

**BY THE ORDER OF THE COMMANDER
NORAD AND USNORTHCOM**

**NORAD AND USNORTHCOM
INSTRUCTION 14-3**

5 May 2009

Intelligence

DOMESTIC IMAGERY (U)



COMPLIANCE WITH THIS PUBLICATION IS MANDATORY

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Certified by: N-NC/CS (Maj Gen John H. Bordelon)
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(U) This instruction implements Department of Defense Directive (DODD) 5240.1, *DOD Intelligence Activities*, DOD Regulation 5240.1-R, *Procedures Governing the Activities of DOD Intelligence Components that Affect United States Persons*, National Geospatial Intelligence Agency (NGA) policy and Defense Intelligence Agency (DIA) policy regarding domestic imagery. It provides policy, assigns responsibilities, and sets procedure for the conduct of domestic imagery functions within Headquarters (HQ) North American Aerospace Defense Command (NORAD) and HQ United States Northern Command (USNORTHCOM), subordinate joint components, and task forces. This instruction applies to all United States personnel within HQ NORAD and USNORTHCOM, staff elements, joint task forces, and other subordinate joint organizations that have U.S. military forces, DOD civilian, and DOD contractor personnel assigned, attached, or detailed to them who perform or support intelligence activities, as defined by DOD 5240.1. This includes, but is not limited to, the organizations listed in **Attachment 2** and assigned or attached Reserve personnel and National Guard personnel in a Title 10 or Title 32 status, or who are performing a federal mission. This instruction also applies to NORAD and USNORTHCOM Service components when performing a mission for NORAD and USNORTHCOM but does not apply to NORAD and USNORTHCOM Service component commands when performing Service specific missions. Intelligence oversight of NORAD and USNORTHCOM Service component commands for Service specific missions is conducted and reported to their respective services under Service regulations. Send recommendations to change, add, or delete information in this instruction to HQ NORAD and USNORTHCOM Director of Intelligence, (ATTN: N-NC/J2-JA), Building 920, 570 Suffolk Street, Peterson AFB, CO 80914-1680 using the AF IMT 847, *Recommendation for Change of Publication*. Maintain and dispose of records created as a result of prescribed processes in accordance with the Joint Staff Disposition Schedule CJCSM 5760.01 *Joint Staff and Combatant Command Records Management Manual: Volume I (Procedures) & Volume II (Disposition Schedule)* which may be found on-line at: http://www.dtic.mil/cjcs_directives/cdata/unlimit/m576001v1.pdf

http://www.dtic.mil/cjcs_directives/cdata/unlimit/m576001v2.pdf. See Attachment 1 for Glossary of References and Supporting Information.

(U) SUMMARY OF CHANGES

(U) This command instruction supersedes and replaces in its entirety, N-NC J2 OI 14-3, *Domestic Imagery*, dated 4 December 2004. General changes include:

(U) Categories of Domestic Imagery and Geospatial Intelligence. Provides guidance on procedures and processes for requesting various types of domestic Imagery and Geospatial Intelligence data.

(U) Use of DOD Intelligence Component Capabilities for Other Than Intelligence Activities. Provides guidance for NORAD and USNORTHCOM and its components when requesting the use of DOD intelligence component capabilities to perform activities or missions other than intelligence activities using domestic imagery, such as Incident Assessment and Awareness (IAA).

(U) Proper Use Memorandum (PUM) and Proper Use Statements. Provides guidance on the purpose for and information required in a PUM for National Geospatial Intelligence Agency (NGA) requirements. Also provides guidance on the information required to perform a review of imagery for proper use for airborne terrestrial, maritime, subsurface and commercial sensors.

(U) Domestic Imagery Request (DIR). Provides guidance on the process and information required for ad hoc domestic imagery requests for both National Technical Means (NTM) controlled by NGA and terrestrial, maritime, subsurface, airborne and commercial sensors.

(U) Dissemination and Security/Declassification Review. Provides guidance on dissemination of geospatial data, imagery, portal, userid/password access to imagery, and geospatial data products. Provides guidance on security and declassification review of geospatial intelligence data and airborne sensor imagery.

1. (U) Purpose.

1.1. (U) This instruction prescribes the policy, procedures and responsibilities for requesting, collecting, processing, and disseminating domestic imagery for the NORAD and USNORTHCOM missions by NORAD and USNORTHCOM and its components. This instruction is based on: Executive Order No. 12333, Department of Defense directives, instructions and policy, National Geospatial-Intelligence Agency (NGA) NSGM CS 9400.07. Domestic Imagery, the directives and policies of the Director of National Intelligence and NGA Offices of the General Counsel, and the directive and policies of the Defense Intelligence Agency (DIA) and DIA Offices of the General Counsel. Policies and procedures prescribed in this operating instruction apply to members of NORAD and USNORTHCOM, its components and subordinates.

1.2. (U//FOUO) For purposes of this instruction, imagery is defined as, "a likeness or presentation of any natural or man-made feature or related object or activity, and the positional data acquired at the same time the likeness or representation was acquired, including: products produced by space-based national intelligence reconnaissance systems; and likeness and presentations produced by satellites, airborne platforms, unmanned aerial vehicles, or other similar means." Imagery sensors will include, but are not limited to, Electro Optical (EO), Thermal/Infrared (IR), Synthetic Aperture RADAR (SAR), Overhead Non-Imaging Infrared (ONIR), Multi/Hyper/Ultra Spectral (MSI, HIS, USI), natural light photo cameras (e.g. U2 OBC),

full motion video (FMV), and Laser Imaging Detection and Ranging (LIDAR). Domestic Imagery and other relevant terms are defined in **Attachment 1** of this instruction.

2. (U) Policy.

2.1. (U) Intelligence Activities. Intelligence oversight applies to any intelligence activities conducted by DOD intelligence components or personnel assigned or attached to DOD intelligence components. Under the provisions of DODD 5240.1, the only authorized intelligence activities that can be conducted by DOD intelligence components and personnel are foreign intelligence (FI) and counterintelligence (CI). When DOD intelligence components or personnel are conducting FI or CI activity, information concerning United States persons may only be collected, retained, or disseminated in accordance with the guidance in DOD 5240.1-R. Guidance applicable to NORAD and USNORTHCOM, its components and subordinate units is published in NORAD and USNORTHCOM Instruction 14-103, *Intelligence Oversight*, dated 16 April 2007. Additional guidance in understanding the rules and procedures in DOD 5240.1-R can be found in the Defense Intelligence Agency's *Intelligence Law Handbook*.

2.2. (U) Use of DOD Intelligence Component Capabilities for Activities Other Than Intelligence Activities. DOD intelligence component capabilities and personnel may not be used for activities other than FI or CI unless that use is approved by the Secretary of Defense (SecDef) or his delegee. Examples of such use would be as part of Defense Support to Civil Authority (DSCA) missions to include such activities as the planning for and tasking of intelligence collection platforms, the collection, analysis, retention, production, and dissemination of data, reports from collection platforms, and the provision of technical assistance to other agencies. Domestic geospatial and imagery support to other federal agencies for hurricane disasters, earthquakes, and wildfires for damage assessment, search and rescue (SAR) and other operations approved by SecDef would fall within this category of DOD intelligence component capabilities being used for other than intelligence activities. Use of DOD Intelligence Surveillance and Reconnaissance (ISR) capabilities for domestic non-intelligence activities described above shall be referred to as Incident Awareness and Assessment (IAA). Intelligence oversight rules under DOD 5240.1-R will not automatically apply for use of DOD intelligence component capabilities for other than intelligence activities. Any operational parameters or limitations on the use of DOD intelligence component capabilities, collection, retention, or dissemination of derived data will be specified in the mission approval from the SecDef or his designate.

2.3. (U) DOD Intelligence Component Capability Support to Civilian Law Enforcement Agencies. Because of potential violations of the *Posse Comitatus Act*, through DOD support to civilian law enforcement agencies, requests for military support to civilian law enforcement agencies (MSCLEA) are closely reviewed and processed separately for approval. When the request for support to a civilian law enforcement agency involves the provision of foreign intelligence or counterintelligence support, it is an intelligence activity subject to intelligence oversight, and will be processed in accordance with Procedure 12 of DOD 5240.1-R and DODD 5525.5, *DOD Cooperation with Civilian Law Enforcement Officials*. When the requested DOD intelligence component capability support to civilian law enforcement agencies does not involve foreign intelligence or counterintelligence, it must be processed in accordance with DODD 5525.5 and must also be approved by the SecDef or his delegee.

2.4. (U) General Policy.

2.4.1. (U) The use of classified domestic national reconnaissance imagery and Overhead Non-imaging Infra Red (ONIR) may be granted to the requester by approval of a PUM that justifies the request and commits an organization to the proper use of domestic imagery. Approval of a PUM, however, does not constitute approval under the DNI's Imagery Derived Products (IDP) policy. Nor does approval of an IDP request authorize domestic collection or use.

2.4.2. (U) Distribution of domestic imagery to parties other than those identified in the approved PUM is prohibited. Adding users to the original PUM is accomplished by submitting an amendment to the PUM or DIR.

2.4.3. (U) Domestic imagery previously collected for one purpose may not be used for another purpose without proper approval and review for proper use.

2.4.3.1. (U) Domestic imagery previously collected under SecDef authority as a use of DOD Intelligence Component Capabilities for missions other than intelligence activities in support of DSCA missions, such as for IAA under the CJCS Standing DSCA EXORD, may not be retained for future DSCA pre-event planning or FI or CI purposes unless that authority was requested through JS to SecDef at the time of the original mission, and that use is also addressed in the PUM or proper use review.

2.4.3.2. (U) Domestic imagery previously collected for FI or CI purposes may not be used for DSCA support missions without proper authority and review for proper use.

2.4.4. (U) When an organization has an approved PUM on file and its mission changes such that there is an additional requirement for domestic imagery, the organization must send a request to amend its PUM to N-NC/J23M for policy and legal approval in order for domestic imagery to be tasked for collection of imagery to satisfy the new requirement.

2.4.5. (U) When an organization has an ad hoc requirement for domestic imagery that is not covered by an approved PUM but is not a result of a mission change, the organization must submit a DIR to N-NC/J23M for policy and legal approval in order for domestic imagery to be tasked for collection of imagery to satisfy the ad hoc requirement.

2.4.6. (U) A request for domestic imagery of private property, including corporate property, may require written permission in the form of a private consent letter from the owner or occupant or authorized official representing the owner or occupant. This signed authorization must be sent to N-NC/J23M for tasking collection to be approved. Contact N-NC/J23M for guidance before proceeding.

2.5. (U) Briefings and Publications.

2.5.1. (U) Domestic imagery used in publications or briefings may not be used for any purpose other than that for which it was originally requested.

2.5.2. (U) The use of domestic imagery in briefings and publications may require additional review if the audience goes beyond the scope of the approved PUM. Where possible, the PUM should state whether the imagery will be used in briefings or publications and identify the likely audiences.

2.5.3. (U) Once a DOD organization has received authorized domestic imagery of military property, the imagery may be used in briefings, publications, and other analytical products as long as the DOD organization ensures that the proposed use is in accordance with the purpose for which that imagery was originally collected or requested. For example, a training publication containing domestic imagery of military property distributed within a limited military training or exercise environment would be appropriate. Distribution of the publication throughout the military or the Intelligence Community (IC) without prior approval would be inappropriate.

2.5.4. (U) A PUM or DIR must be submitted for publications that contain text and domestic imagery obtained from classified national reconnaissance platforms.

2.6. (U) Exploitation.

2.6.1. (U//FOUO) Domestic territory collected incidentally to an approved PUM or DIR of an adjacent target will not be exploited unless approval is granted following a PUM or DIR approval process.

2.6.2. (U) The fact that domestic imagery exists in historical files or file servers does not constitute authorization to exploit or to use it for any purpose.

2.6.3. (U) A requesting organization must clearly communicate within its PUM who the exploitation entities are, if different from the requesting organization.

2.6.4. (U) Each organization is responsible for ascertaining and complying with any restrictions that may limit or preclude exploitation of imagery of a sensitive Federal target.

2.7. (U) Electronic Storage and Dissemination

2.7.1. (U) Unless otherwise approved, domestic imagery must be withheld from all general access database systems (Intelink, for example).

2.7.1.1. (U) Controlled or limited access share folders or drives, password protected web sites, password protected portals, and email distributions to authorized individuals are acceptable means for disseminating or providing access of domestic imagery to authorized users, provided applicable security and classification requirements are met. The intent is to provide a reasonable assurance that the entire user group on a general access web system (e.g. Intelink, SIPRNet) cannot access domestic imagery without an appropriate authorization or control measure. Access must be limited to those with a need to know. For additional clarification on this policy and these options, please contact N-NC/J24K.

2.7.1.2. (U) N-NC/J24K may authorize waivers to these control measures (e.g. open posting on SIPRNet splash pages) during times of national crisis or emergency on a case-by-case basis. Requests for this authorization can be directed to N-NC/J24K.

2.7.2. (U) Approved recipients of domestic imagery must meet the following criteria if they intend to store the domestic imagery approved by a PUM or DIR on an information system.

2.7.2.1. (U) First, the domestic imagery may only be stored on information systems of approved recipients.

2.7.2.2. (U) Second, the approved recipients who store domestic imagery must ensure that it is properly monitored for the specified period in the approved PUM and that it is removed upon expiration of the approved period.

2.7.2.3. (U) Third, the cognizant security office must certify that the domestic imagery is being stored on an information system that is certified and accredited under DCID 6/3 and that access to the domestic imagery is restricted to only the approved recipients.

2.7.3. (U) Any imagery needed for long-term use should be returned to the originator's file server archive and secured from general access. Original requesters may store domestic imagery electronically provided access is restricted to authorized users.

2.7.4. (U//FOUO) Imagery placed on a dissemination system for use by specifically designated users must be removed from the servers either within six months following the completion of a specific exercise or upon expiration of the PUM or DIR, depending on which occurs first.

2.7.5. (U) Procedures for posting classified domestic imagery to general access systems:

2.7.5.1. (U) Organizations can apply for authorization to post classified domestic imagery to general access systems and websites (standard classification and electronic security measures apply). These requests are reviewed by N-NC/J24K and N-NC/J2JA or N-NC/JA on a case-by-case basis.

2.7.5.2. (U) Application for approval will follow the PUM format (N-NC/J24K is responsible for providing support to requestors in developing the appropriate content).

2.7.5.2.1. (U) General access approvals will only be granted for one year, after which they will have to be resubmitted.

2.7.5.2.2. (U) Requestors will have to provide justification on why all the members of the general access website or system should have access to the domestic imagery.

2.7.5.2.3. (U) To openly post classified domestic imagery to general access websites, requestors will have to meet the following criteria:

2.7.5.2.3.1. (U) Have a valid PUM on file with NGA/OIP, or N-NC/J23M as appropriate.

2.7.5.2.3.2. (U) Have their formal request to post classified domestic imagery to general access websites approved by N-NC/J24M and N-NC/J2JA or N-NC/JA.

2.7.5.2.3.3. (U) Implement electronic and other measures to ensure that a "use caveat" is attached to the classified domestic imagery. The use caveat must be present regardless of media format (digital, projection, hard copy, etc): ***USE CAVEAT: This domestic imagery may only be used IAW a valid Proper Use Memorandum approved by N-NC/J23M and N-NC/J2JA or N-NC/JA. This imagery may not be used for law enforcement or regulatory action, nor may it be used for collection against a U.S. person. Removal of this caveat is prohibited. Questions can be addressed to N-NC/J23M.***

2.7.5.2.3.4. (U) Requestors are encouraged to contact N-NC/J23M prior to formally submitting general access authorization to review how the use caveat will

be implemented. Organizations may also request to include more restrictive instructions in their use caveat (e.g. only to be used for disaster response, or counter-intelligence, or vulnerability assessments, etc).

2.8. (U) Security Policy.

2.8.1. (U//FOUO) Domestic imagery is normally classified as SECRET//NOFORN, at a minimum. When unclassified domestic imagery is requested that must be specifically addressed in the PUM or DIR, and must specify all intended recipients of the unclassified imagery or products.

2.8.2. (U//FOUO) Domestic imagery is not to be released or disclosed to any foreign governments without the authorization from the appropriate Designated Intelligence Disclosure Authority. The release or disclosure of domestic imagery must also be in accordance with DCI Directive (DCID) 6/7. Contact N-NC/J24K for guidance on obtaining proper authorization.

2.8.3. (U//FOUO) The fact that "photoreconnaissance assets can be used to image the United States and its territories and possessions" is UNCLASSIFIED.

2.8.4. (U//FOUO) All details about the imaging of domestic territory remain classified SECRET, unless specifically approved by the appropriate authority.

2.8.5. (U//FOUO) Textual reporting from domestic imagery that references the source must display the same SECRET classification as the imagery.

2.9. (U) Law Enforcement.

2.9.1. (U) Generally, classified domestic imagery may not be used in direct support of domestic law enforcement activities.

2.9.2. (U) Without prior approval, an organization may not attempt to support Federal or local law enforcement with classified domestic imagery.

2.10. (U) Domestic Disaster Assessment.

2.10.1. (U) Requesting classified domestic imagery to support man-made or natural disasters is carried out at the request of Federal civilian agencies by the IC pursuant to the Economy Act or the Robert T. Stafford Disaster Relief and Emergency Assistance Act. Utilizing the established PUM procedures and their inherent efficiencies for domestic collection eliminates the need for submission and coordination for each event. However, any unforeseen exceptions can be addressed via telephone or other expedient means with the DIR or PUM amendments to follow as soon as possible.

2.10.2. (U) Under the Stafford Act, the Federal Emergency Management Agency (FEMA), representing the needs of Federal Response Framework participants, may request classified domestic imagery collection after coordinating with the National Application Office (NAO). Other Federal civil agencies having missions for specific disaster response or environmental research for disaster prevention may also request classified domestic imagery through the authority of the NAO.

2.10.3. (U) When requested by the Primary Agency, the military organizations function as a part of the National Response Framework and should therefore coordinate their collection needs with the Primary Agency. The military may also request classified domestic imagery collection when military facilities are endangered or for baseline analysis. When Federal civil agencies are

involved, the overall domestic collection strategy will come under the authority of the Federal civil agency with the appropriate disaster mission.

2.10.4. (U) Other than safeguarding its own facilities and installations, the DOD Intelligence Community has no domestic disaster mission, but may provide appropriate support under the Economy Act, Stafford Act, or other applicable statutory authority when asked to participate by Federal civil agencies. Under these circumstances use of DOD intelligence component capabilities for other than intelligence activities can be approved by the OSD (e.g., CJCS Standing DSCA EXORD).

2.11. (U) Commercial Imagery.

2.11.1. (U) Domestic imagery from commercial systems does not fall under the authorities of the DNI, and therefore the use of this domestic open source imagery will be dependent upon the authorities and the responsibilities of each user organization. However, organizations within the IC are reminded that they are still governed by the legal and policy constraints that have been stated previously.

2.11.2. (U) Each user organization within NORAD and USNORTHCOM should be cautious in the collection and use of commercial satellite imagery to avoid the appearance of violating any previously stated legal or policy concerns. In that light, NORAD and USNORTHCOM requires PUMs/DIRs for all NORAD and USNORTHCOM, and NORAD and USNORTHCOM Component personnel who request and exploit new or archived domestic commercial imagery. For external, non- NORAD and USNORTHCOM organizations, PUMs/DIRs are not generally required to request or exploit domestic commercial imagery unless NORAD and USNORTHCOM purchases new commercial imagery directly for the external organization or the external organization requires NORAD and USNORTHCOM value-added analysis conducted on the new or archived domestic commercial imagery.

3. (U) Duties and Responsibilities.

3.1. (U) **Control of Domestic Imagery.** The use of domestic imagery (National Technical Means (NTM), terrestrial, maritime, subsurface, airborne and commercial) requires strict control. End users of domestic imagery and derived products are not authorized to use or disseminate these products beyond what is specified in a PUM. A PUM is required for NTM and commercial imagery, but will be issued for all domestic imagery operations to ensure compliance with applicable laws and policies.

3.2. (U) Procedure.

3.2.1. (U) Upon review and approval of this instruction by N-NC/J2 and DIA General Counsel, NORAD and USNORTHCOM will have the authority to generate PUM for all NORAD and USNORTHCOM domestic imagery requirements and missions.

3.2.2. (U) NORAD and USNORTHCOM Collection Managers (J23M) will create two PUMs for each fiscal year. Both PUMs will cover standing requirements for domestic imagery in support of NORAD and USNORTHCOM missions, operational planning requirements, and command exercises. This will include requirements submitted by NORAD and USNORTHCOM components and Joint Task Forces (JTFs).

3.2.2.1. (U) The first will be a National Assets PUM covering space based imaging assets (NTM and commercial). Once approved, this PUM will be submitted to DIA-DJC2 for forwarding to NGA IAW NGA Geospatial Intelligence Policy Series, Chapter 1, Section 8, Part B (U) Domestic Imagery.

3.2.2.2. (U) The second will be a Theater Assets PUM covering all imaging assets that are, or can be allocated to NORAD and USNORTHCOM (airborne, maritime, terrestrial and subsurface) for recurring domestic imagery requirements. This PUM will be held by N-NC/J23M IAW DIA 282305Z Nov 01, New Procedures for the approval of DOD Domestic Airborne Reconnaissance Imagery Proper Use Statements.

3.2.2.3. (U) As required, a PUM will be issued for any domestic imagery requests not covered by the two yearly PUMs addressed above. These mission-specific PUMs will be held by N-NC/J23M IAW DIA 282305Z Nov 01, New Procedures for the approval of DOD Domestic Airborne Reconnaissance Imagery Proper Use Statements.

3.2.3. (U) NORAD and USNORTHCOM components and JTFs will generate PUMs to cover their specific use of domestic imagery for review and approval by N-NC/J23M and N-NC/J2JA.

3.2.4. (U) Each PUM will be submitted to the N-NC/J2JA or N-NC/JA office for legal review prior to taking effect.

3.2.5. (U) N-NC/J23M will create separate Theater Assets PUMs for system tests, demonstrations, evaluations and proof of concept missions involving domestic imagery collection on an as needed basis. These PUMs will be crafted to cover only the specified systems and will have a defined expiration date consistent with completion of the test, evaluation or proof of concept mission. These PUMs will also be reviewed by the N-NC J2JA or N-NC/JA office prior to taking effect.

3.2.6. (U//FOUO) Information contained in a PUM request must be sufficient to allow a review for proper use regarding the purpose, mission, and intended targets; the intended use(s) for the imagery or data collected; the intended recipients and means of dissemination of the information, and who will be responsible for security and declassification review of the data or imagery. All PUMs will contain a minimum of the following information:

3.2.6.1. (U) Authority to conduct the mission (include reference to UCP, specific mission, plan, order, validated support request, funding source, etc).

3.2.6.2. (U) Narrative statement in non-technical terms of the intended purpose of the request, the intended use of the domestic imagery, the timeframe for collection of new imagery or for the intended use of archived imagery, and the supported project/operation/exercise name.

3.2.6.3. (U) Statement of compliance with applicable Intelligence Oversight (IO) regulations. At a minimum, the following areas should be addressed:

3.2.6.3.1. (U) Whether the imagery includes military property, federal property, or private property or a combination of the types of property.

3.2.6.3.2. (U) Whether the imagery is requested for a military or related national security purpose

- 3.2.6.3.3. (U) Whether the requested imagery is being made on behalf of or provided to any federal, state, tribal, or local law enforcement agencies.
- 3.2.6.3.4. (U) Whether the target or focus of the imagery is current military property either owned or leased by the federal government.
- 3.2.6.3.5. (U) That any classified requested imagery and any classified imagery derived products created will be made available only to appropriately cleared and authorized personnel for the purpose stated.
- 3.2.6.3.6. (U) Identify whether any non-US military activities or facilities, or US persons or private properties will be specifically targeted or incidentally imaged as part of the domestic imagery request and whether these non-US military activities, facilities, US persons or private property will be exploited, retained, disseminated, or how that information will be redacted or minimized to ensure compliance with intelligence oversight policy.
- 3.2.6.4. (U) Start and Stop date of PUM
- 3.2.6.5. (U) Sensor and platform types to be employed
- 3.2.6.6. (U) Identify proposed targets for domestic imagery, including:
- 3.2.6.6.1. (U) Target area of interest or target name, type of target, state/territory/possession, geocoordinates, and BE spell out first time number, as necessary to adequately identify the target. If diameter is over 10NM, provide corner vertices and DSA/LOC number. Multiple targets can be addressed in an attachment.
- 3.2.6.6.2. (U) For archived imagery, include satellite or airborne mission name and date, pass and frame/OPS spell out first time number.
- 3.2.6.6.3. (U) When practical, all points and areas should be first built in the requirements management system (RMS) and referenced in the proper use statement.
- 3.2.6.7. (U) Dissemination architecture and authorized recipients
- 3.2.6.8. (U) Individualized serial number assigned by J23M
- 3.2.7. (U) N-NC/J23M will be the NORAD and USNORTHCOM approval authority for all NORAD and USNORTHCOM subordinate command PUMs.
- 3.2.8. (U) The approved PUM will be disseminated to all parties involved in tasking, collecting, processing, exploiting, disseminating and archiving domestic imagery.
- 3.3. (U) Requirements Management.**
- 3.3.1. (U) When it is determined that domestic imagery is required to satisfy an information need or to support a designated Primary Agency, the requesting command or component will notify N-NC/J23M, Knowledge Management Branch (J24K), or the Intelligence Operations Support Branch (N-NC/J23S). Notification will be followed up by a written request, preferably through RFI Web Form. During domestic contingency operations, complete all mandatory field for unclassified requests using the NIPRNet JIOC-N RFI and Production Request Form (<https://operations.noradnorthcom.mil/sites/NNCJ2/NNCJ22/DSCA/Requests%20for%20Infor>

mation/rfi.htm) and classified requests using the SIPRNet JIOC-N RFI and Production Request Form (http://j2web.northcom.smil.mil/rfi_sipr.htm)

3.3.2. (U) N-NC/J23M, J24K and the GEOINT Operations Team (J24G) will interact to determine if new or existing imagery is required to satisfy the requesting office.

3.3.3. (U//FOUO) N-NC/J24K and/or J24G will determine if existing imagery is available and can be used to satisfy the request, N-NC/J23M will then review the request for compliance with the terms of the Theater Assets PUM. If warranted, the current Theater Assets PUM will be modified or a new Theater Assets PUM drafted. The modified or new Theater Assets PUM will be reviewed by N-NC/J2JA before the existing imagery is exploited.

3.3.4. (U//FOUO) The request will be forwarded to N-NC/J23M, if J24K and/or J24G determine that new collection is required. N-NC/J23M will review the new collection requirement for compliance with the terms of the Theater Assets PUM. If warranted, the current Theater Assets PUM can be modified or a new Theater Assets PUM drafted. Either the modified or new Theater Assets PUM must be reviewed by N-NC/J2JA before collection can occur.

3.3.5. (U) Once approved, N-NC/J23M will notify J24G and other personnel as required. N-NC/J23M will maintain copies of all PUMs relevant to N-NC.

3.3.6. (U) No PUM is required for the imaging of Federal Lands (including military facilities); however, a locally drafted and locally held Military Proper Use Memorandum (MPUM) must be generated prior to collection. The MPUM must contain the requirements specified in 3.2.6. N-NC/J23M will draft and maintain MPUMs on behalf of NORAD and USNORTHCOM.

3.4. (U) Data Receipt.

3.4.1. (U) N-NC/23M, J23I, and J24G coordinate to ensure imagery databases and receipt processes are configured to receive imagery as required.

3.4.2. (U) ISR/IAA data transfer will be defined in the PUM in accordance with the applicable Request for Forces (RFF) and/or LFA Mission Assignment (MA).

3.4.3. (U) NTM: N-NC/J24G prepares the Imagery Exploitation Support System (IESS) and IDSD for domestic imagery receipt.

3.4.4. (U) N-NC/23M and J24G will coordinate on the best method to receive commercial imagery.

3.5. (U) Analysis, Production and Dissemination for General DOD Missions.

3.5.1. (U) N-NC/J24K and J24G will produce domestic imagery products and save them to a protected location within command networks, and control such that only approved organizations have access.

3.5.2. (U) N-NC/J24K quality reviewers and webmasters and J24G's authorized and trained analysts will ensure the PUM covers all analysis and annotations resident on the GEOINT product, and only those approved.

3.5.3. (U) N-NC/J24G will ensure the PUM number is visible on all products created.

3.5.4. (U) GEOINT products will be transmitted electronically to the N-NC/JIOC-N Knowledge Management (J24K) for dissemination to authorized organizations outlined in the PUM. Organizations authorized to receive domestic imagery, as specified in the approved PUM, will acknowledge the specific limitations on the use and dissemination of these imagery products.

3.5.5. (U) Unless otherwise approved within the PUM, N-NC/J24K will ensure that all domestic imagery is withheld from all general access database systems (i.e., Intelink or email).

3.5.6. (U) Imagery products placed on authorized command dissemination servers must be removed following expiration of the PUM (if applicable).

3.6. (U) Analysis, Production and Dissemination for DSCA Missions.

3.6.1. (U) Upon SecDef acceptance of a Request for Assistance (RFA) during a DSCA event, N-NC/JIOC-N will produce and disseminate image products derived from NTM, commercial satellite imagery, and DOD, National Guard/Reserves, and Civil Air Patrol (CAP)-operated sensor platforms. In addition to disseminating locally produced material, N-NC/JIOC-N will serve as the focal point for dissemination of relevant image products acquired and/or processed by supporting DOD organizations.

3.6.1.1. (U) N-NC/JIOC-N DSCA domestic image products are intended to support deployed military and civil authorities with a need for the information. No products are authorized for public release without N-NC/J2 approval. Products marked For Official Use Only or LIMDIS must be handled and protected in accordance with standing DOD and NGA policies.

3.6.1.2. (U) N-NC/JIOC-N has partnered with NGA and the Department of Homeland Security (DHS) to provide dissemination of critical crisis response image products. NGA disseminates products via NGA Earth, while DHS has assigned the US Geological Survey (USGS) to provide dissemination services primarily through the Geo One-Stop portal on the internet and through the Homeland Security Information Network (HSIN) Emergency Management community of interest portal. JIOC-N disseminates products via the NORAD and USNORTHCOM Operations Portal on the NIPRNet, as described in **paragraph 3.6.7.**

3.6.2. (U) Handling and Distribution of Domestic NTM-Derived Products.

3.6.2.1. (U) Use of NTM for domestic imagery requirements is extremely sensitive, and requires extensive documentation, authorization, and strict adherence to handling guidance. N-NC/JIOC-N adheres to the policies expressed in the NGA Geospatial Intelligence Policy Series – Chapter One, Section 8: Part B. (U) Domestic Imagery.

3.6.2.2. (U) NTM image products will only be available on password-protected NORTHCOM INTELINK (JWICS) and INTELINK-S (SIPRNet) websites. Contact the N-NC/JIOC-N Operations Officer (DSN: 834-8494, Comm: (719) 556-8494) for access instructions. If NGA-produced material is also available, there will be a link to the NGA website published on N-NC/JIOC-N websites.

3.6.2.3. (U) NTM products cannot be emailed and are intended for use by the recipient only. They should not be further disseminated without NGA authorization. The PUM

governing the specific event will be available on N-NC/JIOC-N websites, and must be read and understood by all product recipients.

3.6.2.4. (U) N-NC/JIOC-N will make every effort to translate or extract information from classified sources into unclassified geospatial products for general use and dissemination over NIPRNet, but "sanitization" is generally not an option with the actual NTM material.

3.6.3. (U) Handling and Distribution of Domestic Commercial Satellite Imagery Products.

3.6.3.1. (U) N-NC/JIOC-N creates and disseminates unclassified image products from commercial satellite imagery. Commercial satellite imagery products will normally be marked Unclassified, but may carry licensing restrictions governing dissemination or permissible use. Occasionally use may be restricted to Title 10 forces, or restricted from redistribution outside government channels.

3.6.3.2. (U) During production, analysts will verify that no "sensitive" installations or defense facilities are depicted and ensure the product is appropriately sanitized prior to dissemination.

3.6.3.3. (U//FOUO) If analysts add classified information to a commercial satellite image "base layer" the entire product will be classified appropriately.

3.6.3.4. (U) Commercial image products provided by N-NC/JIOC-N are not authorized for public release without N-NC/J2 approval.

3.6.3.5. (U//FOUO) N-NC/JIOC-N disseminates domestic commercial satellite image products tasked by users via the NIPRNet website. Due to bandwidth constraints, the raw imagery itself is not available on the website. In some instances, raw imagery may be loaded to the NCI3 operated TRITON or SAGE unclassified COP websites on NIPRNet. Users requiring large areas of raw commercial imagery, not available on TRITON or SAGE have several available avenues:

3.6.3.5.1. (U) Query and order imagery from the NGA Commercial Satellite Imagery Library (CSIL).

3.6.3.5.2. (U) Query and download imagery from the USGS "Geo One-Stop" web site.

3.6.3.5.3. (U) View current wide-area imagery in the NGA Earth NIPRNet application.

3.6.3.5.4. (U//FOUO) Submit an RFI through COLISEUM to N-NC/JIOC-N requesting imagery. If the imagery is available on-hand, it will be over-nighted via commercial carrier on CD-ROM or DVD media. If requested coverage is not on hand, a collection action will ensue IAW paragraph 3.3.4.

3.6.4. (U) Handling and Distribution of Airborne ISR/IAA-Derived Products.

3.6.4.1. (U) N-NC/JIOC-N has developed a DSCA Imagery Product Catalog process on the N-NC/J24 NIPRNet home page to ingest and disseminate imagery products and geospatial products for situational awareness. The catalog permits federated producers and JFACC-tasked reconnaissance assets to upload images of Joint Integrated Prioritized Collection List (JIPCL)-tasked facilities and bonus images illustrating significant activity.

The catalog does not hold unanalyzed imagery, raw imagery, or the entire imagery take of a given mission.

3.6.4.2. (U) Users requiring access to raw/unanalyzed imagery should contact the collecting/processing organization to procure the imagery, either through the JTF/J2 or directly through the AFNORTH ISR Division.

3.6.5. (U) Producing Organization Actions Handling and Distribution of Airborne ISR/IAA-Derived Products:

3.6.5.1. (U) Execute the collection plan previously reviewed and approved for intelligence oversight compliance.

3.6.5.2. (U) Provide a "mission trace" or other product depicting the extent of mission coverage for web dissemination.

3.6.5.3. (U) Create image products of the tasked areas/facilities, annotated per criteria in **paragraph 3.6.6.2.** and upload the image products to the N-NC/JIOC-N Imagery Catalog.

3.6.5.4. (U) After mission analysis, create images of any other activity noted that is judged to be significant.

3.6.5.5. (U) Be prepared to respond to RFIs generated by or through NORAD and USNORTHCOM, the JTF, or AFNORTH.

3.6.6. (U) Product Classification and Marking:

3.6.6.1. (U) Airborne-derived DSCA support images should be requested as UNCLASSIFIED, because of the likelihood of formal public release of the images. Products imprinted with platform positional data or sensor geometry considered sensitive or classified should be sanitized by the producing organization before posting to the N-NC/JIOC-N Imagery Product Catalog. Additionally, products must be reviewed by the producer to ensure no sensitive defense facilities are depicted (such facilities may be identified as "no-image" in the collection plan).

3.6.6.2. (U) Complete requirements for sanitization and classification of Airborne Imagery are contained in DODI 5210.52, *Security Classification of Airborne Sensor Imagery and Imaging Systems* and DIAR 50-30, *Security Classification of Airborne Sensor Imagery*. In general, marking criteria for unclassified images in anticipation of public release should be applied. Image annotation should include an "Unclassified" security marking, the locational title and geocoordinates, date and time, a directional indicator (north arrow), and labeling to indicate areas or activity of interest. Image product must not contain attribution to any individual unit, sensor, or platform, either directly (Unit Crest), or indirectly (U-2 or P3).

3.6.7. (U) Primary Dissemination.

3.6.7.1. (U) The N-NC/JIOC-N primary means of IAA dissemination is via NORAD and USNORTHCOM NIPRNet Operations Portal, which also contains the Imagery Catalog Tool. The N-NC/J24K Dissemination section will perform a final quality check of all material before or immediately subsequent to posting to verify proper marking and intelligence oversight compliance. Because the Operations portal is not authorized to

handle For Official Use Only (FOUO), N-NC/JIOC-N will use the INTELINK-U domain to distribute FOUO holdings. Hyperlinks to the FOUO material will be placed on the Operations portal, but users will need to originate from a .mil or .gov domain, or possess an INTELINK-U account (<https://www.intelink.gov>) to retrieve the material.

3.6.8. (U) Secondary Dissemination.

3.6.8.1. (U) ISR/IAA producing units may operate their own web based imagery dissemination sites to distribute additional image products needed to support mission requirements from units below the JTF level. This does not relieve the unit from posting JIPCL-tasks images to the N-NC/JIOC-N Imagery Product Catalog.

3.6.8.2. (U) Defense Coordinating Officers and the JTF/J2 have the authority to further disseminate unclassified or FOUO products to "other-agency" individuals supporting the operation, who are cleared to receive them and have a valid need to know. This does not, however, constitute authority to release DOD material to the public.

3.6.8.3. (U) Public Release Procedure: The process for public release depends on the nature of the DSCA event and urgency of the situation. N-NC/J2 can authorize public release of material through N-NC Public Affairs (PA) on a product-by-product basis, declare a blanket release of all Unclassified material, or delegate release authority to HQ/ACC or AFNORTH. In any event, actual dissemination of JIOC-N originated material approved for release will be accomplished by either N-NC/PA or the LFA, as coordinated between both organizations on a case-by-case basis.

3.6.9. (U) Handling and Distribution of Domestic Full Motion Video (FMV) Products.

3.6.9.1. (U) Real-time and near-real-time dissemination of FMV is conducted by N-NC/J6. Video is streamed to NORAD and USNORTHCOM and other leadership nodes for further broadcast via the NIPRNet. Mission requirement planning is performed by N-NC/J23, taking into account intelligence oversight and sensitive installation issues. Live streams and replays will be available on the commands NIPRNet portal at: <http://nncfmv.noradnorthcom.mil/Login.aspx>.

3.6.10. (U) JIOC-N Web Access Procedures for Domestic Image Products.

3.6.10.1. (U) NIPRNet is the predominant dissemination network for N-NC/JIOC-N DSCA imagery products. JWICS and SIPRNet will be populated with only classified products. NIPRNet holdings will not be duplicated on the classified networks.

3.6.10.2. (U) JWICS: <http://northcom.ic.gov/>. Any user with JWICS access can view the site with a password needed only for access to domestic NTM products.

3.6.10.3. (U) SIPRNet: <http://j2web.northcom.smil.mil>. Any user with SIPRNet access can view the site with a password needed only for access to domestic NTM products.

3.6.10.4. (U) NIPRNet: DSCA Website:
<https://operations.noradnorthcom.mil/sites/NNCJ2/NNCJ22/DSCA/default.aspx>

3.6.10.5. (U) NIPRNet: N-NC/JIOC-N Imagery Product Catalog:
<https://operations.noradnorthcom.mil/sites/NNCJ2/NNCJ22/DSCA/DIMS/default.aspx>

3.6.10.6. (U) The N-NC/JIOC-N DSCA pages are directly viewable by Common Access Card (CAC) holders originating from a .mil or .gov domain. Other users, either without a CAC, or originating from other domains (e.g., .org or .com) must register and request access through the NORAD and USNORTHCOM Portal Registration page at: <https://registration.noradnorthcom.mil/gateway/default.aspx>. Once registered, users can access the N-NC/JIOC-N DSCA pages using a username and password.

3.7. (U) **Accountability.** Each organization has the responsibility of recognizing and ensuring that domestic imagery is handled in the appropriate manner as outlined in this Instruction and other applicable guidance.

4. Adopted Forms:

4.1. (U) NIPRNet JIOC-N RFI and Production Request Form
<https://operations.noradnorthcom.mil/sites/NNCJ2/NNCJ22/DSCA/Requests%20for%20Information/rfi.htm>

4.2. (U) SIPRNet JIOC-N RFI and Production Request Form
http://j2web.northcom.smil.mil/rfi_sipr.htm

MICHAEL A. NOLL, DISES
Director of Intelligence

Attachment 1

GLOSSARY OF REFERENCES AND SUPPORTING INFORMATION

(U) *References*

- (U) National Security Act of 1947, 50 U.S.C. §§ 401, *et. seq.* as amended.
- (U) Foreign Intelligence Surveillance Act of 1978, 50 U.S.C., §§ 1801, *et. seq.* as amended.
- (U) Intelligence Reform and Terrorism Prevention Act of 2004, Public Law 108-458, 17 December 2004
- (U) EO 12333, *United States Intelligence Activities*, 4 December 1981
- (U) DODD 5240.1, *DOD Intelligence Activities*, 27 August 2007
- (U) DODD 5525.5, *DOD Cooperation with Civilian Law Enforcement Officials*, 15 January 1986, as amended, 20 December 1989
- (U) DODI 5210.52, *Security Classification of Airborne Sensor Imagery and Imaging Systems*, 18 May 1989
- (U) DOD 5240.1-R, *Procedures Governing the Activities of DOD Intelligence Components That Affect United States Persons*, 7 December 1982
- (U) Unified Command Plan, 1 March, 2005
- (U) NSGM CS 9400.07, Revision 4 (U), *Domestic Imagery*, August 2007, Admin Update April 2008
- (U) DIAR 50-30, *Security Classification of Airborne Sensor Imagery*, 25 June 1997
- (U) MSG 231845Z DEC 96, FM: DIA-CL, SUBJECT: *Proper Use Statements for Domestic Imagery – Updated Guidance* (U)
- (U) MSG 282305Z NOV 01 FM: DIA-CLM1, SUBJECT: *New Procedures for Approval of DOD Domestic Airborne Reconnaissance Imagery Proper Use Statements*
- (U) AFI 14-104, *Oversight of Intelligence Activities*, 16 April 2007
- (U) AR 381-10, *U.S. Army Intelligence Activities*, 3 May 2007
- (U) SECNAVINST 3820.3E, *Oversight of Intelligence Activities within the Department of the Navy (DON)*, 21 September 2005
- (U) N-NC I 14-103, *Intelligence Oversight*, 16 April 2007
- (U) *Acronyms or Abbreviations*
- (U) CDIR—Commercial Domestic Imagery Request
- (U) CI—Counterintelligence:
- (U) DIN—Domestic Imagery nomination
- (U) DIR—Domestic Imagery Request
- (U) DOD IC—Department of Defense Intelligence Component
- (U) DNI—Director of National Intelligence

- (U) **FI**—Foreign Intelligence
- (U) **GEOINT**—Geospatial Intelligence
- (U) **GIPS**—Geospatial Intelligence Policy Series (NGA)
- (U) **IAA**—Incident Awareness and Assessment
- (U) **IC**—Intelligence Community
- (U) **IDP**—Imagery Derived products
- (U) **IG**—Inspector General
- (U) **IMINT**—Imagery Intelligence
- (U) **IO**—Intelligence Oversight
- (U) **JIPCL**—Joint Integrated Prioritized Collection List
- (U) **JS IG**—Joint Staff Inspector General
- (U) **LEA**—Law Enforcement Agency
- (U) **LFA**—Lead Federal Agency
- (U) **LIMDIS**—Limited Distribution
- (U) **NGA**—National Geospatial-Intelligence Agency
- (U) **N-NC**—NORAD and USNORTHCOM
- (U) **NTM**—National Technical Means
- (U) **PUM**—Proper Use Memorandum
- (U) **RMS**—Requirements Management System
- (U) **SAV**—Staff Assistance Visit
- (U) **USGS**—U.S. Geological Survey
- (U) **USP**—United States Person
- (U) **Terms**
 - (U) **Certifying Government Official**—A U.S. Government employee in authority over the requesting individual (i.e., branch chief, chief of collections, requesting military organization, etc.) who will verify and remain accountable for the accuracy of the request. The official will ensure that the requested imagery and classified products derived there from are maintained subject to this policy and all other pertinent security controls.
 - (U) **Commercial Imagery**—Any imagery collected by private corporations.
 - (U) **Commercial Satellite Imagery Library (CSIL)**—Commercial, remote sensed imagery library located in Washington DC and accessible for queries and orders via INTELINK and INTELINK-S.
 - (U) **Counterintelligence**—Information gathered and activities conducted to protect against espionage, other intelligence activities, sabotage, or assassinations conducted for or on behalf of

foreign powers, organizations, or persons, or international terrorist activities, but not including personnel, physical, document, or communications security programs.

(U) Defense Support of Civil Authorities (DSCA)—DOD support, including Federal military forces, the Department's career civilian and contractor personnel, and DOD agency and component assets, for domestic emergencies and for designated support to law enforcement and other activities. The DOD provides DSCA when directed to do so by the President or SecDef. All DSCA is civil support; however, all of civil support is not DSCA. DSCA is performed within the borders of the United States and does not include Foreign Disaster Relief and Humanitarian Assistance. (DODD 3025.dd (draft))

(U) DOD intelligence component—Any DOD component conducting intelligence activities, as designated in the National Security Act of 1947, EO 12333, DODD 5240.1, DOD 5240.1-R, and any staff element or personnel within a staff element of a Service or Joint Command or Joint Task Force organized to conduct intelligence activities.

(U) DOD intelligence component capabilities—The use of personnel, equipment, and other assets of DOD intelligence components for planning, tasking, analysis, production, collection, retention, and or dissemination purposes.

(U) Domestic Imagery—Imagery covering the land areas of the 50 United States, the District of Columbia, and the territories and possessions of the United States as assigned by the UCP, extending 12-nautical-miles seaward from land areas.

(U) Domestic Imagery Nomination (DIN)—The method of tasking via the Requirements Management System (RMS) the collection of domestic imagery in support of an approved Proper Use Memorandum (PUM) or Domestic Imagery Request (DIR).

(U) Domestic Imagery Request (DIR)—The request for collection, processing, dissemination, exploitation, briefing, or publication of domestic imagery when that need falls outside the scope of an approved PUM and is not a reflection of a change in an organization's mission. Generally reflects ad hoc requirements for domestic imagery.

(U) Employee—A person employed by, assigned to, or acting for an agency within the intelligence community, including contractors and persons otherwise acting at the direction of such agency.

(U) Foreign Intelligence—Information related to the capabilities, intentions, and activities of foreign powers, organizations, or persons, but not including counterintelligence except for information on international terrorist activities.

(U) Geospatial (Mapping)—(as defined in IPS Series 9 Part B) Geospatial data and products are defined as representations of the earth's surface showing man-made and natural features in their correct positions relative to a specific or implied coordinate reference system. Geospatial data includes both literal (Controlled Image Base, photomap) and non-literal or graphic imagery-derived products (maps, charts, and sketches). It also includes computerized, digital, or geodetic data formats (Digital Terrain Elevation Data, ARC Digitized Raster Graphics) that describe or characterize specific features on the surface of the earth.

(U) Imagery—A likeness or presentation of any natural or man-made feature or related object or activity, and the positional data acquired at the same time the likeness or representation was acquired, including: products produced by space-based national intelligence reconnaissance systems; and

likeness and presentations produced by satellites, airborne platforms, unmanned aerial vehicles, or other similar means.

(U) Incident Awareness and Assessment (IAA)—The approved use of intelligence, surveillance and reconnaissance (ISR) DOD intelligence capabilities for domestic non-intelligence activities approved by the SecDef for DSCA missions .

(U) Intelligence activity—The collection, production, and dissemination of foreign intelligence and counterintelligence by DOD intelligence components authorized under Executive Order 12333.

(U) Intelligence Organizations—Agencies within the Intelligence Community as follows: the Central Intelligence Agency (CIA); the National Security Agency (NSA); the Defense Intelligence Agency (DIA) (when not specific to a Unified Command); the National Reconnaissance Office (NRO), the National Geospatial-Intelligence Agency; the offices within the Department of Defense for the collection of specialized national foreign intelligence through reconnaissance programs; the Bureau of Intelligence and Research (INR) of the Department of State; the intelligence elements of the Army, Navy, Air Force, and Marine Corps, the Federal Bureau of Investigation (FBI), the Department of the Treasury, and the Department of Energy; the staff elements of the Director of National Intelligence; and those elements of the Department of Homeland Security that are supervised by the Department's Under Secretary for Information Analysis and Infrastructure Protection through the Department's Assistant Secretary for Information Analysis, with the exception of those functions that involve no analysis of foreign intelligence information.

(U) Intelligence, Surveillance and Reconnaissance (ISR)—Any capability to collect imagery or other types of information using a system that does not belong to a national agency.

(U) Law Enforcement Agencies (LEA)—Agencies within the U.S. Government as follows: the Department of Justice (DOJ), Federal Bureau of Investigation (FBI), Drug Enforcement Agency (DEA), U.S. Marshals Service, Bureau of Alcohol, Tobacco, and Firearms (ATF), U.S. Immigration and Customs Enforcement (ICE), U.S. Customs and Border Protection (CBP), Transportation Security Administration (TSA), U.S. Secret Service, Internal Revenue Service (IRS), and U.S. Coast Guard (USCG) (when the requirement reflects its law enforcement mission versus its mission as a civilian organization or its mission as a member of the Department of Defense).

(U) National Reconnaissance Platforms—Those intelligence-imaging platforms that are under the purview of the DCI, either directly or indirectly, through delegation of authority. This includes space-borne and certain airborne platforms.

(U) Proper Use Memorandum (PUM)—A memorandum signed annually by an organization's Certifying Government Official. The Imagery user organization will submit this Proper Use Memorandum (PUM) annually that defines their requirements, intended use, and contains a proper use statement which acknowledges their awareness of the legal and policy restrictions regarding domestic imagery.

(U) Proper Use Memorandum (PUM) Amendment—The identification of and request for change to an approved PUM when the mission of the organization changes.

(U) United States Person (US Person)—A citizen of the United States; an alien known by the intelligence agency concerned to be a permanent resident alien; an unincorporated association organized in the United States or substantially composed of U.S. citizens or permanent resident aliens;

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or a corporation incorporated in the United States, except for a corporation directed and controlled by a foreign government or governments.

Attachment 2

**(U) ORGANIZATIONS OR COMPONENTS WITH DOD INTELLIGENCE COMPONENTS
OR PERSONNEL SUBJECT TO THIS INSTRUCTION**

- A2.1. (U) HQ, NORAD and USNORTHCOM
- A2.2. (U) AFNORTH
- A2.3. (U) ARNORTH
- A2.4. (U) JFHQ-NCR
- A2.5. (U) JFLC
- A2.6. (U) JTF-N
- A2.7. (U) JTF-CS
- A2.8. (U) JTF-AK
- A2.9. (U) MARFORNORTH
- A2.10. (U) SJFHQ-N
- A2.11. (U) Fleet Forces Command

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Attachment 3

(U) PROPER USE MEMORANDUM (PUM) FORMAT

(Agency Letter Head)

Memorandum for Record

XX Oct 09

N-NC PUM 08-XXX

Subject: (U) USNORTHCOM Airborne Imagery Proper Use Memorandum

Ref: A. (U) Executive Order 12333, 4 Dec 88, United States Intelligence Activities.

B. (U) DOD Regulation 5240.1-R, Dec 82 (U) Activities of DOD Intelligence Components that Affect United States Persons.

C. (U) DIA/CL 231845Z Sep 96 (S) Proper Use Statements for Domestic Imagery - Updated Guidance

D. (U) DIA 282305Z Nov 01, New Procedures for the approval of DOD Domestic Airborne Reconnaissance Imagery Proper Use Statements.

E. (U) NGA Geospatial Policy Series (GIPS), November 2004, as amended

F. (U) Unified Command Plan, 1 March, 2005

(Include other references as applicable such as the specific mission authorities for the domestic imagery collection – e.g., EXORDS, CONPLANS, OPLANS, etc.)

1. (U//FOUO) **Intended Use of Imagery/Data:** Identify the DOD component or Federal agency requesting the imagery, the purpose for the imagery, the specific authority to collect the imagery/data, its intended use, and the individuals or agency that will receive the imagery/data in narrative form. Information in this paragraph must be sufficient to allow adequate legal review for proper use and compliance with law and policy.

2. (U//FOUO) **Project Description:** Background information, IAW refs A, B, C, and D, Domestic Airborne Imagery is authorized to be collected and exploited for USNORTHCOM mission areas to include Counter-Drug; Counter-Terrorism; Transnational Threats Within and Along the Land and Maritime Approaches to the United States; and Defense Support of Civil Authorities (DSCA). All imagery collected is in support of USNORTHCOM's assigned DOD/UCP missions and supports approved CONPLAN, OPLANS, and EXORDS.

3. (U//FOUO) Area(s) of coverage, date/times and sensors.

4. (U//FOUO) Processing, Exploitation and Dissemination (PED) description.

5. (U//FOUO) "I certify that the intended collection and use of the requested information, materials, and imagery derived from classified and unclassified airborne systems are in support of

congressionally approved programs of USNORTHCOM and not in violation of applicable laws, including the statutory authority of USNORTHCOM. USNORTHCOM imagery operations are not for the purposes of targeting specific U.S. Persons, nor is it inconsistent with the constitutional and other legal rights of U.S. Persons. Applicable security regulations and guidelines and other restriction will be followed.”

6. (U//FOUO) “Certification: I am authorized as certifying official on behalf of USNORTHCOM and understand I am responsible for the accuracy of the information contained herein and for the proper safeguarding of products received in response.”

7. (U) Point of contact information, DSN, COMM, NSTS, Secure Fax.

8. (U) This proper use statement for domestic imagery was reviewed and approved by the NORAD and USNORTHCOM Office of the Staff Judge Advocate (N-NC/JA contact info) for compliance with law, policy, and intelligence oversight on 16 November 2007.

//Signed//

Richard L. Allison, GG-14, DIA
Chief, Collection Management Branch

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