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RELEASE

Sally

December 13

MEMORANDUM FOR DOUG GRAHAM

**At request of Barker and Courtney,
I've drafted some contingency Qs/As
for possible Moscow trip on how the
U.S. would use the \$400 million.**

**These have not been circulated
interagency, but will be discussed
at our next SSD working group meeting
on Monday morning, 0930, at State.**

Request guidance.

Leo Michel

Leo Michel

OK as is _____

OK with changes _____

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Date: SEP 01 2015**

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Office of the Secretary of Defense
Chief, RDD, ESD, WHS
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CONTINGENCY Qs/As ON U.S. FUNDING

Q: Is the U.S. prepared to spend the \$400 million approved by Congress for assistance in destruction of Soviet nuclear weapons?

A: As Secretary Baker stated on December 12, "the Administration is prepared to draw upon the \$400 million appropriated by Congress to assist in the destruction of Soviet weapons of mass destruction."

-- We would note that the Congressional action covers, in addition to nuclear weapons, chemical and other weapons.

-- In addition, the Congress requires that the President make a number of certifications to the Congress regarding commitments by the USSR and any of its republics or any successor entity.

-- In any event, in order to consider how the U.S. might best render assistance, we need to understand better how such assistance could strengthen your current plans to implement President Gorbachev's initiatives.

Q: What certifications is the President required to make to Congress?

A: The Congressional act states that: "United States assistance in destroying nuclear and other weapons under this title may not be provided to the Soviet Union, any of its republics, or any successor entity unless the President certifies to the Congress that the proposed recipient is committed to--

- (1) making a substantial investment of its resources for dismantling or destroying such weapons;
- (2) forgoing any military modernization program that exceeds legitimate defense requirements and forgoing the replacement of destroyed weapons of mass destruction;
- (3) forgoing any use of fissionable and other components of destroyed nuclear weapons in new nuclear weapons;
- (4) facilitating United States verification of weapons destruction carrier out under (this act);
- (5) complying with all relevant arms control agreements; and
- (6) observing internationally recognized human rights, including the protection of minorities."

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Q: What do some of these terms mean, such as "substantial investment," "legitimate defense requirements," "facilitating United States verification," "complying with all relevant arms control agreements," "protection of minorities," etc.?

A: We are not in a position to define these terms further. It will be up to the President to decide, based on a number of factors.

Q: What would happen if the President determined that some but not all of the certifications could be met for a particular recipient state?

A: We are not in a position to answer this question. Again, this would have to be addressed by the President and Congress.

Q: Has a governmental mechanism been established to begin disbursement of any or all of the \$400 million?

A: No.

Q: Is the money to be spent for U.S. technology and technicians only?

A: The Congressional act states that our cooperation "should, to the extent feasible, draw upon U.S. technology and U.S. technicians."

-- Before we can determine what the "extent feasible" means, we need to understand better the specific areas where U.S. assistance would be required to accelerate your plans for weapon destruction.

Q: How soon might we expect the first funds to be available?

A: Again, the pace of our assistance will depend heavily on our ability rapidly to identify specific requirements and appropriate technical responses, as well as addressing the exclusions set forth by Congress.

-- As the President and his senior advisors have made clear, however, the U.S. is committed to seeking the rapid elimination of large numbers of Soviet nuclear weapons in a safe and environmentally sound manner.

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