

Mr. WERTS. These were acquired from the telephone company, as a part of the telephone equipment.

Mr. HORTON. I see. But as I understand it now, so there is no mistake about it, the policy is there will be no monitoring in any manner whatsoever of telephone calls in the Department of Labor?

Mr. WERTS. Except as the person is informed, right.

Mr. HORTON. I think that is all I have, Mr. Chairman.

Mr. GALLAGHER. All right, Mr. Horton.

Mr. Secretary, these are some great questions here, too, I might say, on a casual glance, but I will yield to the other members here.

Mr. ROSENTHAL. I read these over and there are some "beauts" in there.

Mr. GALLAGHER. I wonder about this one: "I tell you like it is—it is rough out here, man—it ain't like it use to be home. When these cats get you up tight—you ain't got your people, you are nothing."

I don't know about the "cats," but I am wondering whether or not we have the same people writing new material on these questions. Here's one about churches. We seem to be back on the same old stand, about whether or not you went to church with a store front on it, whether or not you went to a big church, "The churches in my neighborhood or community were store fronts; there were no churches."

I am sure they must be helpful. I am glad we are putting some of the beatniks to work writing up the questions here and getting them out of the picket lines.

But anyhow, Mr. Rosenthal?

Mr. ROSENTHAL. The chairman picked up about where I wanted to begin. But presently, I think the problem between the Department and us is that you see a clear-cut, dramatic example of an invasion of privacy in a telephone call interception, but someone either at the top or in an intermediate stage doesn't see quite the same way the members of the subcommittee do relative to the invasion of privacy in having to answer these tests and various other offenses in the tests.

Now, this presumably is your new test, is that correct?

Mr. WERTS. This is the new application.

Mr. ROSENTHAL. Which has eliminated all of the offensive material. Now, we have had testimony here that not only are these tests an invasion of privacy—and certainly to a layman many of these questions indicate that—but we have had testimony by responsible people that there is no validity to these tests.

Now, not setting ourselves up as professionals, we are becoming more and more inclined to believe that—or at least I am—when we see these tests.

Now, on page 17, question 80: "I tell you like it is—it is rough out here, man—ain't like it use to be home—those cats get you up tight—you ain't got your people—you are nothing."

You have to pick out one of five answers. The young man is arguing for (a) family solidarity; (b) defensive street group; (c) solitary defensive activity; (d) offensive street group; and (e) group activity.

Now, of the 435 Members of this House, there isn't one who would know what to do with this. And those of us who can see beyond what the question intends, the obvious answer leads that a person who has