


Thursday 3/19/70

5:50 Mr. Whitehead asked me to call Herbert M. Koster and tell him we understand the ^{radio} audio tape is scheduled to go on the 30th and ask if they have any feeling about the timing of the release of the Presidential proclamation regarding the census. (189) 5035

3/23 Tom talked with
Mr. Smalley

3/24 Tom talked to
Mr. Koster

Do
we have
Memo to
Sicilian
in
Census
older



W. H. L. S. 1871

MARCH 24, 1970

Office of the White House Press Secretary

THE WHITE HOUSE

NINETEENTH DECENNIAL CENSUS OF THE UNITED STATES

- - - - -

BY THE PRESIDENT OF THE UNITED STATES OF AMERICA

A PROCLAMATION

The Founding Fathers set forth in Article I of our Constitution the requirement that an "... Enumeration shall be made within three Years after the first Meeting of the Congress of the United States, and within every subsequent Term of ten Years in such Manner as they shall by Law direct." Accordingly, the first Census was taken in 1790. The Nineteenth Decennial Census will be taken beginning April 1, 1970.

As our population has grown from the nearly four million counted in the first Census to over two hundred million, so the needs for the Census have expanded. Today, more than ever, we need reliable measures of the great changes which have occurred in the growth, location and characteristics of our people in their housing and activities.

Every American can be sure that there will be no improper use of the information given in the Census. Government officials and employees are forbidden by law to use information recorded on the Census form for the purposes of taxation, investigation, regulation, or for any other purpose whatsoever affecting an individual. Every employee of the Census Bureau is prohibited from disclosing information pertaining to any individual.

NOW, THEREFORE, I, RICHARD NIXON, President of the United States of America, do hereby declare and make known that under the law it is the duty of every person over eighteen years of age to answer all questions in the Census schedules applying to him and the family to which he belongs, and to the home occupied by him or his family.

The prompt, complete and accurate answering of all official inquiries made by Census officials is of great importance to our country. I ask all Americans to extend full cooperation to the 1970 Decennial Census of Population and Housing.

IN WITNESS WHEREOF, I have hereunto set my hand this 24th day of March, in the year of our Lord nineteen hundred seventy, and of the Independence of the United States of America the one hundred ninety-fourth.

RICHARD NIXON

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U.S. DEPARTMENT OF COMMERCE
OFFICE OF THE SECRETARY
WASHINGTON, D.C. 20230

Census

March 13, 1970

MEMORANDUM FOR: Mr. Clay T. Whitehead
Special Assistant to the President

FROM: Deputy Director of Public Affairs

The text of the Presidential statement (on audio tape) on the census referred to in your memorandum of March 6 to Under Secretary Siciliano is enclosed.

In line with the wishes of Mr. Herb Klein, Secretary Stans asked the national radio networks to broadcast the statement between 7:30 and 8:30 a.m., local time, on Monday, March 30. ABC, CBS, Mutual, and NBC have replied affirmatively.

In order to broaden exposure for the President's message, arrangements also are being worked out to make it available to other potential users through a White House pool feed.

The statement also will be issued by the Department of Commerce as a news release.

Note: In addition to the statement referred to here, the standard Presidential proclamation concerning the census, submitted by our General Counsel to the Bureau of the Budget, has been sent to the White House.

Herb M. Koster

Herbert M. Koster

Enclosure

For release 7:30 a.m., Monday, March 30, 1970

TEXT OF RADIO MESSAGE BY PRESIDENT RICHARD NIXON CONCERNING
THE 1970 CENSUS, SCHEDULED TO BE TAKEN APRIL 1, 1970,
BY BUREAU OF THE CENSUS U. S. DEPARTMENT OF COMMERCE

Every American is familiar with the words "We the People." These words begin the Preamble to our Constitution. And in a sense they began our national life. But who are we the people in 1970? What are we like? How many of us are there?

In order to help answer these questions, the Bureau of the Census will on April 1st of this year, begin the 19th census in our Nation's history. A census at ten-year intervals is required by our Constitution. But a census is more than a requirement -- it is a necessity. The results of the census will help us understand more about ourselves as a people and in doing so, will help build a better Nation.

In a way the census is a photograph of our country taken at ten-year intervals. And just as a good photograph requires the cooperation of the subject, so this group picture cannot be fully accurate and fully useful without the cooperation of every citizen.

Your Government will do all it can to make this process as convenient as possible and to insure the complete protection of the individual's privacy. Those who are responsible for carrying out this 19th survey have been planning carefully for several years. Now the success of this census depends upon the willingness of all Americans to answer completely and accurately all of the questions asked of them.

For generation after generation, the American people have regarded full cooperation with the census as one of the responsibilities of citizenship and I am confident this will again be the case as America looks at itself in 1970.

Census

March 6, 1970

MEMORANDUM FOR

Mr. Rocco Siciliano
Under Secretary of Commerce

I understand that a Presidential statement on the census is scheduled for March 30, 1970. I understand that this is a fairly routine matter and that a draft statement has been prepared.

I would appreciate it if you would send me whatever draft statement has been prepared and any other information you think we should have in preparing for this statement.

Clay T. Whitehead
Special Assistant to the President

cc: Mr. Flanigan
Mr. Whitehead/
Central Files

CTWhitehead:jm

Census

March 13, 1970

MEMORANDUM FOR THE STAFF SECRETARY

Subject: Log. No. 3311

The proposed Presidential Proclamation regarding the Census seems a little heavy handed. If time and legalities permit, I would suggest that Mr. Keogh revise the wording of the Proclamation.

I otherwise see no objection to the President's issuing this Proclamation. I understand that the statement is scheduled for March 30.

Peter M. Flanigan
Assistant to the President

Attachment

cc: Mr. Flanigan
Mr. Whitehead ✓
Central Files
Mr. Keogh
CTWhitehead:ed

THE WHITE HOUSE
WASHINGTON

3/10/70

(Date)

TO:

Darrell Trent

FROM:

PETER FLANIGAN

ACTION:

DUE DATE: _____



Prepare reply for
Mr. Flanigan's signature

Direct reply

Comments/recommendations

Please handle

Information

File

REMARKS:

THE WHITE HOUSE

ACTION MEMORANDUM

WASHINGTON

LOG NO.: 3311

Date: March 9, 1970

Time: 4:40 P.M.

FOR ACTION: Peter Flanigan ✓
Jim Keogh
Bill Timmons

cc-(for information):

FROM THE STAFF SECRETARY

DUE: Date: Thursday, March 12, 1970

Time: 2:00 P.M.

SUBJECT: Proposed Proclamation "Nineteenth Decennial Census of
the United States."

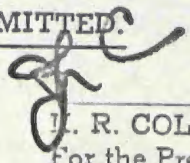
ACTION REQUESTED:

☐ For Necessary Action☒ For Your Recommendations☐ Prepare Agenda and Brief☐ Draft Reply☐ For Your Comments☐ Draft Remarks

REMARKS:

PLEASE ATTACH THIS COPY TO MATERIAL SUBMITTED.

If you have any questions or if you anticipate a
delay in submitting the required material, please
telephone the Staff Secretary immediately.


M. R. COLE, JR.
For the President

GENERAL SERVICES ADMINISTRATION

National Archives and Records Service

Washington, D.C. 20408



March 6, 1970

Mr. William J. Hopkins
The White House
Washington, D. C.

Dear Mr. Hopkins:

Transmitted herewith is a proposed Proclamation entitled "Nineteenth Decennial Census of the United States."

The proposed proclamation has been reviewed in this Office and approved for conformity with the provisions of Executive Order 11030, as amended.

Sincerely,

D. C. EBERHART

Director of the Federal Register



Office of the Attorney General
Washington, D. C.

MAR 4 1970

The President,

The White House.

My dear Mr. President:

I am herewith transmitting a proposed proclamation entitled "Nineteenth Decennial Census of the United States."

This proposed proclamation was presented by the Department of Commerce and has been forwarded for the consideration of this Department as to form and legality by the Bureau of the Budget with the approval of the Director, after revision in that agency.

The proposed proclamation is approved as to form and legality.

Respectfully,

A handwritten signature in dark ink, reading "William H. Rehnquist", is written over the typed name.

William H. Rehnquist
Assistant Attorney General
Office of Legal Counsel

MAR 1 1970

MEMORANDUM

Re: Proposed proclamation entitled
"Nineteenth Decennial Census of the
United States"

The attached proposed proclamation was presented by the Department of Commerce and has been forwarded for the consideration of this Department as to form and legality by the Bureau of the Budget with the approval of the Director, after revision in that agency.

The proposed proclamation calls upon all Americans to extend full cooperation to the 1970 Decennial Census of Population and Housing. The purpose of the proclamation is to remind individuals of their duty under the law to answer questions in the census schedules and to assure them that their replies are confidential.

There is no statutory basis for the proclamation. The President is authorized to issue it under his powers as Chief Executive. Similar proclamations have been issued in the past prior to the taking of a census. See, e.g., Proclamation No. 3337 of March 15, 1960; Proclamation No. 2876 of March 18, 1950.

The preamble of the proclamation refers to the provision in the Constitution (Art. I, sec. 2, cl. 3) requiring that a census be taken every ten years and states that the Nineteenth Decennial Census will be taken beginning April 1, 1970. The preamble also points out that information gathered cannot be used for any purpose whatsoever affecting the individual and notes that Census Bureau employees are prohibited from disclosing information pertaining to any individual. 13 U.S.C. 214.

The proposed proclamation is acceptable as to form and legality.

William H. Rehnquist
Assistant Attorney General
Office of Legal Counsel

The purpose of the proclamation is to inform the public of their right to privacy in the census schedule, and to assure that the information is confidential and cannot be used in any way to the individual.

The proposed proclamation is a substitute for an explanation of the Census Bureau's policy on privacy, dated February 6, 1970. The original and the proposed versions are attached.

EXECUTIVE OFFICE OF THE PRESIDENT

BUREAU OF THE BUDGET
WASHINGTON, D.C. 20503

FEB 26 1970

Honorable John N. Mitchell
Attorney General
Washington, D. C. 20530

Dear Mr. Attorney General:

There is enclosed, pursuant to the provisions of Executive Order NO. 11030 of June 19, 1962, as amended, a proposed Executive proclamation entitled "Nineteenth Decennial Census of the United States."

The proposed proclamation would call attention to the Nineteenth Decennial Census which will be taken beginning April 1, 1970, as provided for in Article 1, section 2, clause 3, of the Constitution, and chapter 5 of title 13 of the United States Code. There is no statutory basis for issuance of such a proclamation; however, it has been customary for the President to issue such a proclamation prior to the taking of a census. See, for example, Proclamation No. 3337 of March 15, 1960, and Proclamation No. 2876 of March 18, 1950.

The purpose of the proclamation is to remind individuals of their duty under the law to answer the questions in the census schedules, and to assure them that such replies are confidential and cannot be used for any purpose harmful to the individual.

The proposed proclamation is a revision of a draft which was submitted by the Department of Commerce as a substitute for an earlier draft submitted with a letter of February 9, 1970. The original and a copy of that letter and the draft proclamations are enclosed.

The proposed proclamation has the approval of the Director of the Bureau of the Budget.

Sincerely,

(Signed) Arthur B. Roche

General Counsel

Enclosures



GENERAL COUNSEL OF THE DEPARTMENT OF COMMERCE
WASHINGTON, D.C. 20230

FEB 9 1970

Honorable Robert P. Mayo
Director, Bureau of the Budget
Washington, D. C. 20503

Dear Mr. Mayo:

Enclosed is a proposed proclamation prepared in this
Department relating to the

"Nineteenth Decennial Census"

of the United States, which will be taken beginning
April 1, 1970.

We would appreciate the earliest possible issuance by
the President of this proclamation.

Sincerely,

A handwritten signature in dark ink, appearing to read "James T. Ry", is written over a horizontal line.

General Counsel

Enclosure

has

obtained

NINETEENTH DECENNIAL CENSUS OF THE UNITED STATES

- - - - -

BY THE PRESIDENT OF THE UNITED STATES OF AMERICA

A PROCLAMATION

The Founding Fathers set forth in Article I of our Constitution the requirement that an enumeration "shall be made within three Years after the first Meeting of the Congress of the United States, and within every subsequent Term of ten Years in such Manner as they shall by Law direct." Accordingly, the first census was taken in 1790. The Nineteenth Decennial Census will be taken beginning April 1, 1970.

As our population has grown from the four million counted in the first census to over two hundred million, so the needs for the census have expanded. Today, more than ever, we need reliable measures of the great changes which have occurred in the growth, location, and characteristics of our people in their housing and activities.

As contemplated by the Constitution, the Congress has provided for the taking of a decennial census to obtain information about our population, about employment, and about housing. We have tried to make the gathering of this information as convenient and simple as possible.

No one can be harmed by furnishing the information requested. Government officials and employees are forbidden by law to use information recorded on the census form for the purposes of taxation, investigation,

regulation, or for any other purpose whatsoever affecting the individual. To further protect the rights and interests of persons furnishing information, every employee of the Census Bureau is prohibited, under threat of heavy penalty, from disclosing information pertaining to any individual.

NOW, THEREFORE, I, RICHARD NIXON, President of the United States of America, do hereby declare and make known that under the law it is the duty of every person over eighteen years of age to answer all questions in the census schedules applying to him and the family to which he belongs, and to the home occupied by him or his family.

The prompt, complete, and accurate answering of all official inquiries made by Census officials should be regarded as one of the requirements of good citizenship. I call upon all Americans to follow the lead established by our forefathers and to extend full cooperation to the 1970 Decennial Census of Population and Housing.

IN WITNESS WHEREOF, I have hereunto set my hand
this day of March, in the year of our Lord
nineteen hundred and seventy, and of the Independence
of the United States of America the one hundred and
ninety-fourth.