

MEMORANDUM

To: David G. Marwell
From: T. Jeremy Gunn
Date: May 27, 1995
Re: Review of Restricted Material By Staff Members Without Clearances
File: 3.____

There has been a question whether ARRB Staff members may, before receiving their security clearances, review unclassified documents that nevertheless contain restricted material. The President John F. Kennedy Assassination Records Collection Act of 1992 provides that: “during the pendency of [background] investigations, the Review Board shall ensure that any such employee *does not have access to, or responsibility involving, classified or otherwise restricted* assassination record material.” 44 U.S.C. § 2107, Sect. 8(b)(3)(B)(I) (emphasis added).

Based upon this statutory language, it would seem advisable for staff members without security clearances not to examine documents containing postponed information, even when that information is not classified.