Controlled Unclassified Information

The Program, Implementation, and Features

Shared • Standardized • Transparent

ISOO
INFORMATION SECURITY OVERSIGHT OFFICE

Information Security Oversight Office (ISOO)

Outline

- What is CUI?
- Laws, Regulations, and Government-wide policies (LRGWP)
- An Information Security Reform
- Contracts, Legacy Information, Resources

What is Controlled Unclassified Information (CUI)?

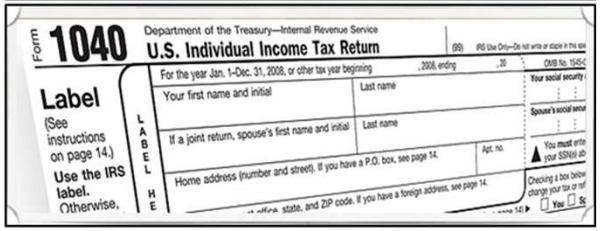
- **CUI is information that needs protection.** Laws, Regulations, or Government wide policies call for this information to be protected.

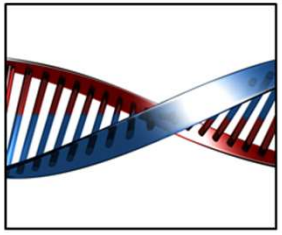
  - The **CUI Registry** provides information on the specific categories of information that the Executive branch protects. The CUI Registry can be found at:

https://www.archives.gov/cui

CUI includes, but is not limited to:

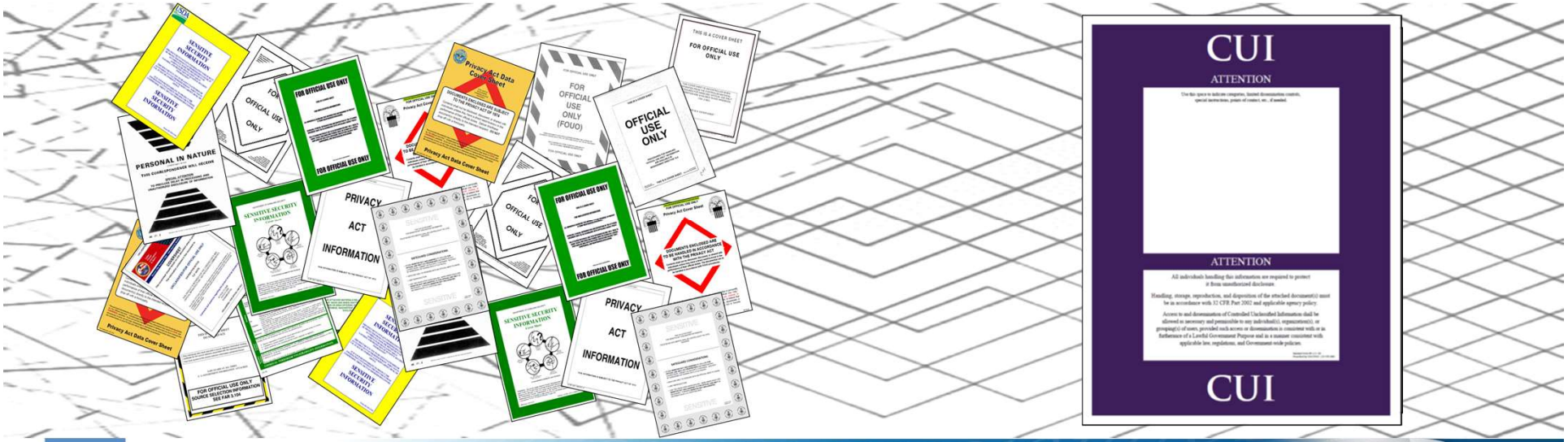
- Privacy (including Health)
- Tax
- Law Enforcement
- Critical Infrastructure
- Export Control
- Financial
- Intelligence
- Privilege
- Unclassified Nuclear
- Procurement and Acquisition



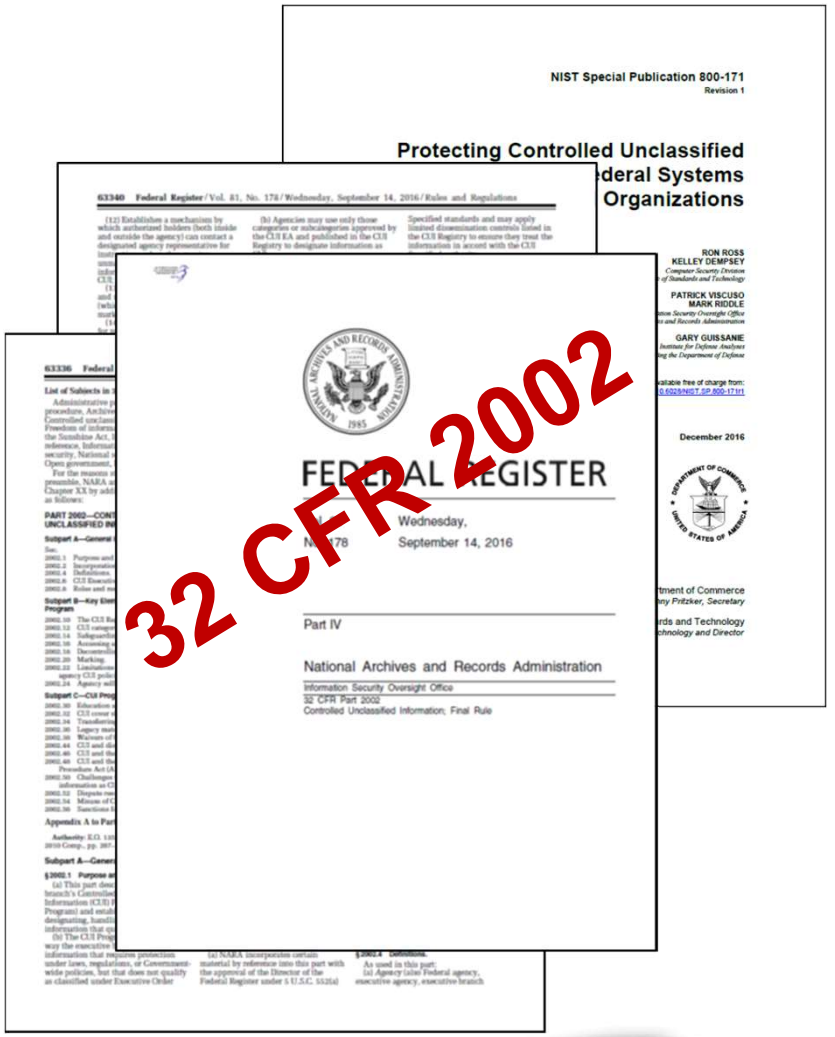


Information Security Reform

- Clarifies what to protect
- Defines safeguarding
- Reinforces existing LRGWP
- Promotes authorized information sharing



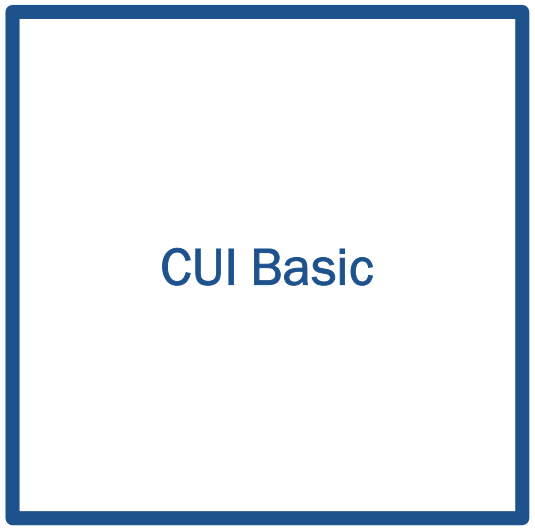
What we protect and How we protect it



CUI Basic and CUI Specified

Laws, Regulations, or Government-wide policies require specific protections. For example:

- Unique markings
- Enhanced physical safeguards
- Limits on who can access the information



Laws, Regulations, or Government-wide policies **DO NOT** require specific protections.

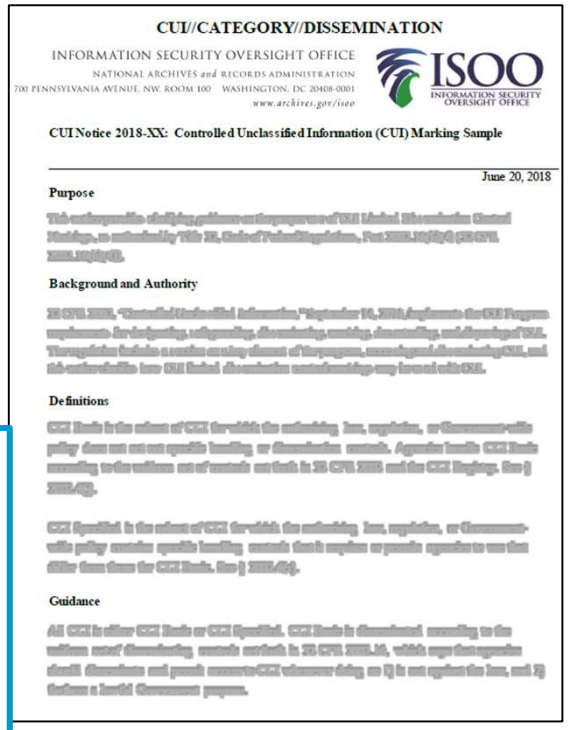
Federal Acquisition Regulation (FY19)

"This FAR rule is necessary to ensure uniform implementation of the requirements of the CUI program in contracts across the government, thereby avoiding potentially inconsistent agency-level action." –Unified Agenda

Legacy Information and Markings

All legacy information is not automatically CUI. Agencies must determine what legacy information qualifies as CUI

Contractors do not have "legacy information" as such. Contractors should protect all information they have received in accordance with the contract that covers that information.



CUI//CATEGORY//DISSEMINATION

INFORMATION SECURITY OVERSIGHT OFFICE
NATIONAL ARCHIVES and RECORDS ADMINISTRATION
700 PENNSYLVANIA AVENUE, NW, ROOM 100 WASHINGTON, DC 20408-0001
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ISOO INFORMATION SECURITY OVERSIGHT OFFICE

CUI Notice 2018-XX: Controlled Unclassified Information (CUI) Marking Sample

June 20, 2018

Purpose

Background and Authority

Definitions

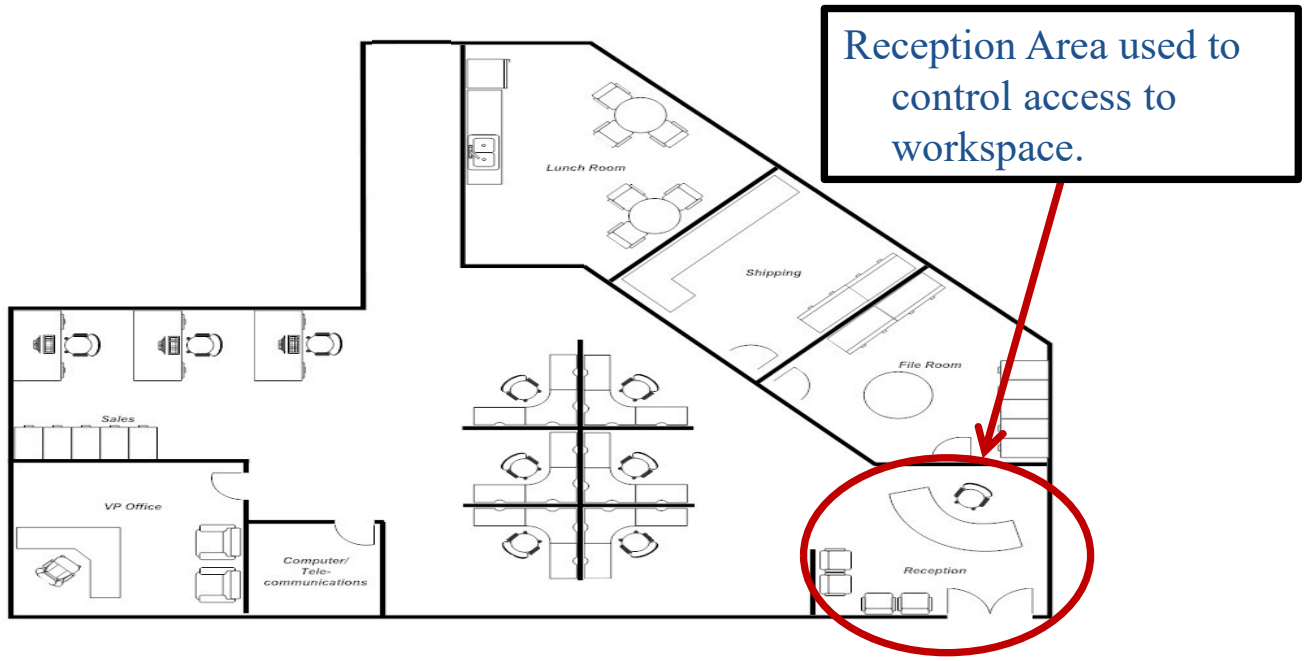
Guidance

Implementation

- Implementation has begun
  - Program officials, resources, policy, training, systems, contracts, oversight
- **CUI practices and Legacy practices will exist at the same time.**

Controlled Environments

- Controlled environment is any area or space an authorized holder deems to have adequate physical or procedural controls (*e.g.*, barriers and managed access controls) for protecting CUI from unauthorized access or disclosure.



Assessing physical environments

- Going beyond gates, guns, and guards: Internal security

  - Who works in the space?
  - Who has access to the space during and after business hours?
  - Do individual workspaces (cubes & offices) have adequate safeguards to prevent access (locking cabinets, drawers, or overhead bins)?
  - Suitable for sensitive discussions?

Assessing electronic Environments

Limit and control access to CUI within the workforce by establishing electronic barriers.

Questions about DoD Implementation

1. Contract compliance questions should be addressed to the Contract POC

2. DFARs 7012 compliance questions: Use DoD Procurement Toolbox covered on the next slide

3. Questions about **CMMC**: https://www.acq.osd.mil/cmmc/

4. Inquiries about **DoD CUI Program Policies and Implementation** should be addressed to the Office of the Under Secretary of Defense for Intelligence & Security (OUSD I&S)
   Email: osd.pentagon.ousd-intel-sec.mbx.dod-cui@mail.mil

DoD Procurement Toolbox

Q13: Who in DoD can I contact for clarification on DFARS 252.204-7012 or NIST SP 800-171 in support of DFARS 252.204-7012?

A13: Contractors should email their query to osd.dibcsia@mail.mil. Emails received at this address are reviewed daily and distributed as appropriate to a cross-functional team of subject matter experts for action.

Quick Look for FAQ Topics	
Safeguarding Covered Defense Information and Cyber Incident Reporting (DFARS 252.204-7008 and 252.204-7012) • General Q1 –Q18 • Covered Defense Information Q19 –Q30 • Operationally Critical Support Q31 • Safeguarding Covered Defense Information Q32 –Q34 • Cyber Incidents and Reporting Q35 –Q45 • Submission of Malicious Software Q46 • Cyber Incident Damage Assessment Q47	NIST SP 800-171 • General Implementation Issues Q49 –Q67 • Specific Security Requirements Q68 –Q98 Cloud Computing • General Q99 –101 • Cloud solution being used to store data on DoD's behalf (DFARS 252.239-7009 and 252.204-7010, Cloud Computing Services, apply) Q102 • Contractor using cloud solution to store covered defense information (DFARS 252.204-7008 and 252.204-7012 apply) Q103 –Q109
Basic Safeguarding of Contractor Information Systems (FAR Clause 52.204.21) Q48	Limitations on the use or disclosure of third-party contractor reported cyber incident information (DFARS Clause 252.204-7009) Q47

https://dodprocurementtoolbox.com
Click on the Cybersecurity Tab

Controlled Unclassified Information (CUI)

What is the CUI Program?

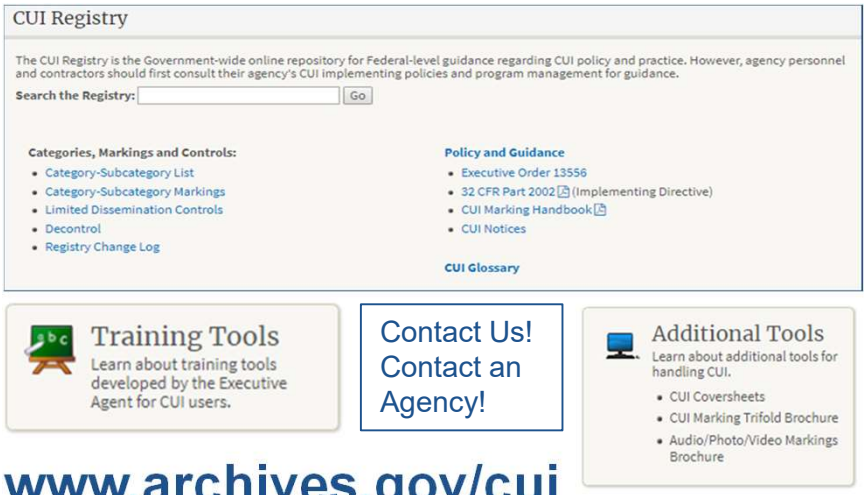
The CUI Program is an information security reform that standardizes the way the executive branch handles information that requires protection

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



www.archives.gov/cui

NATIONAL ARCHIVES | CONTROLLED UNCLASSIFIED INFORMATION

CUI Program Blog

Quarterly CUI Program Updates!

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