

Mr. ECKLER. Right.

Mr. GALLAGHER. Has there ever been an exception made in this?

Mr. ECKLER. Not to the best of my knowledge.

Mr. GALLAGHER. How about to the best of anyone else's knowledge?

Mr. ECKLER. I know of no one who knows of an exception, and I believe that this has been protected in an inviolate fashion.

Mr. GALLAGHER. What would you do if a court order was presented to you for the obtaining of information, say, on family *x* on a farm?

Mr. ECKLER. In this case there has been an example in which—I do not think the treatment of court orders has been uniform.

Mr. GALLAGHER. They are not?

Mr. ECKLER. Sometimes court orders have been disregarded.

Mr. GALLAGHER. That is one of the things we worry about.

Mr. ECKLER. In at least one case, I believe under a court order, the information on the individual was furnished to the court with a separate statement regarding the statutes and calling attention of the judge as to the conditions under which this was furnished, and I think the transcript was returned unopened.

Mr. CORNISH. You mean the court realized it was asking for information it had no proper authority to get?

Mr. ECKLER. Yes; I believe the only case I know of was turned back to us.

Mr. GALLAGHER. Can any investigative agency of the Federal Government have access to this information?

Mr. ECKLER. No, sir.

Mr. GALLAGHER. Without the express consent of the individual?

Mr. ECKLER. That is correct, sir.

Mr. GALLAGHER. There has never been an exception to this?

Mr. ECKLER. Again, not to the best of my knowledge, and I believe there never has been.

(The following information was later submitted by the Bureau of the Census for inclusion in the record:)

It might be noted that in time of war special provisions may be set up to provide for the transfer of information among Federal agencies. For example, section 1402 War Powers Act, passed March 27, 1942, citation 56 Stat. 176, provided that during this war time Director could turn over or release any records from one agency to another. Under that order—Executive Order 9157 of May 9, 1942, citation 7 F.R. 3505 directed Secretary of Commerce to turn over any of his records under certain conditions. The War Powers Act itself expired May 3, 1947, as to that section.

Mr. GALLAGHER. Mr. Rosenthal?

Mr. ROSENTHAL. I have no questions, Mr. Chairman.

Mr. GALLAGHER. Mr. Romney?

Mr. ROMNEY. Dr. Eckler, I wonder if you could just give us a definition so that our record is completely understandable on what you meant by members of the operator's immediate family. Who are members of the immediate family?

Do they include in-laws, for example?

Mr. ECKLER. All related members who are living with the operator.

Mr. ROMNEY. Does this go to any degree of relationship, uncles, cousins, aunts, grandparents?

Mr. ECKLER. It would include any of those, would it not, Dr. Taeuber?

Mr. TAEUBER. It would.