redacted]</p> <p>(TS//SI//REL TO USA, FVEY) [Redacted]</p> <p>[Redacted]</p> <p>(TS//SI//REL TO USA, FVEY) [Redacted]</p> <p>[Redacted]</p>

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	<p>(U//FOUO) Safeguards:</p> <p>[REDACTED]</p> <p>NSA also protects the privacy rights of U.S. persons through its minimization procedures. Section 2.3 of E.O. 12333, as amended, specifies that elements of the IC are authorized to collect, retain, or disseminate information concerning U.S. persons only in accordance with procedures established by the head of the agency concerned and approved by the AG, after consultation with the DNI. NSA adheres to the limitations that are contained within those procedures and abides by the restrictions in its AG-approved procedures specifically designed to provide protection to the privacy of U.S. persons. Pursuant to PPD-28, NSA implemented supplemental procedures extending comparable safeguards to all individuals, regardless of nationality.</p> <p>(TS//SI//REL TO USA, FVEY) In order to further reduce the CLP impacts associated with this activity, key safeguards include: controlled access to users with completed training, documented justification for queries, [REDACTED] auditing, dissemination restrictions to only that which is relevant for foreign intelligence or counterintelligence purposes, and retention limited to 5 years unless it has been specifically determined to be relevant for foreign intelligence or counterintelligence.</p>
<p>Governing Laws and Regulations:</p>	<p>(U) NSA activities must comply with the Fourth Amendment to the U.S. Constitution. Section 1.7(c) of E.O. 12333 authorizes the Director, NSA to collect, process, analyze, produce, and disseminate SIGINT for foreign intelligence and counterintelligence purposes to support national and departmental missions. The Secretary of Defense issued required minimization procedures DoDM 5240.01 and its Classified Annex.⁵ The sum of these requirements is captured in USSID SP0018, which governs the collection, processing, retention, and dissemination of SIGINT. The primary purpose of these requirements is to protect the rights and privacy of U.S. persons.</p>
<p>Applicable Policies, Procedures, and Guidelines:</p>	<p>(U) NSA incorporated the laws, regulations and guidelines listed above and other related procedures in USSID SP0018. These minimization procedures govern the entire process NSA follows when collecting, processing, retaining, and disseminating foreign intelligence that may contain U.S. person information. All NSA affiliates working with SIGINT data are required to complete mandatory training to keep them abreast of legal requirements.</p>

⁵ See footnote 1.

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	<p>(U) In addition to the laws, regulations, and guidelines that are implemented via USSID SP0018, the NSA adheres to PPD-28, which provides further policy direction for the United States' conduct of SIGINT activities. Among other things, PPD-28 requires that the United States' SIGINT activities "include appropriate safeguards for the personal information of all individuals... To the maximum extent feasible consistent with national security, these policies and procedures are to be applied equally to the personal information of all persons, regardless of nationality."</p>
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(b) (1)
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(b) (3) -50 USC 3024 (i)
(b) (3) -P.L. 86-36

NSA Classified Data Mining Activity #6 This table is classified TOP SECRET//SI//REL TO USA, FVEY	
Title:	(U//FOUO) [Redacted]
Description:	(TS//SI//REL TO USA, FVEY) [Redacted]
Technology Used:	(TS//SI//REL TO USA, FVEY) [Redacted]
Data Sources:	(TS//SI//REL TO USA, FVEY) [Redacted]
Efficacy Assessment:	(TS//SI//REL TO USA, FVEY) [Redacted]
Privacy Impact Assessment:	(U) Given that there are no changes to the activity, the 2017 assessment remains valid:

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(U) Using the CLPA process described in the Background section, this activity has the following impacts and employs the following safeguards:

(U) This data mining activity is not intended to uncover patterns known to be engaged in by U.S. persons.

~~(TS//SI//REL TO USA, FVEY)~~ [Redacted]

[Redacted]

~~(TS//SI//REL TO USA, FVEY)~~ [Redacted]

[Redacted]

~~(TS//SI//REL TO USA, FVEY)~~ Purpose: The use of this activity is to discover possible targets in support of counterterrorism.

~~(TS//SI//REL TO USA, FVEY)~~ [Redacted]

[Redacted]

~~(TS//SI//REL TO USA, FVEY)~~ [Redacted]

[Redacted]

(U//FOUO) Safeguards: [Redacted]

NSA also protects the privacy rights of U.S. persons through its minimization procedures. Section 2.3 of E.O. 12333, as amended, specifies that elements of the IC are authorized to collect, retain, or disseminate

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(b) (1)
(b) (3)-18 USC 798
(b) (3)-50 USC 3024 (i)
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	<p>information concerning U.S. persons only in accordance with procedures established by the head of the agency concerned and approved by the AG, after consultation with the DNI. NSA adheres to the limitations that are contained within those procedures and abides by the restrictions in its AG approved procedures specifically designed to provide protection to the privacy of U.S. persons. Pursuant to PPD-28, NSA implemented supplemental procedures extending comparable safeguards to all individuals, regardless of nationality.</p> <p>(TS//SI//REL TO USA, FVEY) [redacted]</p> <p>[redacted] include: controlled access to users with completed training, documented justification for queries, [redacted] auditing, dissemination restrictions to only that which is relevant for foreign intelligence or counterintelligence purposes, and retention limited to 5 years unless it has been specifically determined to be relevant for foreign intelligence or counterintelligence. With respect to this activity</p> <p>[redacted]</p>
<p>Governing Laws and Regulations:</p>	<p>(U) NSA's activities must comply with the Fourth Amendment to the U.S. Constitution. Section 1.7(c) of E.O. 12333 authorizes the Director, NSA to collect, process, analyze, produce, and disseminate SIGINT for foreign intelligence and counterintelligence purposes to support national and departmental missions. The Secretary of Defense issued required minimization procedures DoDM 5240.1 and its Classified Annex.⁶ The sum of these requirements is captured in USSID SP0018, which governs the collection, processing, retention, and dissemination of SIGINT. The primary purpose of these requirements is to protect the rights and privacy of U.S. persons.</p>
<p>Applicable Policies, Procedures, and Guidelines:</p>	<p>(U) NSA incorporated the laws, regulations and guidelines listed above and other related procedures in USSID SP0018. These minimization procedures govern the entire process NSA follows when collecting, processing, retaining, and disseminating foreign intelligence that may contain U.S. person information. All NSA affiliates working with SIGINT data are required to complete mandatory training to keep them abreast of legal requirements.</p>

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⁶ (U) See footnote 1.

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	<p>(U) In addition to the laws, regulations, and guidelines that are implemented via USSID SP0018, the NSA adheres to PPD-28, which provides further policy direction for the United States' conduct of SIGINT activities. Among other things, PPD-28 requires that the United SIGINT activities "include appropriate safeguards for the personal information of all individuals... To the maximum extent feasible consistent with national security, these policies and procedures are to be applied equally to the personal information of all persons, regardless of nationality."</p>
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