

plaint is in progress or that charges have been preferred, or that an investigation has been closed, and as to scheduled times of hearings and the substance of charges. Information disclosed at public hearings before examiners may be released upon inquiry so long as the cases have current public interest. There is to be maintained at headquarters a file of the Commandant's decisions on appeal or review and a file of the decisions of examiners, and in the district commander's office, a file of the decisions of the examiners in that district. Copies of such records may be obtained by persons properly concerned because of litigation or other collateral interests in the proceedings. Such persons and the appellant may obtain a copy of the complete hearing transcript. Appellants are specifically entitled to free copies of these records as a matter of right. As in the other regulations, the applicant must be identified, specify the material desired, state the reason for the request, and whether or not the information is intended for use in litigation involving the United States.

17. U.S. SECRET SERVICE

The records of the Secret Service are of two types: those held confidential and those available for inspection by members of the public upon request. The types of records in each category are set forth in section 3 of the document on "Organization and Procedure of the United States Secret Service" published in 16 F.R. 10861, October 25, 1951. This section provides that records containing reports, directions, and determinations pertaining to criminal investigations, protection of the President and criminal law-enforcement activities and records pertaining to contraband material confiscated pursuant to law are held confidential as disclosure would aid law violators and reduce the effectiveness of law-enforcement operations. The records available to the public are those pertaining to public education activities relative to counterfeiting and the theft, forgery, or fraudulent negotiation of Government checks and records of inquiries from the public relative to the application of the criminal laws enforced by the Secret Service.

18. THE COMPTROLLER OF THE CURRENCY

The regulations of the Comptroller of the Currency with respect to disclosure of information (12 CFR, Cum. Supp., 4.13), identify the publications of that office which are available to the public or to financial institutions subject to his jurisdiction and provide for the availability of unpublished information. Unpublished information is available to persons properly and directly concerned upon request for examination of the information in accordance with the procedures set forth in the regulations. These procedures are described in the Comptroller's response to question 6 of the subcommittee's questionnaire. Section 4.13(b) of the regulations provides that the information coming to the Comptroller as a result of his supervisory, investigative, and examining functions is held confidential for the reasons specified. Confidential information is defined as information in reports of examination and inspection of national banks and other financial institutions and in eight other categories set forth in that subsection. The Comptroller makes confidential information available to certain Government agencies, and a copy of the report of examination is made available to the bank or company concerned for its confidential use only.

Mr. KASS. Mr. Smith, are there any employees in the Department of Treasury whose payrolls are withheld from the public?

Mr. SMITH. Payrolls?

Mr. KASS. Salaries paid.

Mr. SMITH. Not to my knowledge.

Mr. KASS. Could you check that and supply it for the record?

Mr. SMITH. Yes, I will be glad to. I do not know of any.

GENERAL COUNSEL OF THE TREASURY,
Washington, D.C., April 9, 1965.

HON. JOHN. E. MOSS,
Chairman, Foreign Operations and Government Information Subcommittee,
Committee on Government Operations, House of Representatives, Wash-
ington, D.C.

DEAR MR. MOSS: During my testimony on March 30 on H.R. 5012 and related bills before the Subcommittee on Foreign Operations and Government Infor-