



DEFENSE SECURITY COOPERATION AGENCY
2800 DEFENSE PENTAGON
WASHINGTON, DC 20301-2800

AUG 27 2008

MEMORANDUM FOR THE RECORD

SUBJECT: Foreign Military Sales (FMS) Program Compliance with Section 1228 of the FY08 National Defense Authorization Act (NDAA)

The FY08 (NDAA), P.L. 110-181, section 1228, required the President to certify to Congress by 26 July 2008, that a registration and monitoring system to control the export and transfer of defense articles into Iraq was implemented. On 25 July, the President granted a 90-day delay to the effective date to allow for a thorough review of all transfer authorities for Iraq and develop solutions to achieve compliance with section 1228. The President must certify to Congress by October 23rd that such a system is in place; otherwise, all transfers to Iraq are required to end.

As DoD's lead for the certification effort, DSCA was tasked to verify that all systems transferring defense articles to Iraq have appropriate measures in place to comply with section 1228.

DSCA has assembled documentation from each process owner outlining the process for serialization of small arms, monitoring lethal items, and documenting the origin, shipping, and distribution of all defense articles transferred to Iraq under ISFF or any other security assistance authority. Attached is documentation outlining the procedures that are in place to ensure that all transfers conducted via the FMS program will comply with the requirements of section 1228 of the FY08 NDAA.

Attachment:
As stated

A handwritten signature in cursive script that reads "Jeanne L. Farmer".

Jeanne L. Farmer
Principal Director
Programs