

# INTELLIGENCE COMMUNITY DIRECTIVE 405

# Intelligence Diplomacy

**A. (U) AUTHORITY:** The National Security Act of 1947, as amended; Executive Order (EO) 12333, as amended; EO 13526; EO 13556; 32 CFR Part 2001; and other applicable provisions of law.

#### B. (U) PURPOSE:

- 1. (U) This Intelligence Community Directive (ICD) recognizes that Intelligence Diplomacy (ID) efforts are critical to advancing U.S. Government (USG) foreign policy objectives and establishes policy for:
  - a. (U) Supporting the priorities of USG policymakers;
- b. (U) Strengthening strategic relationships with foreign governments; and
- c. (U) Fostering collective international action based on shared interests.
- 2. (U) This ICD advances the effectiveness of ID efforts by increasing the transparency, coordination, and synchronization of IC ID activities.

## C. (U) APPLICABILITY

- 1. (U) This Directive applies to the IC, as defined by the National Security Act of 1947, as amended, and to such other elements of any department or agency as may be designated by the President, or designated jointly by the Director of National Intelligence (DNI) and the head of the department or agency concerned, as an element of the IC.
- 2. (U) This Directive does not apply to disclosures or releases of classified military information pursuant to National Disclosure Policy 1 and National Security Decision Memorandum-119.
- 3. (U) This Directive does not apply to Restricted Data and Formerly Restricted Data. Such data may only be disclosed or released to foreign governments pursuant to an agreement for cooperation as required by the Atomic Energy Act of 1954, as amended.
- 4. (U) This Directive does not apply to intelligence derived from Foreign Intelligence Surveillance Act (FISA) information, unless the requirements of FISA permit such information to be disclosed or released to foreign entities and such disclosure or release is not otherwise prohibited by the Privacy Act, 5 U.S.C. 552a. Where disclosure or release of this information is not permitted by the requirements of FISA, or would

be prohibited by the Privacy Act, the FISA-derived information cannot be released or disclosed to foreign entities.

- 5. (U) This Directive does not apply to covert action, as that term is defined in Section 503(e) of the National Security Act nor to activities where the primary purpose is collection of foreign intelligence or counterintelligence information.
- 6. (U) This Directive shall be implemented in a manner consistent with existing law and policy.

# D. (U) POLICY

- 1. (U) The IC's relationships with foreign governments are critical for the national security of the United States as many of the most challenging threats require collective action. ID is fundamental to achieving such action, and therefore IC elements shall prioritize and align ID efforts to support USG foreign policy objectives.
- 2. (U) For the purposes of this policy, ID is the sharing of intelligence—developed with integrity, objectivity, and rigor in accordance with ICD 203, *Analytic Integrity*—either directly with a foreign government or, where appropriate, publicly, to encourage engagement, collaboration, or collective action among foreign governments.
- 3. (U) It is crucial that IC elements continue to develop, maintain, and expand bilateral or multilateral relationships with foreign governments to execute their missions in accordance with their authorities under the National Security Act of 1947 and EO 12333. While these relationships may be leveraged to support ID efforts, not all endeavors with foreign governments are considered ID. An ID effort must satisfy three criteria:
- a. (U) First, it has to involve the sharing of objective intelligence, either publicly or directly to a foreign government; this by itself is "intelligence sharing."
- b. (U) Second, it has to have the goal of exchanging perspectives with a foreign government on a specific threat or issue; this by itself is "intelligence engagement."
- c. (U) Third, it has to be done in support of advancing a preferred policy objective which may lead to unilateral, joint, or multilateral action. The third criterion is what separates intelligence sharing and engagement from ID.
- 4. (U) ID leverages intelligence engagement activities to accomplish mutually reinforcing objectives. The Directive specifically focuses on the following objectives:
- a. (U) Support USG Foreign Policy Priorities: To support U.S. policymakers' efforts to encourage the leadership of a country or international organization to either shift their position or take action on a specific threat or crisis-related issue.
- b. (U) Shape Foreign Leader Perspectives: To support ongoing discussions of U.S. policymakers, such as between U.S. leaders and their foreign counterparts in relation to national security priorities.
- 5. (U) To ensure IC element ID efforts are aligned with USG policymakers' objectives, the Deputy Director for Mission Integration (DD/MI) shall work through the National Security

Council and the State Department's Bureau of Intelligence and Research to identify senior policymakers' priorities and, in coordination with IC elements, shall:

- a. (U) Develop and maintain an annual guiding document establishing key ID priorities. This document serves only to focus intelligence diplomacy efforts and does not supersede intelligence guidance provided through the National Intelligence Priorities Framework. The document shall include but is not limited to:
- (1) (U) A prioritized list of countries and multilateral groupings for which the IC shall establish sustainable mechanisms for exchanging intelligence on identified issues of mutual policy concern.
- (2) (U) A prioritized list of policy initiatives and objectives for which IC elements shall provide collection and analysis in support of policy engagements.
- b. (U) Develop, execute, and evaluate implementation plans aligned to the guiding document through appropriate IC-wide Strategy Boards.
- 6. (U) To maximize the value of relationships with international organizations, such as the North Atlantic Treaty Organization or the United Nations, IC elements shall identify, establish, maintain, and expand relationships with international organizations in alignment with key policy priorities, where appropriate. To ensure alignment with key policy priorities, DD/MI shall develop, in coordination with IC elements, an engagement plan for international organizations in accordance with Section E.1.d.



# 9. (U) Information Sharing

- a. (U) IC elements shall balance the need to protect intelligence sources, methods, and activities with the benefits to ID efforts gained by sharing information with foreign governments and the public.
- b. (U) The National Intelligence Council, in accordance with ICD 207, *National Intelligence Council*, shall identify and articulate the IC's analytic needs and priorities to support ID efforts in alignment with Section D.5.
- c. (U) All information sharing and handling of classified information shall be conducted in accordance with law and IC policy. IC elements shall maximize information sharing in support of ID efforts by:
- (1) (U) Developing products written in accordance with ICD 208, Maximizing the Utility of Analytic Products, ICD 209, Tearline Production and Dissemination, or ICD 403 consistent with the protection of sources and methods.
- (2) (U) Leveraging unclassified and publicly or commercially available information and, when appropriate, approve products for public release.
- (3) (U) Making products available in the Library of National Intelligence in accordance with ICD 204, *National Intelligence Priorities Framework*.

#### 10. (U) Knowledge Management

- a. (U) The IC requires improved knowledge management and discoverability to maximize the effectiveness of ID activities and promote consistently aligned U.S. messaging to foreign governments.
- b. (U) Information on ID exchanges, as prioritized in the guiding document discussed in Section D.5, shall be shared through appropriate interoperable information systems that capture, as appropriate and in accordance with applicable law and IC policy:
  - (1) (U) A summary of key foreign engagements including those of U.S. policymakers;
  - (2)
- (3) (U) Discoverable intelligence products fully reviewed and approved for downgrading and/or declassification;
  - (4) (U) Products approved for public release;
- (5) (U) Contact information for IC elements to inquire further about an engagement; and
  - (6) (U) Intelligence products foreign governments provided to the IC.

c.

#### 11. (U) Cybersecurity

a. (U) ID efforts shall be supported by a secure information technology (IT) infrastructure that, to the extent practicable, optimizes information sharing with foreign governments. Such infrastructure shall be developed and maintained in accordance with law and IC policy, including ICD 503, *Intelligence Community Information Environment Risk Management*.

b.

## 12. (U) Workforce Expertise

- a. (U) ID requires an agile approach to produce, downgrade, or declassify for release, intelligence products that support broader policy goals.
- b. (U) To fully support ID efforts, it is imperative for the IC to have a workforce with the training, access, and skills needed to expedite the timely release and exchange of information. IC elements shall train and maintain personnel with expertise in foreign and public disclosure and information sharing; and knowledge spanning the spectrum of foreign partnerships, mission integration, and information and intelligence sharing policy.
- c. (U) IC elements shall share training materials, best practices, lessons learned, and other information to support such a workforce.

#### E. (U) ROLES AND RESPONSIBILITIES

- 1. (U) DD/MI shall:
  - a. (U) Serve as the Accountable Official for the implementation of this policy;
- b. (U) Issue IC Standards, as necessary, to implement this Directive in accordance with IC Policy Guidance 101.2, *Intelligence Community Standards*, and in coordination with the Assistant Director for Policy and Strategy (AD/P&S);
- c. (U) Produce an annual guiding document and implementation plans establishing key ID priorities for use by the IC in accordance with Section D.5;
- d. (U) Develop and maintain, in coordination with IC elements, an international organization engagement plan that includes, in the U.S. security context, topics for potential engagement, the IC's current relationship with the international organization, and the international organization's unique value;
- e. (U) Identify, leverage, and if needed, develop and maintain IC-wide interoperable information systems as described in Section D.10, to capture and share information on ID exchanges in coordination with the IC Chief Information Officer (IC CIO), AD/P&S, IC Chief

Data Officer, ODNI Information Management Office (IMO), and the Civil Liberties and Privacy Officer:

- f. (U) Develop training courses and materials to support an informed and knowledgeable workforce to support ID efforts, in coordination with the Chief, IC Human Capital; and
- g. (U) Regularly share ID best practices, success stories, and lessons learned, and establish guidance for measuring the effectiveness of ID efforts.
- 2. (U) The Director of the Cyber Threat Intelligence Integration Center shall develop, in coordination with the IC CIO, a cybersecurity best practices document for IC elements to use during ID exchanges.
  - 3. (U) The Director of the National Counterintelligence and Security Center shall:
- a. (U) Regularly monitor, review, and assess the intelligence and CI risks from ID efforts in coordination with DD/MI; and
- b. (U) Develop and share CI best practices, in coordination with IC elements, for use during engagements with foreign governments and in support of Section D.8.
- 4. (U) IC CIO shall oversee a secure, resilient, and reliable IC Information Environment that supports ID efforts to the extent permitted by law, IC policy, and guidance.
- 5. (U) The ODNI IMO shall facilitate and coordinate the rapid downgrade, disclosure, or approving for public release of information as requested by the National Security Council.
  - 6. (U) IC elements shall:
    - a. (U) Prioritize and align ID efforts to support USG policymaker priorities;
- b. (U) Ensure products supporting ID activities uphold analytic integrity, objectivity, and rigor in accordance with ICD 203;
- c. (U) Provide information, as requested, to DD/MI to support the annual guiding document and development of implementation plans as described in Section D.5;
- d. (U) Develop, maintain, and expand strategic relationships with foreign governments and, where appropriate, international organizations;
- e. (U) Leverage and consult with relevant DNI Representatives in accordance with Section D.7;
  - f. (U) Employ CI best practices while conducting ID activities;
- g. (U) Consider and balance the need to protect sources and methods with the benefits to ID efforts by sharing information to support ID;
- h. (U) Produce intelligence products that maximize information sharing to support ID efforts in accordance with Section D.9. All sharing and handling of classified information shall be conducted in accordance with law and IC policy;

- i. (U) Submit information to appropriate IC information systems as required in Section D.10. for IC-wide discoverability and use;
- j. (U) Develop and maintain interoperable and secure information technology infrastructures to support robust ID efforts and engage with foreign governments to expand their cybersecurity knowledge and capabilities;
- k. (U) Share training materials, best practices, lessons learned, and other information to support an informed workforce in accordance with Section D.12; and
- l. (U) Submit information to DD/MI, as requested, to enable measuring the effectiveness of ID efforts.
- F. (U) EFFECTIVE DATE: This Directive becomes effective on the date of signature.

Director of National Intelligence

Date