

Mr. KRUEGER. It is a contingency allowance in the budget. There is no fund in the sense that here is a pot of money somebody can reach into and get anything out of.

Mr. GALLAGHER. Is it funded now? Can you start it now without any further legislation?

Mr. CORNISH. Using the suggested 9,000 tapes.

Mr. GALLAGHER. The 9,000 tapes that Dr. Dunn mentioned—could you now start centralizing them with the existing contingency fund that you have?

Mr. KRUEGER. I would guess probably that any agency which had funds not required for other uses would have a little difficulty explaining how they might use the funds to go off on this kind of an enterprise without some kind of authorization.

Mr. GALLAGHER. I notice there is a contingency fund in the U.S. budget.

Mr. KRUEGER. If you are talking about the contingency allowance in the budget, that is \$500 million.

Mr. GALLAGHER. Would \$400,000 of that \$500 million have some relationship to the Data Center?

Mr. KRUEGER. Not that I know of.

Mr. ROSENTHAL. You are not going to go ahead and do this without congressional approval, are you?

Mr. GALLAGHER. This is what we want to know here today.

Mr. BOWMAN. No.

Mr. ROSENTHAL. The answer is "No"?

Mr. BOWMAN. Yes.

Mr. ROSENTHAL. Thank you.

Mr. GALLAGHER. You will come up with an answer and a request before this thing gets underway?

Mr. BOWMAN. At the present time we are merely considering this. It probably would be possible for an agency to take on some of the functions of the Data Center, but we have no intention of doing this without a proposal that would be officially presented to the Congress.

Mr. GALLAGHER. And we have now your assurance as part of a legislative record which we are trying to establish here, that when and if your studies are concluded, before you will go ahead, you will come to the Congress and request permission, is that correct?

Mr. BOWMAN. That is right. We would propose it probably as a regular budgeted item and if it requires any special legislation the legislation would have to be drawn and it might well require special legislation with regard to confidentiality.

Mr. GALLAGHER. You might want to propose that when the Kaysen committee report is finished, that it be submitted to a distinguished panel of experts on constitutional law, and invasion of privacy, for their comment and suggestion.

This review would help spotlight the problems that perhaps the statistical people might not consider in their proposals.

Would you feel that that might be a helpful way of bringing about this proposal or helpful in your final decision?

Mr. BOWMAN. Certainly I will discuss this with the Director who asked for this report and indicate this is one of the things that you suggested.

Mr. GALLAGHER. We have two candidates named Reich and Packard whom we would like to recommend for sitting in on such a panel.