of any maker, brewer, or distiller of beer or other intoxicating liquors
outside of said district, or other person or corporation to sell or deliver
any beer or other intoxicating liquors in the District of Columbia on
the first day of the week, commonly called Sunday.

SEC. 2. That any person violating the provisions of this Act shall on
conviction thereof in the police court on a prosecution in the name of
the District of Columbia be punished by a fine of not less than fifty
dollars nor more than five hundred dollars for each and every offense.

Approved, March 3, 1899.

March 3, 1899.

CHAP. 419.—An Act To provide for taking the Twelfth and subsequent censuses.

Be it enacted by the Senate and House of Representatives of the United
States of America in Congress assembled, That a census of the popula-
tion, of deaths, and of the manufacturing, mechanical, and agricultural
products of the United States shall be taken in the year nineteen hun-
dred, and once every ten years thereafter.

SEC. 2. That there shall be established in the Department of the
Interior a Census Office, the chief officer of which shall be denominated
the Director of the Census. It shall be his duty to superintend and
direct the taking of the Twelfth Census of the United States, in accord-
cance with the laws relating thereto, and to perform such other duties
as may be required of him by law. The Director of the Census shall
be appointed, as soon as practicable after the passage of this Act, by
the President, by and with the advice and consent of the Senate, and
shall receive an annual salary of six thousand dollars; and there shall
also be an Assistant Director of the Census, to be appointed in like
manner, who shall be an experienced practical statistician, and shall
receive an annual salary of four thousand dollars: Provided, That noth-
ing herein contained shall be construed to establish a census bureau
permanent beyond the Twelfth Census.

SEC. 3. That during the absence of the Director of the Census, or
when the office of Director shall become vacant, the Assistant Director
shall perform the duties of the Director.

SEC. 4. That there shall also be in the Census Office, to be appointed
by the Director thereof in the manner hereinafter specified, five chief
statisticians, who shall be persons of known and tried experience in
statistical work, at an annual salary of three thousand dollars each; a
chief clerk, one disbursing clerk, and one geographer, at an annual sal-
ary of two thousand five hundred dollars each; five expert chiefs of
division and two stenographers, at an annual salary of two thousand
dollars each; ten clerks of class four, fifteen clerks of class three, twenty
clerks of class two, and such number of clerks of class one, and of clerks,
copyists, computers, and skilled laborers, with salaries at the rate of
not less than six hundred dollars nor more than one thousand dollars
per annum, to be appointed from time to time, as may be found neces-
sary for the proper and prompt performance of the duties herein required
to be undertaken. The disbursing clerk herein provided for shall, before
entering upon his duties, give bond to the Secretary of the Treasury in
the sum of fifty thousand dollars, which bond shall be conditioned that
the said officer shall render a true and faithful account to the proper
accounting officers of the Treasury, quarter-yearly, of all moneys and
properties which shall be received by him by virtue of his office, with
sureties to be approved by the Solicitor of the Treasury. Such bond
shall be filed in the office of the Secretary of the Treasury, to be by him
put in suit upon any breach of the conditions thereof.

The Director of the Census may also appoint one captain of the
watch, at a salary of eight hundred and forty dollars per annum; two
messengers, and such number of watchmen, assistant messengers, and
laborers, at salaries of six hundred dollars each per annum; messenger
boys, at salaries of four hundred dollars each per annum; and char-
women, at salaries of two hundred and forty dollars each per annum, as may be necessary to carry out the provisions of this Act.

SEC. 5. That the chief clerk and the chief statisticians provided for in section four of this Act, and all other employees authorized by this Act below the Assistant Director of the Census, shall be appointed by the Director of the Census, subject to such examination as said Director may prescribe: Provided, That no examination shall be required in the case of enumerators or special agents, nor of employees below the grade of skilled laborers at six hundred dollars per annum. And provided further, That employees in existing branches of the departmental service, whose services may be specially desired by the Director of the Census, not exceeding six in all, may be transferred without examination, and at the end of such service the employees so transferred shall be eligible to appointment in any department without additional examination, when vacancies exist.

SEC. 6. That the collection of the information required by this Act shall be made, under the direction of the Director of the Census, by supervisors, enumerators, and special agents, as hereinafter provided.

SEC. 7. That the Twelfth Census shall be restricted to inquiries relating to the population, to mortality, to the products of agriculture and manufacturing and mechanical establishments. The schedules relating to the population shall comprehend for each inhabitant the name, age, color, sex, conjugal condition, place of birth, and place of birth of parents, whether alien or naturalized, number of years in the United States, occupation, months unemployed, literacy, school attendance, and ownership of farms and homes; and the Director of the Census may use his discretion as to the construction and form and number of inquiries necessary to secure information under the topics aforesaid. The mortality schedules shall comprehend for each decedent the name, sex, color, age, conjugal condition, place of birth, and birthplace of parents, occupation, cause and date of death, and, if born within the census year, the date of birth. The form and arrangement of the schedule and the specific questions necessary to secure the information required shall be in the discretion of the Director. The schedules relating to agriculture shall comprehend the following topics: Name of occupant of each farm, color of occupant, tenure, acreage, value of farm and improvements, acreage of different products, quantity and value of products, and number and value of live stock. All questions as to quantity and value of crops shall relate to the year ending December thirty-first next preceding the enumeration. The specific form and division of inquiries necessary to secure information under the foregoing topics shall be in the discretion of the Director. The schedules of inquiries relating to the products of manufacturing and mechanical establishments shall embrace the name and location of each establishment; character of organization, whether individual, cooperative, or other form; date of commencement of operations; character of business or kind of goods manufactured; amount of capital invested; number of proprietors, firm members, copartners, or officers, and the amount of their salaries; number of employees, and the amount of their wages; quantity and cost of materials used in manufactures; amount of miscellaneous expenses; quantity and value of products; time in operation during the census year; character and quantity of power used, and character and number of machines employed. The form and subdivision of inquiries necessary to secure the information under the foregoing topics relating to manufacturing and mechanical industries shall be in the discretion of the Director of the Census. The information collected shall be of and for the fiscal year of such corporations or establishments having its termination nearest to and preceding the first of June, nineteen hundred. Whenever he shall deem it expedient, the Director of the Census may withhold the schedules for said manufacturing and mechanical statistics from the enumerators of the several subdivisions in any or all cases, and may charge the collection of these statistics upon special agents, to be employed without
from official records. respect to locality. In cities or States where an official registration of deaths is maintained the Director of the Census may, in his discretion, withhold the mortality schedule from the several enumerators within such cities or States, and may obtain the information required by this Act through official records, paying therefor such sum of money as may be found necessary, not exceeding two cents for each death thus returned. The Director of the Census is also authorized and directed to make suitable provisions for the enumeration of the population and products of Alaska and the Hawaiian Islands, for which purpose he may employ supervisors and enumerators or special agents as he may deem necessary. The only volumes that shall be prepared and published in connection with the Twelfth Census, except the Special Reports hereinafter provided for, shall relate to population, mortality and vital statistics, the products of agriculture, and of manufacturing and mechanical establishments, as above mentioned, and shall be designated as and constitute the Census Reports, which said reports shall be published not later than the first day of July, nineteen hundred and two. The report upon population shall include a series of separate tables for each State, giving by counties the number of male persons below and above the age of twenty-one years, their color, whether native or foreign born, whether naturalized or not, and their literacy or illiteracy. All terms expressing weight, measure, distance, or value shall be expressed in the terms of the English language as spoken in this country.

SECTION 8. That after the completion and return of the enumeration and of the work upon the schedules relating to the products of agriculture and to manufacturing and mechanical establishments provided for in section seven of this Act, the Director of the Census is hereby authorized to collect statistics relating to special classes, including the insane, feeble-minded, deaf, dumb, and blind; to crime, pauperism, and benevolence, including prisoners, paupers, juvenile delinquents, and inmates of benevolent and reformatory institutions; to deaths and births in registration areas; to social statistics of cities; to public indebtedness, valuation, taxation, and expenditures; to religious bodies; to electric light and power, telephone and telegraph business; to transportation by water, express business, and street railways; to mines, mining and minerals, and the production and value thereof, including gold, in divisions of placer and vein, and silver mines, and the number of men employed, the average daily wage, average working time and aggregate earnings in the various branches and aforesaid divisions of the mining industry: Provided, That the reports herein authorized relating to mines, mining, and minerals shall be published on or before July first, anno Domini nineteen hundred and three. And the Director of the Census shall prepare schedules containing such interrogatories as shall in his judgment be best adapted to elicit the information required under these subjects, with such specifications, divisions, and particulars under each head as he shall deem necessary to that end. For the purpose of securing the statistics required by this section, the Director of the Census may appoint special agents when necessary, and such special agents shall receive compensation as hereinafter provided. The statistics of deaths and births obtained from State records.

Statistics of deaths and births obtained from State records.

Schedules of interrogaories.

Special agents.

Statistics of deaths and births obtained from State records.

—of crime, etc., from institutions.

—collection of by enumerator.

Census reports not to be delayed.
not interfere with nor delay the rapid completion of the census reports provided for in section seven of this Act, and all reports prepared under the provisions of this section shall be designated as "Special Reports of the Census Office."

SEC. 9. That the Director of the Census shall, at least six months prior to the date fixed for commencing the enumeration at the Twelfth and each succeeding, decennial census, designate the number, whether one or more, of supervisors of census to be appointed within each State and Territory, the District of Columbia, Alaska, and the Hawaiian Islands, who shall be appointed by the President, by and with the advice and consent of the Senate: Provided, That the whole number of such supervisors shall not exceed three hundred: And provided further, That wherever practicable and desirable the boundaries of the supervisors' districts shall conform to the boundaries of Congressional districts.

SEC. 10. That each supervisor of census shall be charged with the performance, within his own district, of the following duties: To consult with the Director of the Census in regard to the division of his district into subdivisions most convenient for the purpose of the enumeration, which subdivisions shall be declared and the boundaries thereof fixed by the Director of the Census; to designate to the Director suitable persons, and, with the consent of said Director, to employ such persons as enumerators within his district, one or more for each subdivision and resident therein; but in case it shall occur in any enumeration district that no person qualified to perform and willing to undertake the duties of enumerator resides in that subdivision the supervisor may employ any fit person to be the enumerator of that subdivision; to communicate to enumerators the necessary instructions and directions relating to their duties; to examine and scrutinize the returns of the enumerators, and in event of discrepancies or deficiencies appearing in the returns for his district, to use all diligence in causing the same to be corrected and supplied; to forward to the Director of the Census the completed returns for his district in such time and manner as shall be prescribed by the said Director, and to make up and forward to the Director the accounts required for ascertaining the amount of compensation due to each enumerator in his district, which accounts shall be duly sworn to by the enumerator, and the same shall be certified as true and correct, if so found, by the supervisor, and said accounts so sworn to and certified shall be accepted by the said Director, and payment shall be made thereon by draft in favor of each enumerator. The duties imposed upon the supervisor by this Act shall be performed, in any and all particulars, in accordance with the instructions and directions of the Director of the Census: Provided, That if the supervisor of any district has not been appointed and qualified on the ninetieth day preceding the date fixed for the commencement of the enumeration, the Director of the Census may appoint a special agent, who shall be a resident of the same district, to perform the work of subdivision into enumeration districts: And provided, That any supervisor who may abandon, neglect, or improperly perform the duties required of him by this Act may be removed by the Director of the Census, and any vacancy thus caused or otherwise occurring during the progress of the enumeration may be filled by the Director of the Census.

SEC. 11. That each supervisor of census shall, upon the completion of his duties to the satisfaction of the Director of the Census, receive the sum of one hundred and twenty-five dollars, and in addition thereto, in thickly settled districts, one dollar for each thousand or majority fraction of a thousand of the population enumerated in such district, and in sparsely settled districts one dollar and forty cents for each thousand or majority fraction of a thousand of the population enumerated in such district; such sums to be in full compensation for all services rendered and expenses incurred by him, except that in serious emergencies arising during the progress of the enumeration in his district, or in connection with the reenumeration of any subdivision, he...
may, in the discretion of the Director of the Census, be allowed actual and necessary traveling expenses and an allowance in lieu of subsistence not exceeding three dollars per day during his necessary absence from his usual place of residence, and that an appropriate allowance for clerk hire may be made when deemed necessary by the Director of the Census: Provided, That in the aggregate no supervisor shall be paid less than the sum of one thousand dollars. The designation of the compensation per thousand, as provided in this section, shall be made by the Director of the Census at least one month in advance of the date fixed for the commencement of the enumeration.

DUTIES OF ENUMERATORS.

SEC. 12. That each enumerator shall be charged with the collection, in his subdivision, of facts and statistics required by the population schedule, and such other schedules as the Director of the Census may determine shall be used by him in connection with the census, as provided in section seven of this Act. It shall be the duty of each enumerator to visit personally each dwelling house in his subdivision, and each family therein, and each individual living out of a family in any place of abode, and by inquiry made of the head of each family, or of the member thereof deemed most credible and worthy of trust, or of such individual living out of a family, to obtain each and every item of information and all particulars required by this Act as of date June first of the year in which the enumeration shall be made. And in case no person shall be found at the usual place of abode of such family, or individual living out of a family, competent to answer the inquiries made in compliance with the requirements of this Act, then it shall be lawful for the enumerator to obtain the required information, as nearly as may be practicable, from the family or families or person or persons living nearest to such place of abode; and it shall be the duty of each enumerator to forward the original schedules, duly certified, to the supervisor of census of his district as his returns under the provisions of this Act; and in the event of discrepancies or deficiencies being discovered in his said returns he shall use all diligence in correcting or supplying the same. In case the subdivision assigned to any enumerator embraces all or any part of any incorporated borough, village, town, or city, and also other territory not included within the limits of such incorporated borough, village, town, or city, or either, it shall be the duty of the enumerator of such subdivision to clearly and plainly distinguish and separate, upon the population schedules, the inhabitants of all or any part of such borough, village, town, or city, as may be embraced in the subdivision assigned to such enumerator, from the inhabitants of the territory not included therein. No enumerator shall be deemed qualified to enter upon his duties until he has received from the supervisor of census of the district to which he belongs a commission, under his hand, authorizing him to perform the duties of an enumerator, and setting forth the boundaries of the subdivision within which such duties are to be performed by him.

SEC. 13. That the subdivision assigned to any enumerator shall not exceed four thousand inhabitants as near as may be, according to estimates based on the preceding census or other reliable information, and the boundaries of all subdivisions shall be clearly described by civil divisions, rivers, roads, public surveys, or other easily distinguished lines: Provided, That enumerators may be assigned for the special enumeration of institutions, when desirable, without reference to the number of inmates.

SEC. 14. That any supervisor of census may, with the approval of the Director of the Census, remove any enumerator in his district and fill the vacancy thus caused or otherwise occurring. Whenever it shall appear that any portion of the enumeration and census provided for in this Act has been negligently or improperly taken, and is by reason thereof incomplete or erroneous, the Director of the Census may cause such incomplete and unsatisfactory enumeration and census to be amended or made anew under such methods as may, in his discretion, be practicable.
SEC. 15. That the Director of the Census may authorize and direct supervisors of census to employ interpreters to assist the enumerators of their respective districts in the enumeration of persons not speaking the English language. The compensation of such interpreters shall be fixed by the Director of the Census in advance, and shall not exceed four dollars per day for each day actually and necessarily employed.

SEC. 16. That the compensation of the enumerators shall be ascertained and fixed by the Director of the Census as follows: In subdivisions where he shall deem such allowance sufficient, an allowance of not less than two nor more than three cents for each living inhabitant and for each death reported; not less than fifteen nor more than twenty cents for each farm; and not less than twenty nor more than thirty cents for each establishment of productive industry enumerated and returned may be given in full compensation for all services. For all other subdivisions per diem rates shall be fixed by the Director of the Census according to the difficulty of enumeration, having reference to the nature of the region to be canvassed and the density or sparseness of settlement, or other considerations pertinent thereto; but the compensation allowed to any enumerator in any such district shall not be less than three dollars nor more than six dollars per day of ten hours' actual field work each. The subdivisions to which the several rates of compensation shall apply shall be designated by the Director of the Census at least two weeks in advance of the enumeration. No claim for mileage or traveling expenses shall be allowed any enumerator in either class of subdivisions, except in extreme cases, and then only when authority has been previously granted by the Director of the Census, and the decision of the Director as to the amount due any enumerator shall be final.

SEC. 17. That the special agents appointed under the provisions of this Act shall have equal authority with the enumerators in respect to the subjects committed to them under this Act, and shall receive compensation at rates to be fixed by the Director of the Census: Provided, That the same shall in no case exceed six dollars per day and actual necessary traveling expenses and an allowance in lieu of subsistence not exceeding three dollars per day during their necessary absence from their usual place of residence: And provided further, That no pay or allowance in lieu of subsistence shall be allowed special agents when employed in the Census Office on other than the special work committed to them, and no appointments of special agents shall be made for clerical work.

SEC. 18. That no supervisor, supervisor's clerk, enumerator, interpreter, or special agent shall enter upon his duties until he has taken and subscribed to an oath or affirmation, to be prescribed by the Director of the Census; and no supervisor, supervisor's clerk, enumerator, or special agent shall be accompanied by or assisted in the performance of his duties by any person not duly appointed as an officer or employee of the Census Office, and to whom an oath or affirmation has not been duly administered. All appointees and employees provided for in this Act shall be appointed or employed, and if examined, so examined, as the case may be, solely with reference to their fitness to perform the duties herein provided to be by such employee or appointee performed, and without reference to their political party affiliations.

SEC. 19. That the enumeration of the population required by this Act shall commence on the first day of June, nineteen hundred, and on the first day of June of the year in which each succeeding enumeration shall be made, and be taken as of that date. And it shall be the duty of each enumerator to complete the enumeration of his district and to prepare the returns thereinbefore required to be made, and to forward the same to the supervisor of census of his district, on or before the first day of July in such year: Provided, That in any city having eight thousand inhabitants or more under the preceding census the enumeration of the population shall be taken and completed within two weeks from the first day of June as aforesaid.
SEC. 20. That if any person shall receive or secure to himself any fee, reward, or compensation as a consideration for the appointment or employment of any person as enumerator or clerk or other employee, or shall in any way receive or secure to himself any part of the compensation provided in this Act for the services of any enumerator or clerk or other employee, he shall be deemed guilty of a misdemeanor, and on conviction thereof shall be fined not more than three thousand dollars, or be imprisoned not more than one year, or both, in the discretion of the court.

SEC. 21. That any supervisor, supervisor's clerk, enumerator, interpreter, special agent or other employee, who, having taken and subscribed the oath of office required by this Act, shall, without justifiable cause, neglect or refuse to perform the duties enjoined on him by this Act, or shall, without the authority of the Director of the Census, communicate to any person not authorized to receive the same any information gained by him in the performance of his duties, shall be deemed guilty of a misdemeanor, and upon conviction shall be fined not exceeding five hundred dollars; or if he shall willfully and knowingly swear or affirm falsely, he shall be deemed guilty of perjury, and upon conviction thereof shall be imprisoned not exceeding three years and be fined not exceeding eight hundred dollars; or if he shall willfully and knowingly make a false certificate or a fictitious return, he shall be guilty of a misdemeanor, and upon conviction of either of the last-named offenses he shall be fined not exceeding five thousand dollars and be imprisoned not exceeding two years.

SEC. 22. That each and every person more than twenty years of age belonging to any family residing in any enumeration district or subdivision, and in case of the absence of the heads and other members of any such family, then any representative of such family, shall be, and each of them hereby is, required, if thereto requested by the Director, supervisor, or enumerator, to render a true account, to the best of his or her knowledge, of every person belonging to such family in the various particulars required, and whoever shall willfully fail or refuse to render such true account shall be guilty of a misdemeanor, and upon conviction thereof shall be fined in a sum not exceeding one hundred dollars. And every president, treasurer, secretary, director, agent, or other officer of every corporation, and every establishment of productive industry, whether conducted as a corporate body, limited liability company, or by private individuals, from which answers to any of the schedules, inquiries, or statistical interrogatories provided for by this Act are herein required, who shall, if thereto requested by the Director, supervisor, enumerator, or special agent, willfully neglect or refuse to give true and complete answers to any inquiries authorized by this Act, or shall willfully give false information, shall be guilty of a misdemeanor, and upon conviction thereof shall be fined not exceeding ten thousand dollars, to which may be added imprisonment for a period not exceeding one year.

SEC. 23. That all fines and penalties imposed by this Act may be enforced by indictment or information in any court of competent jurisdiction.

SEC. 24. That the Director of the Census may authorize the expenditure of necessary sums for the traveling expenses of the officers and employees of the Census Office and the incidental expenses essential to the carrying out of this Act, as herein provided for, and not otherwise, including the rental of sufficient quarters in the District of Columbia and the furnishing thereof and the maintenance of the printing outfit in the Census Office.

SEC. 25. That the Director of the Census is hereby authorized to print and bind in the Census Office such blanks, circulars, envelopes, and other items as may be necessary; and to print, publish, and distribute from time to time bulletins and reports of the preliminary and other results of the various investigations required by this Act.
SEC. 26. That in case the Director of the Census deems it expedient he may contract for the use of electrical or mechanical devices for tabulating purposes: Provided, That in such case due notice shall be given to the public, and no system of tabulation shall be adopted until after a practical test of its merits in competition with other systems which may be offered.

SEC. 27. That all mail matter, of whatever class, relative to the census and addressed to the Census Office, the Director of the Census, Assistant Director, chief clerk, supervisors, enumerators, or special agents, and indorsed "Official business, Department of the Interior, Census Office," shall be transmitted free of postage, and by registered mail if necessary, and so marked: Provided, That if any person shall make use of such indorsement to avoid the payment of postage or registry fee on his or her private letter, package, or other matter in the mail, the person so offending shall be guilty of a misdemeanor and subject to a fine of three hundred dollars, to be prosecuted in any court of competent jurisdiction.

SEC. 28. That the Secretary of the Interior, on request of the Director of the Census, is hereby authorized to call upon any other department or office of the Government for information pertinent to the work herein provided for.

SEC. 29. That such records, books, and files as relate to preceding censuses, and the printing-office outfit used in the Eleventh Census, and such furniture and property of whatever nature used at the Eleventh Census as may be necessary in conducting the work of the Census Office and can be spared from present uses, shall be transferred to the custody and control of the Census Office created by this Act. The said furniture and property shall be inventoried by the proper officers of the Department of the Interior when such transfer is made, and a copy of the inventory filed and preserved in the office of the Secretary of the Interior and of the Director of the Census.

SEC. 30. That upon the request of the governor of any State or Territory, or the chief officer of any municipal government, the Director of the Census shall furnish such governor or municipal officer with a copy of so much of the population returns as will show the names, with the age, sex, color, or race, and birthplace only of all persons enumerated within the territory in the jurisdiction of such government, upon payment of the actual cost of making such copies; and the amounts so received shall be covered into the Treasury of the United States, to be placed to the credit of, and in addition to, the appropriations made for taking the census.

SEC. 31. That the Director of the Census shall provide the Census Office with a seal containing such device as he may select, and he shall file a description of such seal with an impression thereof in the office of the Secretary of State. Such seal shall remain in the custody of the Director of the Census, and shall be affixed to all certificates and attestations that may be required from the Census Office.

SEC. 32. That for the organization and equipment of the Census Office to perform the preparatory work necessary to carry out the provisions of this Act, the sum of one million dollars, to be available on the passage of this Act, is hereby appropriated, out of any money in the Treasury not otherwise appropriated, and to continue available until exhausted. Of said appropriation such amount as may be considered by the Director of the Census to be necessary for immediate preliminary printing may be expended under the direction of the Public Printer. And the Secretary of the Interior shall submit to the Secretary of the Treasury, on or before October first, eighteen hundred and ninety-nine, further estimates for the work herein provided for.

SEC. 33. That the Act entitled "An Act to provide for the taking of the Eleventh and subsequent censuses," approved March first, eighteen hundred and eighty-nine, and all laws and parts of laws inconsistent with the provisions of this Act are hereby repealed.

Approved, March 3, 1899.