This publication implements Department of Defense Directive (DoDD) 5111.21, Arms Transfer and Technology Release Senior Steering Group and Technology Security and Foreign Disclosure Office; DoDD 5230.11, Disclosure of Classified Military Information to Foreign Governments and International Organizations; DoD Instruction (DoDI) 2040.2, International Transfers of Technology, Articles, and Services, DoDI 3020.46, The Military Critical Technologies List (MCTL); and DoDI 5030.14, Disclosure of Atomic Information to Foreign Governments and Regional Defense Organizations. This Policy Directive establishes Air Force (AF) policy for foreign disclosure and technology transfer under the direction of the Deputy Under Secretary of the Air Force, International Affairs (SAF/IA).

This directive applies to all Air Force (Regular Air Force, Air Force Reserve, and Air National Guard) military and civilian personnel, and those with a contractual obligation to abide by the terms of AF issuances.

Ensure that all records created as a result of processes prescribed in this publication are maintained in accordance with (IAW) Air Force Manual (AFMAN) 33-363, Management of Records, and disposed of IAW Air Force Records Information Management System Records Disposition Schedule.
SUMMARY OF CHANGES

This policy was revised to conform with AFI 33-360, *Publications and Forms Management*, and updated to include current National, Department of Defense (DoD), and AF policy guidance. Foreign Disclosure is a function held across military services and United States (US) Government agencies. This publication adopts foreign disclosure policy and incorporates standard language and practices.

1. Overview.

1.1. Military information must be conserved and protected from unauthorized disclosures to foreign governments or international organizations. Special circumstances may warrant releasing military information to foreign entities, when it has a clearly defined advantage for the US. This directive establishes AF policies on disclosure and release of information and materiel to foreign governments, international organizations, and their duly authorized representatives.

2. Policy.

2.1. The AF will avoid creating a false impression of its readiness to make available military materiel, technology, or information to foreign nations. National Disclosure Policy (NDP-1) covers eight categories for international programs security that include: Category 1. ConceptOrganization, Training, Employment of Military Forces; Category 2. Military Materiel and Munitions; Category 3. Applied Research and Development Information and Materiel; Category 4. Production Information; Category 5. Combined Military Operations Planning and Readiness; Category 6. U.S. Order of Battle; Category 7. North American Defense; and Category 8. Military Intelligence. All releases to foreign entities must be authorized in advance according to NDP-1 criteria.

2.2. The Air Force will ensure that only properly designated AF disclosure authorities approve or authorize disclosures of military information under US Air Force jurisdiction or control to foreign governments, international organizations, and their representatives.

2.3. The AF will apply all controlled unclassified information (CUI), classified military information (CMI), and technical data, as described in the *International Traffic in Arms Regulation* (ITAR). It also applies to unclassified information containing distribution statements B, C, D, E, or F, as defined in Air Force Policy Directive (AFPD) 61-2, *Management of Scientific and Technical Information* and DoDI 5230.24, *Distribution Statements on Technical Documents*.


2.5. Disclosures under the Freedom of Information Act (FOIA) may still be subject to this policy if they fall under FOIA exemption 552-(b)(3) of Title 5, United States Code (USC),
based on specific statutory controls for technical data with military or space applications, or for items subject to the Arms Export Control Act (AECA).

2.6. This directive does not govern disclosure of narcotics intelligence, counter-intelligence, or special compartmented information or systems. It also does not apply to US military equipment or information relating to communications security, telecommunications security, or information security, including cryptographic devices and systems.

3. Roles and Responsibilities.

3.1. **The Secretary of the Air Force (SecAF) shall:**

   3.1.1. Serve as the AF head, to disclose or deny the release of military information originated within the US Air Force to foreign governments or foreign nationals. In making these decisions, the SecAF conforms with DoDD 5230.11, *Disclosure of Classified Military Information to Foreign Governments and International Organizations*, and the National Disclosure Policy Committee (NDPC), which formulates issues and administers National Disclosure Policy.

3.2. **The Deputy Under Secretary of the Air Force, International Affairs (SAF/IA) shall:**

   3.2.1. Serve as the AF lead agent to the SecAF, to disclose or deny the release of military information originated within the US Air Force to foreign governments or foreign nationals.

   3.2.2. Serve the SecAF in making disclosure decisions, and conform with the direction of the NDPC, which formulates, issues, and administers National Disclosure Policy.

   3.2.3. Serve as the AF designated Principal Disclosure Authority, for matters within the Air Force.

DEBORAH LEE JAMES
Secretary of the Air Force
Attachment 1

GLOSSARY OF REFERENCES AND SUPPORTING INFORMATION

References


DoDD 5111.21, Arms Transfer and Technology Release Senior Steering Group and Technology Security and Foreign Disclosure Office, October 14, 2014

DoDD 5230.11, Disclosure of Classified Military Information to Foreign Governments and International Organization, June 16, 1992

DoDI 3020.46, The Military Critical Technologies List (MCTL), October 24, 2008

DoDI 5030.14, Disclosure of Atomic Information to Foreign Governments and Regional Defense Organizations, IC 1, August 8, 2011

DoDI 5230.24, Distribution Statements on Technical Documents, August 23, 2012

AFPD 35-1, Public Affairs Management, September 28, 2012

AFMAN 33-363, Management of Records, March 1, 2008

AFI 33-360, Publications and Forms Management, December 1, 2015


Arms Export Control Act (AECA), as Amended 1971

USC, Title 22, Section 2151, Arms Export Control Act (AECA), as Amended 1971

USC, Title 22, Section 2778, Arms Export Control Act (AECA), as Amended 1971


Freedom of Information Act (FOIA), enacted July 30, 1947, as Amended, December 31, 2007

United States Code (USC), Title 5, 552-(b)(3), Freedom of Information Act (FOIA), enacted July 30, 1947, as Amended, December 31, 2007

Adopted Forms

AF Form 847, Recommendation for Change of Publication

Abbreviations and Acronyms

AECA—Arms Export Control Act

AF—Air Force

AFMAN—Air Force Manual

AFPD—Air Force Policy Directive
CMI—Classified Military Information
CUI—Controlled Unclassified Information
DoD—Department of Defense
DoDD—Department of Defense Directive
DoDI—Department of Defense Instruction
FOIA—Freedom of Information Act
IAW—in Accordance With
ITAR—International Traffic in Arms Regulation
MCTL—Military Critical Technologies List
NDAA—National Defense Authorization Act
NDP-1—National Disclosure Policy
NDPC—National Disclosure Policy Committee
SAF/IA—Deputy Under Secretary of the Air Force, International Affairs
SecAF—Secretary of the Air Force
US—United States
USC—United States Code