

- or higher level of authority, experience, and responsibility;
2. Obtain the concurrence of the DNI before an individual is appointed as the head of the FBI's National Security Service;
3. Assign to the FBI's National Security Service, subject to the authority of the Director of the FBI, principal responsibility within the FBI for the collection, processing, analysis, and dissemination of intelligence to further enhance the security of the Nation;
4. Ensure that the FBI National Security Service's intelligence activities, both at headquarters and in the field, are funded through the National Intelligence Program (except to the extent otherwise agreed by the Attorney General and the DNI, or directed by the President) consistent with the DNI's statutory authorities;
5. Develop procedures to ensure the DNI, through the head of the FBI's National Security Service, can effectively communicate with the FBI's field offices, resident agencies, and any other personnel in the National Security Service, to ensure that the activities of the service are appropriately coordinated, consistent with the authorities of the Attorney General and the DNI granted by law or by the President; and

6. Establish programs to build an FBI National Security Service workforce, including special agents, intelligence analysts, and as appropriate, other personnel, necessary to the effective performance of the national security missions of the FBI.

The Attorney General, after coordination with the DNI, shall submit a report to me, through the Director of the Office of Management and Budget, the Assistant to the President for National Security Affairs, and the Assistant to the President for Homeland Security and Counterterrorism, within 60 days of the date of this memorandum setting forth steps taken to implement this memorandum and further steps planned to implement it, including a schedule with milestones for completion of implementation. In addition, within 180 days of the date of this memorandum, the Attorney General shall prepare, coordinate with the DNI, and submit, in the same manner as described above, a report of progress in implementing this memorandum.

The Attorney General shall implement this memorandum subject to the availability of appropriations and in a manner consistent with applicable law, including the Constitution and laws protecting the freedom and information privacy of Americans.

GEORGE W. BUSH

NOTE: This memorandum was released by the Office of the Press Secretary on June 29.

## Message to the Congress on Blocking Property of Weapons of Mass Destruction Proliferators and Their Supporters

June 28, 2005

*To the Congress of the United States:*

Pursuant to the International Emergency Economic Powers Act, 50 U.S.C. 1701 *et seq.* (IEEPA), I hereby report that I have issued an Executive Order that takes addi-

tional steps with respect to the national emergency declared in Executive Order 12938 of November 14, 1994, regarding the proliferation of weapons of mass destruction (WMD) and the means of delivering

them, and the measures imposed by that order, as expanded by Executive Order 13094 of July 28, 1998.

This order is designed to combat WMD trafficking by blocking the property of persons that engage in proliferation activities and their support networks. It is intended to advance international cooperative efforts against WMD financing, including with our G-8 partners and through the Proliferation Security Initiative. This order also provides a model for other nations to follow in adopting laws to stem the flow of financial and other support for proliferation activities, as decided in United Nations Security Council Resolution 1540. It further implements a key recommendation of the Silberman-Robb WMD Commission.

Executive Order 12938, as amended, authorizes the Secretary of State to impose certain measures against foreign persons (individuals or entities) determined to have materially contributed to the proliferation efforts of any foreign country, project, or entity of proliferation concern. The measures that the Secretary of State may choose to impose under Executive Order 12938, as amended, are a ban on U.S. Government procurement from the designated foreign person; a ban on U.S. Government assistance to the designated foreign person; and a ban on imports from the designated foreign person.

Recognizing the need for additional tools to defeat the proliferation of WMD, I have signed the new order, which authorizes the imposition of a new measure—blocking—against WMD proliferators and their support networks. This action, sometimes referred to as freezing, will apply to property and interests in property of persons designated under the order and will deny such persons access to the U.S. financial and commercial systems. Modeled after Executive Order 13224 of September 23, 2001, the new order provides broad new authorities to target not only persons engaged in proliferation activities, but also those pro-

viding support or services to such proliferators.

In particular, the order blocks the property and interests in property in the United States, or in the possession or control of United States persons, of (1) the persons listed in the Annex to the order; (2) any foreign person determined by the Secretary of State, in consultation with the Secretary of the Treasury, the Attorney General, and other relevant agencies, to have engaged, or attempted to engage, in activities or transactions that have materially contributed to, or pose a risk of materially contributing to, the proliferation of WMD or their means of delivery (including missiles capable of delivering such weapons) by any person or foreign country of proliferation concern; (3) any person determined by the Secretary of the Treasury, in consultation with the Secretary of State, the Attorney General, and other relevant agencies, to have provided, or attempted to provide, financial, material, technological, or other support for, or goods or services in support of, proliferation-related activities or any person blocked pursuant to the order; and (4) any person determined by the Secretary of the Treasury, in consultation with the Secretary of State, the Attorney General, and other relevant agencies, to be owned or controlled by, or acting or purporting to act for or on behalf of, directly or indirectly, any blocked person.

In addition, the order amends section 4(a) of Executive Order 12938, as amended, by conforming the criteria for determining that a foreign person has engaged in activity described in that order to the criteria for designations by the Secretary of State set forth in section 1(a)(ii) of the new order. Executive Order 12938, as amended, will continue to be an important tool to combat WMD proliferation.

Actions taken under the order become effective on June 29, 2005. The new order recognizes the need for more robust tools to defeat the proliferation of WMD around