

# Controlled Unclassified Information

*The Program, Implementation, and Features*

Shared • Standardized • Transparent

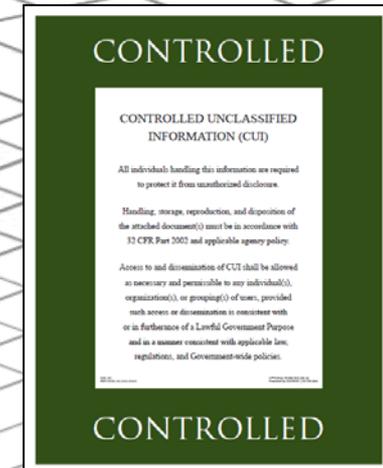
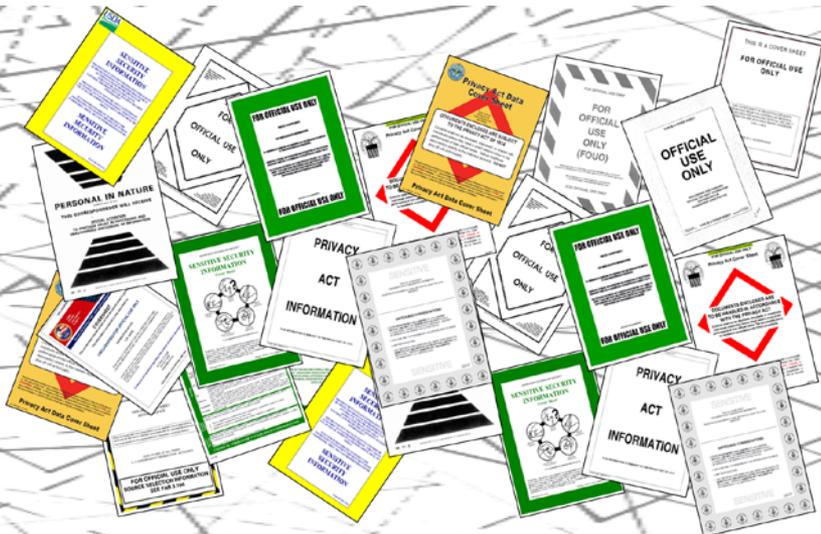


Information Security Oversight Office (ISOO)



# Information Security Reform

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



# What is Controlled Unclassified Information or CUI?

***CUI is unclassified information requiring protection as identified in a law, regulation, or government-wide policy.***

- The CUI Registry provides information on the specific categories and subcategories of information that the Executive branch protects. The CUI Registry also provides the newly approved Defense category. The CUI Registry can be found at: <https://www.archives.gov/cui>

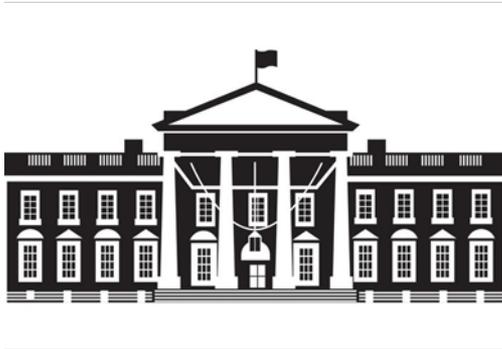
***CUI includes, but is not limited to:***

- Privacy (including Health)
- Tax
- Law Enforcement
- Critical Infrastructure
- Controlled Technical Information
- Financial
- Intelligence
- Privilege
- Unclassified Nuclear
- Procurement and Acquisition



# 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



The NIST 800-171 is intended for use by federal agencies in appropriate contractual vehicles or other agreements established between those agencies and nonfederal organizations

# Oversight Approach

Certification = **Asserting** compliance

Documentation = **Describing** compliance

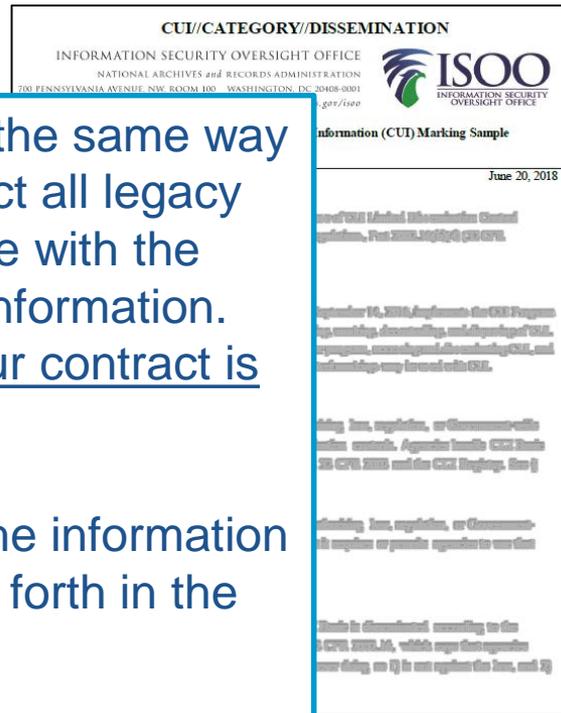
Validation = **Verifying** compliance

# Implementation

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



# Legacy Information



Industry does not treat legacy information the same way the government does. Continue to protect all legacy information you received in accordance with the contracts from which you received the information. Do not change the protections unless your contract is modified.

For expired contracts continue to protect the information in accordance with the requirements set forth in the contract.

Follow-on or contract extensions may be modified to include CUI identification and protection.

# CUI Basic and CUI Specified

**CUI Specified**  
(Requires unique markings)

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

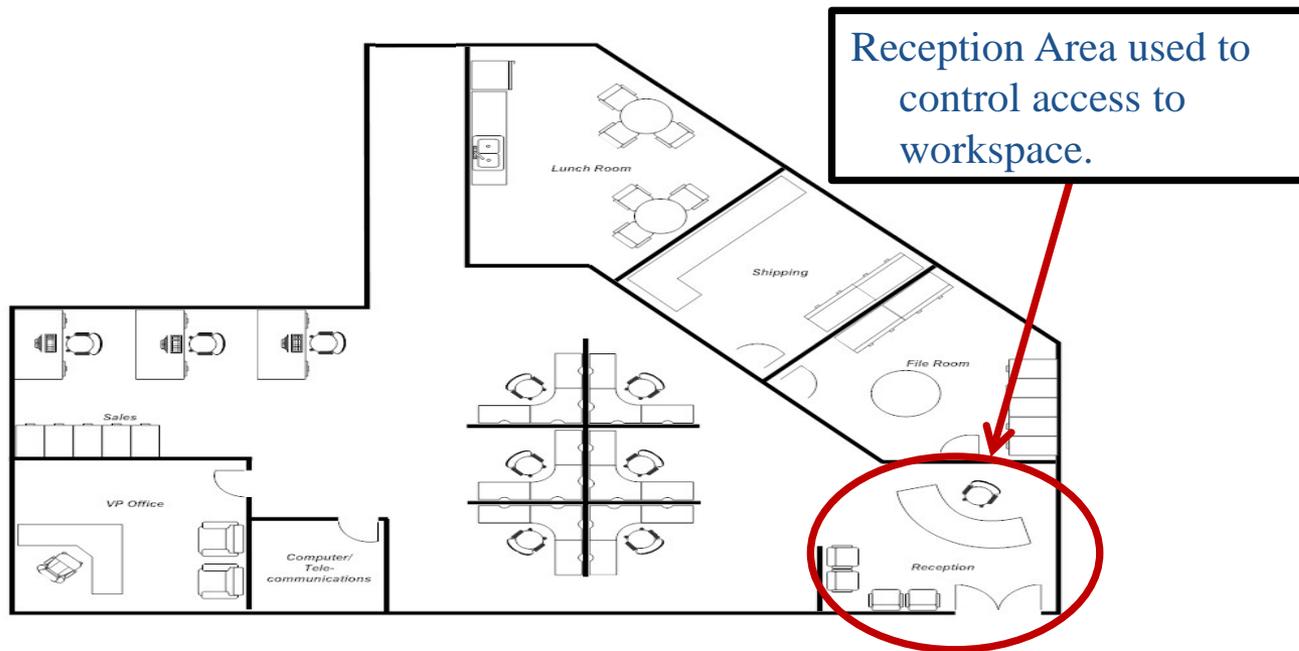
- Unique markings
- Enhanced physical safeguards
- Limits on who can access the information

**CUI Basic**

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

# 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.

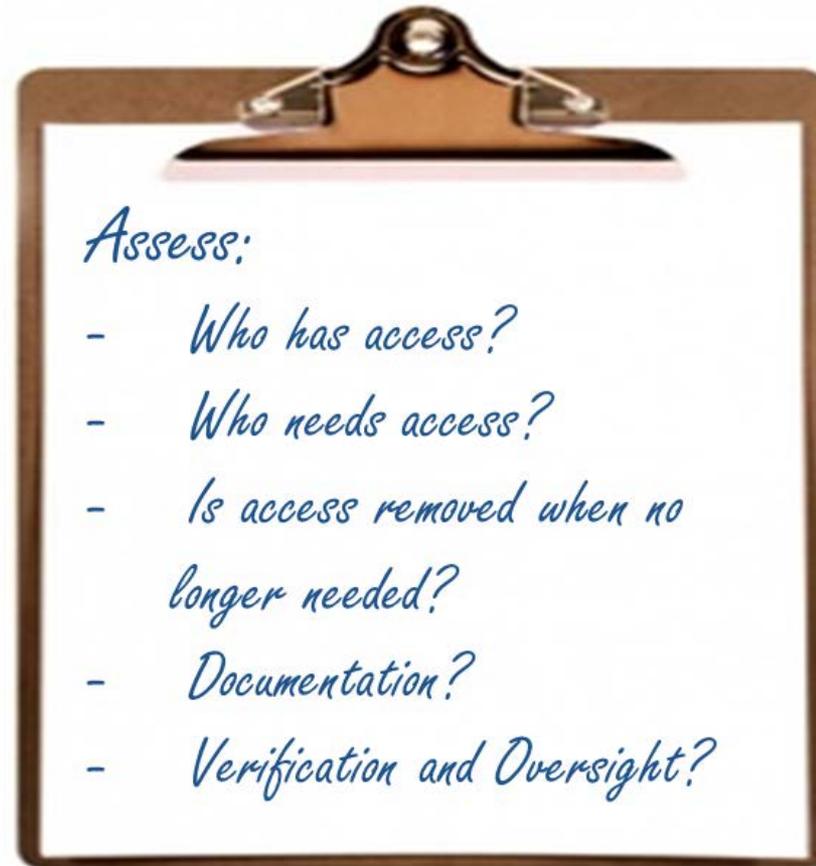


# Assessing physical environments

- **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.



# Three Elements of the Banner Marking

- The **CUI Control Marking** (mandatory) may consist of either “CONTROLLED” or “CUI.”
- **CUI Category Markings** (mandatory for CUI Specified). CUI Control Markings and Category Markings are separated by two forward slashes (/ /). When including multiple categories they are separated by a single forward slash (/).
- **Limited Dissemination Control Markings**. Limited Dissemination Control Markings are separated from the rest of the Banner Marking by a double forward slash (/ /).

## CUI Banner Marking

**CUI//CATEGORY//DISSEMINATION**

INFORMATION SECURITY OVERSIGHT OFFICE  
NATIONAL ARCHIVES and RECORDS ADMINISTRATION  
700 PENNSYLVANIA AVENUE, NW, ROOM 100 WASHINGTON, DC 20408-0001  
www.archives.gov/isoo



ISOO  
INFORMATION SECURITY  
OVERSIGHT OFFICE

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

---

June 20, 2018

**Purpose**

This notice provides clarifying guidance on the purpose of CUI Marking, the minimum Control Marking, as established by Title 28, Code of Federal Regulations, Part 201.104(b)(4) (28 CFR 201.104(b)).

**Background and Authority**

28 CFR 201.104, “Controlled Unclassified Information,” September 14, 2011, implements the CUI Program requirement for identifying, categorizing, disseminating, marking, declassifying, and deprotecting of CUI. This guidance includes a review on the use of the program, categorization, dissemination, CUI, and the information that CUI Marking dissemination control marking may be used with CUI.

**Definitions**

**CUI Mark** is the subset of CUI provided the marking, law, regulation, or Government-wide policy does not contain specific handling or dissemination controls. Agencies handle CUI Mark according to the minimum set of controls set forth in 28 CFR 201.104 and the CUI Registry. See § 201.104.

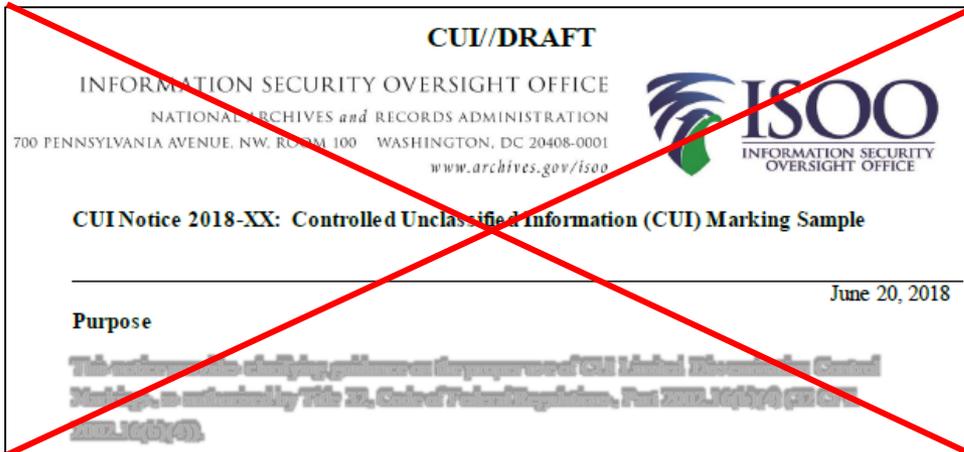
**CUI Specified** is the subset of CUI provided the marking, law, regulation, or Government-wide policy contains specific handling, control, mark, register or specific agencies to use that differ from those for CUI Mark. See § 201.104.

**Guidance**

All CUI is either CUI Mark or CUI Specified. CUI Mark is disseminated according to the minimum set of dissemination controls set forth in 28 CFR 201.104, which requires agencies should disseminate and protect according to CUI whenever doing so is not against the law, and § 201.104 defines a lawful Government purpose.

# Supplemental Administrative Markings

- Supplemental Administrative Markings **may not** be incorporated into the Banner Marking or mixed with CUI Markings



**CUI**

INFORMATION SECURITY OVERSIGHT OFFICE  
NATIONAL ARCHIVES and RECORDS ADMINISTRATION  
700 PENNSYLVANIA AVENUE, NW, ROOM 100 WASHINGTON, DC 20408-0001  
www.archives.gov/isoo

**ISOO**  
INFORMATION SECURITY OVERSIGHT OFFICE

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

June 20, 2018

**Purpose**

This notice provides clarifying guidance on the purposes of CUI Marked Information Control Markings, as authorized by Title 28, Code of Federal Regulations, Part 2002.10(d)(1) (28 CFR 2002.10(d)(1)).

**Background and Authority**

28 CFR 2002.10, "Controlled Unclassified Information," under 10, 2002, implements the CUI Program requirements for developing, implementing, disseminating, maintaining, and disposing of CUI. This regulation includes a section on the marking of CUI, as well as the marking of CUI, and the marking of the new CUI Marked Information Control Markings, as well as the marking of CUI.

**Definitions**

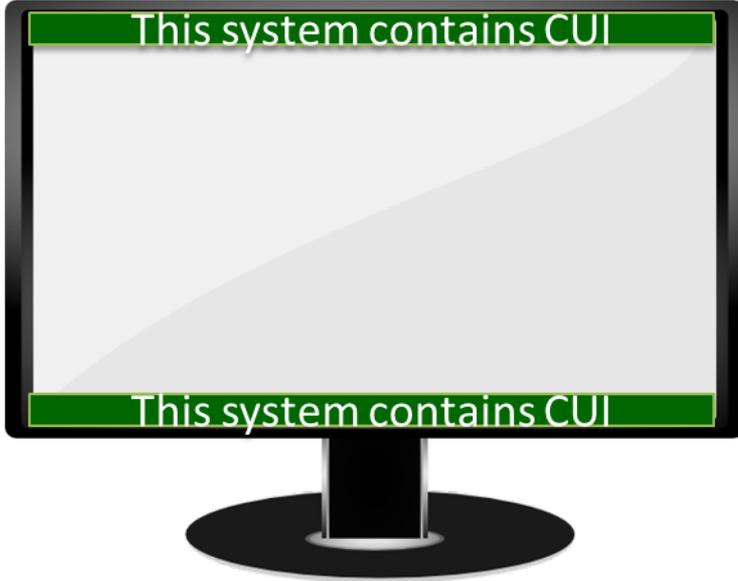
**CUI Mark** is the extent of CUI that is the marking, law, regulation, or Government-wide policy does not and does not require a marking or dissemination control. Agencies mark CUI Mark according to the marking and control in 28 CFR 2002.10 and the CUI Marking, Sec 2002.10(d).

**CUI Specified** is the extent of CUI for which the marking, law, regulation, or Government-wide policy contains specific marking, controls that it requires or permits agencies to use that differ from those for CUI Mark. Sec 2002.10(d).

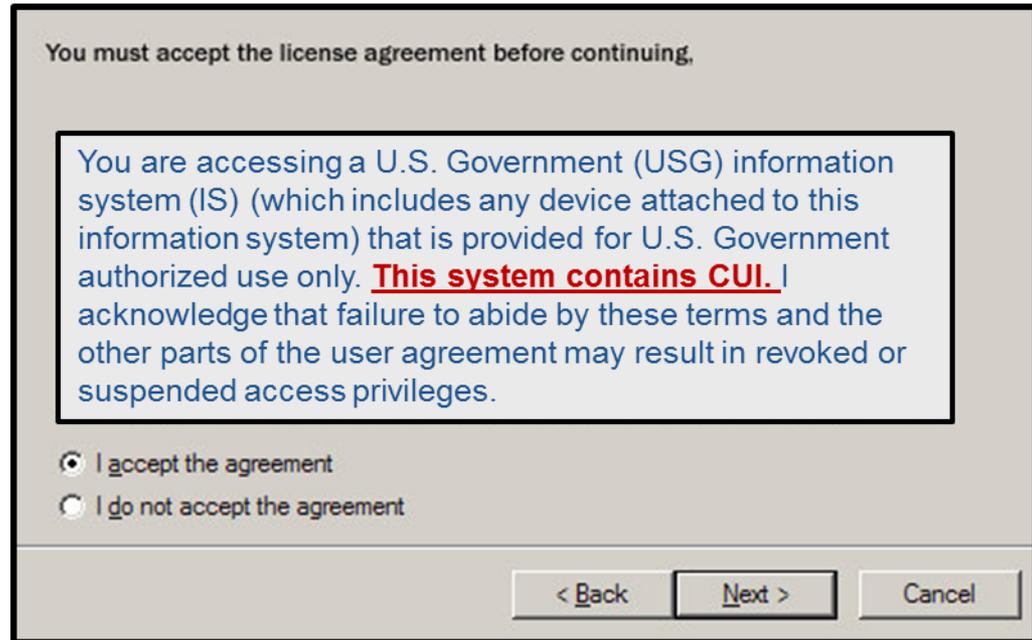
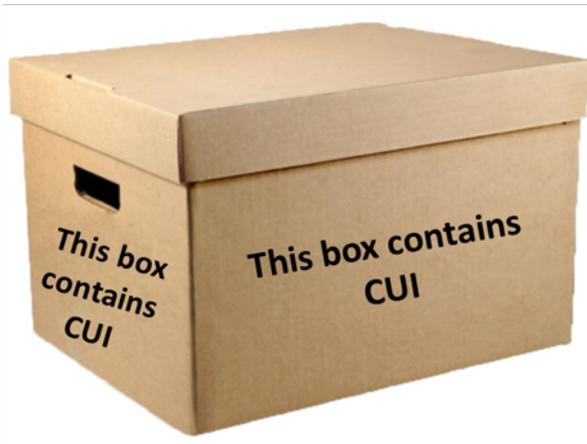
**Guidance**

All CUI is either CUI Mark or CUI Specified. CUI Mark is disseminated according to the marking and control of dissemination, controls marked in 28 CFR 2002.10, which says that agencies shall disseminate and permit access to CUI whenever doing so is not against the law, and 2) further a lawful Government purpose.

# Bulk & System Markings



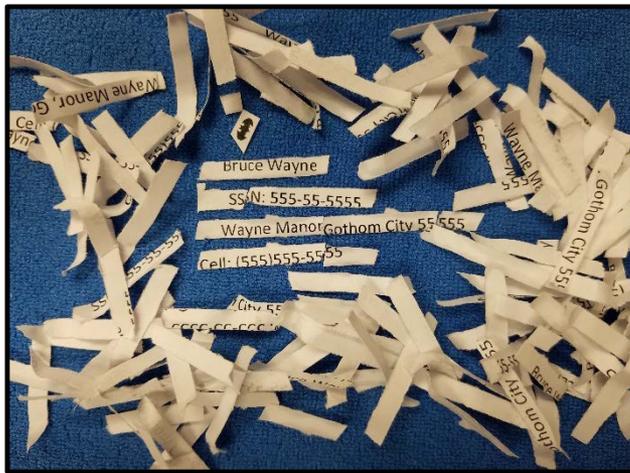
Agencies may authorize or require the use of alternate CUI indicators on IT systems, websites, browsers, or databases through agency CUI policy. These may be used to alert users of the presence of CUI where use of markings has been waived by the agency head.



# Destruction

- **Unreadable, Indecipherable, and Irrecoverable**
- Other methods acceptable with verification and documentation
- See CUI Notice 2017-02

**NOT APPROVED**



**APPROVED**



# Learn More (Websites and Events)

## Websites:

### **CUI Registry**

<https://www.archives.gov/cui>

### **CUI Training**

<https://www.archives.gov/cui/training.html>

### **CUI Blog**

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

## Events:

### **Industry Day**

**December 10, 2018**

**9:00 a.m. – 3:00 p.m.**

McGowan Theater

National Archives Museum

701 Constitution Ave. NW

Washington, DC 20408

### **CUI Program Update to Stakeholders**

**November 14, 2018**

**1:00 p.m. – 3:00 p.m.**

Webinar (sign up on blog for invite)

