Counterterrorism Division Authorities and Responsibilities

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FEDERAL BUREAU OF INVESTIGATION
CORPORATE POLICY DIRECTIVE

0053D

1. Policy Directive Title. Counterterrorism Division Authorities and Responsibilities
2. Publication Date. 2008-04-23
3. Effective Date. 2008-04-23
4. Review Date. 2011-04-23

5. Primary Strategic Objective.
P2-Assign responsibility and own accountability.

6. Authorities:
1. 5 U.S.C. § 552a(e)(7)
2. 10 U.S.C. § 382, 2364
5. 18 U.S.C. § 175a, 229E, 831(d) & (e)(1) & 2332e, 981(a)(1)(G) & (H), 2516, 2709
6. 20 U.S.C. § 1232g
8. 28 U.S.C. § 533, 538
9. 31 U.S.C. § 5318(g)(4)(B)
10. 42 U.S.C. § 5197
11. 50 U.S.C - National Security Act of 1947 § 402a, 403-5a, 436, 1802, 1822, 842, 861
12. 28 C.F.R. § 0.85, 0.89
13. 31 C.F.R. § 103.100
14. 33 C.F.R. § 233.3
15. 45 C.F.R. § 164.512(k)(2)
16. Executive Order 12333
17. Executive Order 12656
18. Executive Order 12947
19. Executive Order 13128
20. Executive Order 13383
21. Executive Order 12958
22. Executive Order 13224
23. Executive Order 13354
24. Executive Order 12947
32. National Strategy for Aviation Security
33. National Strategy to Secure Cyberspace
34. National Response Plan
35. MOU with DOJ and DHS regarding Terrorist Financing Investigations
36. Attorney General Guidelines - General Crimes, Racketeering Enterprise and Terrorism Enterprise Investigations
37. Attorney General Guidelines - FBI National Security Investigations and Foreign Intelligence Collection

7. Purpose:
This policy establishes the authorities and responsibilities of the Counterterrorism Division. During the 1990's, the nature of the terrorist threat facing the United States changed dramatically. In response, the FBI created the Counterterrorism Division, restructuring its approach to counterterrorism analysis and...
information-sharing. The Counterterrorism Division ensures the FBI terrorism objectives are pursued according to the authorities listed above.

8. Policy Statement:

The Counterterrorism Division (CTD) shall protect the freedom, privacy and civil liberties of Americans while striving to achieve the following FBI counterterrorism objectives pursuant to the authorities listed above:

1) Prevent terrorist attacks against the U.S. and U.S. citizens and interests abroad
2) Deny terrorists and/or their supporters the ability to plan, organize, and carry out logistical, operational, and support activities
3) Identify, Penetrate, and Dismantle terrorist operations/cells within the U.S.
4) Fully develop and exploit intelligence collection opportunities against terrorists, terrorist enterprises, and their supporters to gain a comprehensive understanding of the nature and scope of their activities within the U.S.
5) Pursue the appropriate sanction for those who have provided material support to terrorists or their organizations
6) Provide crisis management and take the Investigative lead following acts of terrorism against the U.S. and U.S. interests and citizens abroad
7) Enhance the FBI's ability to ascertain the reliability and details of terrorist threats
8) Improve the FBI's capacity to inform local, state, and federal agencies, and the private sector about threats
9) Enhance the FBI's analytical contribution to the U.S. intelligence community

9. Scope:
This policy is applicable to all personnel at FBI Headquarters, Field Offices, and Legats pursuing any activities involving counterterrorism, including pre-emptive initiatives, training, liaison, investigations, intelligence gathering, and incident response.

10. Proponent:
National Security Branch, Counterterrorism Division

11. Roles and Responsibilities:

Management of the Counterterrorism Program is centralized at Headquarters to improve information sharing; ensure consistency of priorities and strategy across the organization, integrate operations domestically and overseas, improve coordination with other agencies and governments, and to make senior managers accountable for the overall development and success of counterterrorism efforts.

The Assistant Director (AD) of CTD, or designee shall conduct the following activities in pursuit of the FBI's counterterrorism objectives:

1. Responsible and accountable to the Executive Assistant Director, National Security Branch for management, operation, and administration of the CTD
2. Establish priorities for the CTD programs
3. Manage all processes related to accomplishing the CTD mission and goals
4. Serve as the National Program Manager for the FBI Counterterrorism Program

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5. Manage investigations that are national in scope, significance, or importance
6. Develop and execute an integrated investigative and intelligence strategy to identify, penetrate, and dismantle all terrorist threats to the United States and U.S. interests world-wide
7. Conduct effective and timely liaison with other U.S. Intelligence Community members, law enforcement, and foreign intelligence/law enforcement services who contribute to, or benefit from, FBI Counterterrorism activities
8. Serve as the primary FBI representative to interagency centers that are specifically designed to coordinate Counterterrorism operations and Intelligence sharing
9. Develop and execute an integrated investigative and intelligence strategy to use criminal law enforcement and non-prosecutorial sanctions to identify, disrupt and neutralize extremists
10. Support, coordinate, and provide oversight of international counterterrorism operations
11. Support, coordinate and provide oversight of domestic terrorism operations
12. Establish overall initiatives, policy and guidance on terrorist financing matters
13. Coordinate crisis/incident response in the event of an act of terrorism (AOT)/Incident in the U.S. or overseas - ensure that policies, protocols, resources, coordination, and collaboration are established and executed, and when necessary, expedite the FBI’s surge ability to execute its statutory intelligence, investigative and crisis response obligations
14. Gather and exploit potential threat information and actionable counterterrorism intelligence from seized technical sources, terrorist documents and computer media, and ensure appropriate dissemination within the U.S. Intelligence Community
15. Provide information to keep foreign terrorists and their supporters out of the United States or that leads to their removal, location, detention, prosecution or other action
16. Produce analysis focused on the early warning of emerging terrorist threats to the United States;
17. Identify long-term, threat-related issues that may affect FBI investigative or operational strategy against terrorist targets
18. Coordinate national liaison with the financial services sector
19. Ensure appropriate focus on the financial aspects of terrorism investigations at the field level, and provide the Terrorist Finance Centers with appropriate training and support
20. Consolidate the government’s approach to terrorism screening and provide for the appropriate and lawful use of terrorist information in screening processes

12. Exemptions:
None

13. Supersession:
None

14. References, Key Words, and Links:

References
1) FBI Strategic Plan 2004-2009
2) CTD Strategic Plan: 2003
3) CTD Section websites
4) OGC Main Law Library (website) - list of Terrorism Authorities
5) Testimony of Mr. Turchie - House Subcommittee on National Security, Veterans Affairs, and International Relations, Committee on Government Reform: provided explanation for creating the Counterterrorism Division in 1999
6) CTD Reorganization EC dated 12/04/2002 - 66F-HQ-A1308701, Serial 851

Keywords
1) Policy
2) International Terrorism
3) Domestic Terrorism
4) Mission

15. Definitions:
Senior Managers: Executive Assistant Director, Assistant Director, Assistant Directors In Charge, Special Agents In Charge, Deputy Assistant Director

16. Appendices, Attachments, and Forms:
None

Final Approval
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