Controlled Unclassified Information

Stakeholder Briefing

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ISOO
INFORMATION SECURITY OVERSIGHT OFFICE

Information Security Oversight Office (ISOO)

Outline

- **CUI Notices (New and Planned)**
  - **CUI Notice 2019-04**
- **Agency Implementation Status**
- **CUI and Metadata**
- **The planed CUI FAR Status Update**
- **CUI Industry Day: February 11, 2020**
- **Q&A**

The slides for this briefing will be posted to the CUI Blog

CUI Overview

What is the CUI Program?

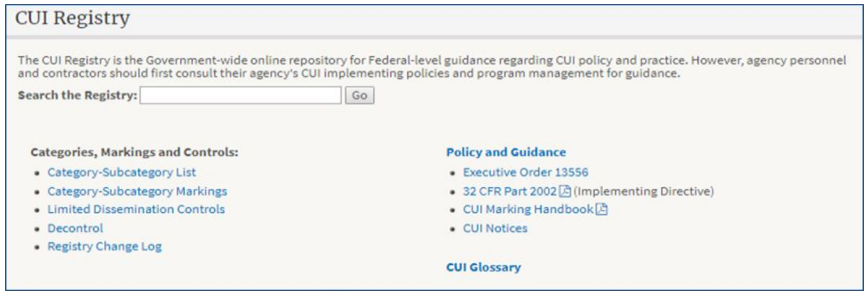
The CUI Program is an information security reform that standardizes the way the executive branch handles information that requires protection

What is CUI?

Controlled Unclassified Information (CUI) is information that requires safeguarding or dissemination controls pursuant to and consistent with applicable laws, regulations, and government-wide policies

Policy and Guidance

- Executive Order 13556
- 32 CFR Part 2002 (Implementing Directive)
- CUI Marking Handbook
- CUI Notices
- NIST Publications
- OMB Circular No. A-11
- CUI Advisory Council



Training Tools
Learn about training tools developed by the Executive Agent for CUI users.

Contact Us! Contact an Agency!

Additional Tools
Learn about additional tools for handling CUI.
- CUI Coversheets
- CUI Marking Trifold Brochure
- Audio/Photo/Video Markings Brochure

www.archives.gov/cui

NATIONAL ARCHIVES | CONTROLLED UNCLASSIFIED INFORMATION

CUI Program Blog

Quarterly CUI Program Updates!

FOLLOW BLOG VIA EMAIL

Enter your email address to follow this blog and receive notifications of new posts by email.

Email Address

FOLLOW

https://isoo.blogs.archives.gov/

Agency Implementation Status

- ISOO 2018 Annual Report to the President
  https://www.archives.gov/files/isoo/images/2018-isoo-annual-report.pdf

"Many agencies are struggling to issue their CUI implementing regulations, submit CUI budget proposals to OMB, implement the program's marking requirements, and staff their agency's CUI Program sufficiently."

- FY19 reports are coming in.

Oversight of the Controlled Unclassified Information (CUI) Program within Private Sector Entities

Oversight of Private Sector Entities

- The agency CUI Senior Agency Official (SAO) is responsible for oversight of the agency's CUI Program implementation, compliance, and management. See 32 C.F.R. Part 2002.8(b)(2). This should include adequate oversight over CUI entrusted to private sector entities through the use of agreements or arrangements. The agency CUI SAO may:
  a) Delegate internal component or sub-agencies with responsibilities related to the oversight of the handling of any CUI entrusted to private sector entities through the use of agreements or arrangements; and
  b) Enter into agreements with other executive branch agencies, authorizing or allowing oversight actions of any CUI-entrusted private sector entities through the use of agreements or arrangements.

Reciprocity

- **Agencies are encouraged to enter into interagency agreements and arrangements to avoid duplicative and unnecessarily burdensome oversight actions.** Each agency is responsible for ensuring that security assessments and audit activities are held to the minimum necessary to effectively oversee compliance. Instances of duplicative or unnecessarily burdensome oversight actions should be reported by private sector entities to the applicable agency CUI program office. Private sector entities should inform the CUI EA should such instances remain unresolved.

CUI Notice 2019-04

CUI Oversight at the Department of Defense

- As a starting point for CUI oversight, DoD has elected to begin conducting assessments of major defense contractors that are contractually obligated to protect CUI under Defense Federal Acquisition Regulation Supplement 252.204-7012, Safeguarding Covered Defense Information and Cyber Incident Reporting (DFARS 7012 clause), or through other contractual obligations and agreements.

Helpful Links for DOD partners:

Center For Development of Security Excellence (CDSE) CUI Toolkit:

https://www.cdse.edu/toolkits/cui/index.php

DOD Procurement Toolbox (Cybersecurity Tab)

https://dodprocurementtoolbox.com/site-pages/cybersecurity-dod-acquisition-regulations

DCSA CUI Tab

https://www.dcsa.mil/mc/ctp/cui/

Information about CMMC from Under Secretary of Defense for Acquisition and Sustainment

https://www.acq.osd.mil/cmmc/

Upcoming CUI Notices/Guidance

Possible future CUI notices or guidance:

- CUI and Non-Disclosure Agreements (NDAs)
- Exigent Circumstances (better defined and explained)
- CUI and Legacy Information (remarking and protecting)
- CUI Designation Challenges

CUI and Metadata

The CUI advisory council created an interoperability working group dedicated to advancing standardization/interoperability of non-human readable CUI markings.

The working group has partnered with NIEM

- The National Information Exchange Model (NIEM) is a common vocabulary that enables efficient information exchange across diverse public and private organizations. NIEM connects communities of people who share a common need to exchange information in order to advance their mission. https://www.niem.gov/about-niem

The Planned CUI FAR

When I know you will ☺

The FAR is still going through the process of review and approval prior to public comment.

- When the FAR is released for public comment we will have a blog post about when/how to comment.
- We will also announce an ad hoc stakeholders meeting to address questions about the proposed FAR changes (this will be limited to answering questions about the content of the proposed FAR changes and will not accept or adjudicate any changes).

SAVE THE DATE

ON **FEBRUARY 11, 2020**

FROM 10:00 TO 2:00 PM

ISOO AND THE CUI PROGRAM OFFICE

WILL BE HOSTING IT'S 3RD INDUSTRY DAY

THERE WILL BE 23 VENDOR BOOTHS AVAILABLE AND SPEAKING OPPORTUNITIES FROM GOVERNMENT AGENCIES AND INDUSTRY

THERE WILL BE ANOTHER POST WITH MORE DETAILS IN THE UPCOMING WEEKS.
IF YOU HAVE QUESTIONS OR CONCERNS, PLEASE EMAIL THE
CUI PROGRAM OFFICE AT CUI@NARA.GOV

Next CUI Stakeholder Meeting

The next CUI stakeholder meeting will be **February 12, 1-3pm.**

Questions?

Systems
Program
Policy
Controlled
Controls
Unclassified
Registry
Policies
Information
Basic
CUI
Federal
Safeguarding
Confidentiality
Handling
NIST
Control
Marking
Specified
Unclassified
Legacy
Agencies
Decontrol
Purpose
Guidance
Required
Revised
Authority
Regulations
Subcategories
Categories
Standards
Controlled
Protect
Access
Category
Document
Requirement
Designating
Waivers
Necessary
Security
Qualifies
Methods
Portion
Marked
Provision
Approved
Applicable
Establishes
Reference
Documents
Procedures
Contractors
Disclosure
Governing
Executive
Executive
Privacy
Security
Mark
FOIA
Rationale
Waiver
Provision
Applicable
Program
Agreement