

**APPENDIX TO HEARINGS ON H.R. 5012 ET SEQ.
HELD BY FOREIGN OPERATIONS AND GOV-
ERNMENT INFORMATION SUBCOMMITTEE
MARCH 30, 31, APRIL 1, 2, AND 5, 1965**

STUDY OF 5 U.S.C. 1002

Studies of information practices of Federal departments and agencies over the past 10 years have indicated that section 3 of the Administrative Procedure Act (5 U.S.C. 1002), though labeled a "public information" section, is so burdened with broad exceptions that it has become the major statutory authority on which the executive branch relies to withhold information. In order to evaluate properly the effect of the "public information" section, the subcommittee, on February 12, 1965, asked about 105 Federal departments, agencies, boards, commissions, etc., 15 specific questions covering their operations under the section. The questionnaire followed a pattern established by a task force of the Hoover Commission: the Legal Services and Procedures Task Force of the Commission on Organization of the Executive Branch of the Government. The task force report, completed in December 1954, was not published.

**SUBCOMMITTEE QUESTIONNAIRE SENT TO FEDERAL
DEPARTMENTS, AGENCIES, BOARDS, COMMISSIONS,
ETC.**

**FOREIGN OPERATIONS AND GOVERNMENT INFORMATION SUBCOMMITTEE,
COMMITTEE ON GOVERNMENT OPERATIONS,
Washington, D.C., February 12, 1965.**

DEAR MR. _____:

The Foreign Operations and Government Information Subcommittee has been studying the availability of information from Federal departments and agencies for nearly 10 years. The studies have indicated that section 3 of the Administrative Procedure Act of 1946 (5 U.S.C. 1002), though labeled a "public information section," is so burdened with exceptions that, in reality, it has become one of the major authorities on which the executive branch relies to control information.

In order to evaluate properly the effect of the public information section since its enactment 18 years ago, the subcommittee needs answers to the following questions. Inquiries concerning the questions may be addressed to the Foreign Operations and Government Information Subcommittee staff, code 180, extension 3741. It would be appreciated if you will inform the subcommittee of the name and telephone number of the official of your agency with whom liaison can be maintained to help develop comprehensive answers to the questions.

1. Generally, to what functions of your agency does 5 U.S.C. 1002 apply? Are there any divisions, bureaus, branches, or other constituent units of your agency to which the section does not apply?

2. In what official or unofficial publication, and at what intervals, does your agency publish:

(a) Descriptions of its central and field organization (see sec. 3(a)(1) of the Administrative Procedure Act);