

including subsection 1097(a) of the Act, I hereby determine and direct:

1. Sections 1097(a) and 1103 of the Act, relating respectively to effective dates of provisions and to severability, shall take effect immediately upon the signing of this memorandum to any extent that they have not already taken effect.
2. Provisions in Title I of the Act other than those addressed in numbered paragraph 1 of this memorandum shall take effect immediately upon the signing of this memorandum, except:
 - (a) any provision in Title I of the Act for which the Act expressly provides the date on which the provision shall take effect; and
 - (b) sections 1021 and 1092 of the Act, relating to the National Counterterrorism Center.

The taking of effect of a provision pursuant to section 1097(a) of the Act and this memorandum shall not affect the construction of such provision by the executive branch as set forth in my Statement of December 17, 2004, upon signing the Act into law.

The Director of the Office of Management and Budget is authorized and directed to publish this memorandum in the *Federal Register*.

George W. Bush

Memorandum on Assignment of Reporting Functions Under the Intelligence Reform and Terrorism Prevention Act of 2004

April 21, 2005

Memorandum for the Secretary of State, the Secretary of Defense, the Director of National Intelligence, the Attorney General, the Secretary of Homeland Security

Subject: Assignment of Reporting Functions under the Intelligence Reform and Terrorism Prevention Act of 2004

By the authority vested in me as President by the Constitution and laws of the United States, including section 301 of title 3, United States Code:

- (1) The reporting functions of the President under sections 4026(a)(4)(A), 4026(c)(2), 7104(e)(4)(A), 7202(d), 7204(c)(1)–(2), and 7119(a) of the Intelligence Reform and Terrorism Prevention Act of 2004 (Public Law 108–458, 118 Stat. 3638) (the “Act”) are hereby assigned to the Secretary of State.

The reporting function under section 7202(d) of the Act on the Human Smuggling and Trafficking Center shall be coordinated with the Attorney General and the Secretary of Homeland Security.

Heads of departments and agencies shall, to the extent permitted by law, furnish to the Secretary of State information the Secretary requests to perform such functions, in the format and on the schedule specified by the Secretary.

- (2) The reporting function of the President under section 7104(i) of the Act is hereby assigned to the Secretary of Defense.

Heads of departments and agencies shall, to the extent permitted by law, furnish to the Secretary of Defense information the Secretary requests to perform such functions, in the format and on the schedule specified by the Secretary.

- (3) The reporting functions under sections 1022 and 1094 of the Act are hereby assigned to the Director of National Intelligence.

Heads of departments and agencies shall, to the extent permitted by law, furnish to the Director of National Intelligence information the Director requests to perform such functions, in the format and on the schedule specified by the Director.

The Secretaries of State and Defense, and the Director of National Intelligence shall perform such functions in a manner consistent with the President’s constitutional authority to withhold information the disclosure

of which could impair foreign relations, national security, the deliberative processes of the Executive, or the performance of the Executive's constitutional duties.

Any reference in this memorandum to the provision of any Act shall be deemed to include references to any hereafter-enacted provision of law that is the same or substantially the same as such provision.

The Secretary of State is authorized and directed to publish this memorandum in the *Federal Register*.

George W. Bush

**Remarks on the Nomination of
General Peter Pace To Be
Chairman and Admiral Edmund P.
Giambastiani, Jr., To Be Vice
Chairman of the Joint Chiefs of Staff**
April 22, 2005

The President. Good morning. As President, my most solemn duty is protecting the American people. In meeting this responsibility, one of the most important decisions I make is the appointment of the Chairman of the Joint Chiefs of Staff. Today I'm pleased to announce my decision to nominate General Peter Pace to take on this vital job.

When confirmed by the Senate, General Pete Pace will be the first marine in history to hold this vital position. He knows the job well. For the past 3½ years, he has served under our superb Secretary of Defense, Don Rumsfeld. He has been the Deputy to one of the most outstanding Chairmen our Nation has ever had, General Richard Myers.

As my most senior military adviser, General Myers has helped prepare military forces so they can meet the threats of this new century. This is a huge task, even in peacetime. Dick Myers did it while defending America from one of the most determined and vicious enemies we have ever faced. On General Myers' watch, we toppled two brutal dictatorships in Afghanistan and Iraq and liberated more than 50 million people. By removing the Taliban and Saddam Hussein, we have made America safer and put a troubled region on the path to freedom and peace.

I want to thank General Dick Myers for his able service over four decades and his tireless dedication to duty and country. And I also thank his wife, Mary Jo. Dick Myers has had four jobs with four stars, but the distinction that he is proudest of is not a military one. Last year, the National Father's Day Council named him Father of the Year.

I'm confident that the great work that General Dick Myers set in motion at the Pentagon will continue under the leadership of General Pete Pace. The first thing America needs to know about Pete Pace is that he is a marine. To the American people, marine is shorthand for "can do." And I'm counting on Pete Pace to bring the Marine spirit to these new responsibilities.

General Pete Pace's life is the story of the American Dream. His father was an immigrant from Italy. Pete Pace was born in Brooklyn. He grew up in New Jersey, and he graduated from the U.S. Naval Academy. He was a rifle platoon leader in Vietnam. He commanded marines in Somalia, and he went on to command U.S. Marine forces in the Atlantic and became the head of the U.S. Southern Command. It tells you something about Pete Pace's devotion to his troops that under the glass on his desk at the Pentagon, he keeps a photo of Lance Corporal Guido Farinaro. He was the first marine he lost in combat in Vietnam.

I've come to rely on Pete Pace's wisdom, judgment, and sense of humor. I will continue to rely on those qualities as he serves our Nation as Chairman of the Joint Chiefs of Staff. We'll need his wisdom and determination as we continue to transform our Armed Forces so we can defeat today's enemies while preparing ourselves for military challenges we will face as this new century unfolds.

General Pete Pace also understands the critical role military families play in the success of our Armed Forces. That's because he has a great military family, himself. I'm pleased to welcome his wife, Lynne, and daughter, Tiffany, who have joined us today. They're proud of Pete, and they should be.

Because he has served in the job, General Pete Pace also understands the important role that the Vice Chairman plays. Today I