



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

MEMORANDUM

OFFICE OF MISSION SUPPORT

SUBJECT: Waiver of Controlled Unclassified Information Marking
Requirements for Limited Marking Material

FROM: Jeffrey R. Wells
Senior Agency Official for Controlled Unclassified Information

TO: Senior Information Officials

Pursuant to 32 CFR § 2002, all federal agencies are required to uniformly and conspicuously apply controlled unclassified information (CUI) markings to all documents and information containing CUI. Environmental Protection Agency (EPA) staff shall be responsible for properly protecting, marking and otherwise handling CUI in accordance with all applicable EPA CUI policies, procedures, and guidance. The digital and physical information assets of EPA are vast and when EPA designates information as CUI but determines that marking it as CUI is excessively burdensome due to the quantity or nature of the information, a limited marking waiver may be implemented as long as it remains within EPA control.

Documents created after February 15, 2023, the start date for EPA's implementation of new CUI markings, are required to be marked as CUI in accordance with EPA's CUI Policy and Procedure. Under this waiver, CUI categories not included in the CUI Marking Tool are exempt from this marking requirement. The CUI Marking Tool will be updated in phases, with 8-10 categories of CUI included each year. The following CUI categories are excluded from this waiver and must be marked as CUI in accordance with EPA Policy and Procedure:

- General Privacy (Basic)
- General Privacy (Specified)
- Budget (Specified)
- General Financial Information (Basic)
- Information Systems Vulnerability Information (Basic)
- Federal Grand Jury (Specified)

This waiver will be reviewed on an annual basis for determination of continued applicability. Please direct any questions about this waiver or CUI safeguarding requirements to the EPA CUI Program, cui@epa.gov.

Please share information about this waiver as appropriate with staff in your offices.

cc: Information Management Officials
Information Resource Management Branch Chiefs
Information Security Officers
CUI Liaisons
Liaison Privacy Officials
System Owners