Central Intelligence Agency
Office of Privacy and Civil Liberties

Data Mining Report
Office of Privacy and Civil Liberties
Reporting Period Covering
1 January – 31 December 2022[1]

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[1] (U) Data Mining Reports cover the preceding calendar year.

I. (U) Introduction

(U) This report addresses Central Intelligence Agency ("CIA") data mining activities subject to the reporting requirements of Section 804 of the *Implementing Recommendations of the 9/11 Commission Act of 2007*, also known as the Federal Agency Data Mining Reporting Act of 2007 ("Data Mining Reporting Act").[2] As stated in CIA's Executive Order (EO) 12333 Attorney General Guidelines, CIA activities occur "in a vigorous, innovative, and responsible manner that is consistent with the Constitution and applicable law and respectful of the principles upon which the United States was founded."[3] The purpose of the Data Mining Report is:

> *To achiev[ing] the proper balance between the acquisition of essential information and protection of individual interests. The United States Government, including CIA, has a solemn obligation to protect fully the legal rights of all United States persons, including freedoms, civil liberties, and privacy rights guaranteed by federal law, including in the conduct of intelligence activities.*[4]

A. (U) Scope

(U) This report addresses all CIA activities subject to the Data Mining Reporting Act that occurred between January 01, 2022 and December 31, 2022.

B. (U) Reporting Requirement

(U) The Data Mining Reporting Act requires that "[t]he head of each department or agency of the Federal Government that is engaged in any activity to use or develop data mining shall submit a report to Congress on all such activities of the department or agency."[5] As defined by the Data Mining Reporting Act:

> *The term "data mining" means a program involving pattern-based queries, searches, or other analyses of 1 or more electronic databases, where—*
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> > *(A) a department or agency of the Federal Government, or a non-Federal entity acting on behalf of the Federal Government, is conducting the queries, searches, or other analyses to discover or locate a predictive pattern or anomaly indicative of terrorist or criminal activity on the part of any individual or individuals;*
> >
> > *(B) the queries, searches, or other analyses are not subject-based and do not use personal identifiers of a specific individual, or inputs associated with a specific individual or group of individuals, to retrieve information from the database or databases; and*

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[2] (U) 42 U.S.C. § 2000ee-3(c) (2018).

[3] (U) CIA Intelligence Activities: Procedures Approved by the Attorney General Pursuant to Executive Order 12333 § 1.1, *available at* https://www.cia.gov/about-cia/privacy-and-civil-liberties/CIA-AG-Guidelines-Signed.pdf.

[4] (U) *Id.*

[5] (U) 42 U.S.C. § 2000ee-3(c)(1) (2018).

(C) the purpose of the queries, searches, or other analyses is not solely—
(i) the detection of fraud, waste, or abuse in a Government agency or program; or
(ii) the security of a Government computer system.[6]

C. (U) Report Content

(U) The Classified Annex provides an update on one previously reported data mining activity, including documenting the program's cessation. The Agency is reporting no new data mining activity in 2022.

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[6] (U) *Id.* § 2000ee-3(b)(1) (2018).