Approved for public release as redacted by the ODNI 20160811

U.S. FOREIGN INTELLIGENCE SURVEILLANCE COURT
2016 JUL 15 PM 3:18

EXHIBIT G

MINIMIZATION PROCEDURES USED BY THE NATIONAL COUNTERTERRORISM CENTER IN CONNECTION WITH INFORMATION ACQUIRED BY THE FEDERAL BUREAU OF INVESTIGATION PURSUANT TO SECTION 702 OF THE FOREIGN INTELLIGENCE SURVEILLANCE ACT OF 1978, AS AMENDED

I. (U) GENERAL PROVISIONS

~~(S)~~ With respect to information obtained by the National Counterterrorism Center (NCTC) from the Federal Bureau of Investigation (FBI) and acquired pursuant to section 702 of the Foreign Intelligence Surveillance Act of 1978, as amended (FISA or "the Act"), NCTC will follow the procedures set forth below. These procedures do not authorize NCTC to directly acquire or collect information pursuant to the Act. The Attorney General has adopted the procedures set forth below after concluding that they satisfy the requirements of minimization procedures, as defined in the Act at 50 U.S.C. §§ 1801(h) and 1821(4).

II. (U) INFORMATION IN FBI GENERAL INDICIES

~~(S)~~ With respect to section 702-acquired information that the FBI has determined satisfies the applicable retention and dissemination requirements set forth in the FBI Section 702 Minimization Procedures, and that the FBI has uploaded or otherwise placed into FBI general indices (such as the Automated Case Support (ACS) system or successor systems) under case classifications that are reasonably likely to contain information related to terrorism or counterterrorism, the following provisions shall apply. None of the following provisions shall affect additional restrictions that the FBI may impose on the retention, use, or dissemination of such information:

~~Classified by: The Attorney General~~
~~Pursuant to: 1.4(c)~~
~~Declassify on: 20 August 2037~~

Approved for public release as redacted by the ODNI 20160811

1. ~~(S//NF)~~ For the purpose of these procedures, NCTC may consider all section 702-acquired information that it accesses in FBI general indices, and that reasonably appears to be foreign intelligence information, necessary to understand foreign intelligence information, or necessary to assess the importance of foreign intelligence information, to have been disseminated by FBI to NCTC in accordance with the FBI Section 702 Minimization Procedures.

2. ~~(S//NF)~~ If NCTC accesses section 702-acquired information in FBI general indices that is evidence of a crime, but does not reasonably appear to be foreign intelligence information or necessary to understand or assess the importance of foreign intelligence information, NCTC may not retain, use, or disseminate this information.

3. ~~(S//NF)~~ If NCTC ingests or transfers section 702-acquired information from FBI general indices into NCTC systems before reviewing such information, NCTC may presume that such information reasonably appears to be foreign intelligence information, is necessary to understand or assess the importance of foreign intelligence information, or is evidence of a crime. If NCTC discovers any section 702-acquired information transferred from FBI general indices to NCTC systems that NCTC determines is evidence of a crime, but does not reasonably appear to be foreign intelligence information or necessary to understand or assess the importance of foreign intelligence information, NCTC shall promptly remove such information from all NCTC systems.

4. ~~(S//NF)~~ NCTC personnel may only access FBI general indices, or review section 702-acquired information from FBI general indices that has been ingested or transferred into NCTC systems, if they first receive training regarding these limitations.

III. (U) INTERPRETATION

(U) NCTC shall refer all significant questions relating to the interpretation of these procedures to the Department of Justice, National Security Division.

Eric H. Holder, Jr.
Attorney General of the United States

8-22-12
Date