

AN ACT

To authorize periodic census of population and other Statistical Surveys to set forth the procedures therefore, and for other purposes.

Be it enacted by the Legislature of Truk State.

1 Section 1. Short Title. This act may be cited as the
2 "Census Act of 1987."

3 Section 2. Definitions. As used in this act, unless the
4 context requires another meaning or unless it is otherwise
5 provided:

6 (1) "Office of Planning" means the Office of
7 Planning as defined by Truk State Law No. 3-25 (as amended).

8 (2) "Administrator" means the highest management
9 official of Planning.

10 (3) "Governor" means the Governor of the State of
11 Truk.

12 (4) "Respondent" includes a corporation, company,
13 association, firm, partnership, proprietorship, society,
14 joint stock company, individual, or other organization
15 or entity which reported or is required to report, or
16 on behalf of which information was reported, in response
17 to a questionnaire, inquiry, or other request of the
18 Office of Planning.

19 Section 3. Authority to Conduct Periodic Census of
20 Population.

21 (1) The Office of Planning shall conduct a periodic
22 census of population of the State of Truk, PROVIDED that
23 a periodic census of population shall be conducted at
24 intervals of no greater than ten years to determine the
25 total population by Municipality.

1 (2) In order to conduct such census, the Office of
2 Planning shall have the authority to:

3 (a) gather statistical and related information
4 as to economic, social and demographic characteristics
5 of persons residing in the State of Truk;

6 (b) prepare questionnaires and determine
7 the inquiries and the number, form and subdivisions there-
8 of for conducting the census;

9 (c) compile, analyze and disseminate the data
10 obtained in the census; and

11 (d) do everything reasonably necessary and
12 proper to carry out the provisions of this act.

13 (3) The date on which the census of population shall
14 be taken shall be determined by the Administrator of the
15 Office of Planning who shall take appropriate measures
16 to publicize that date.

17 (4) The tabulation of the results of the Census shall
18 be completed within six (6) months after the census date and
19 reported by the Administrator simultaneously to the Governor
20 and the Legislature.

21 Section 4. Conduct of Census. In order to conduct the
22 census as authorized in Section 3 of this Act, the Administrator
23 or any enumerator or Census Officer designated by the Admini-
24 strator shall be empowered to supply a schedule to any res-
25 pondent and require such respondent to supply to the best of
26 his knowledge all information requested in the schedule in
27 accordance with instructions accompanying the schedule, and
28 require that person to return the completed schedule to the
29 Administrator or his designated agent by a specific date.

30 Section 5. Dissemination of Statistical Data: Restric-
31 tions on Use.

(1) Subject to the limitations set forth in Section 6 and 8 of this act the Administrator may furnish copies of tabulations and other statistical materials which do not disclose the information reported by, or on behalf of, any particular respondent, and may make special statistical compilations or surveys, for departments, offices, and agencies of the State Government.

Section 6. Information as Confidential.

(1) The Administrator and any officer or employee of the Office of Planning shall not:

(a) use the information furnished under the provisions of this act for any purpose other than conducting a census or for compiling tabulations or other statistical materials;

(b) make any publication whereby the data furnished by any particular establishment or individual under this title can be identified; or

(c) permit anyone other than the Administrator and the sworn officers and employees of the Office of Planning to examine the individual reports.

Section 7. Oath of Employee. The Administrator and every person involved in carrying out the provisions of this act shall take and subscribe an oath to fulfill their duties in accordance with the provision of this act. The oath shall be taken, retained, and recorded by the Chief Justice of the State Court.

Section 8. Wrongful Disclosure of Information. Whoever being or having been involved in carrying out any provision of this act, either temporary or permanent, or having taken and subscribed the oath in Section 7 of this act, or otherwise having sworn to observe the limitations imposed by Section 6 of this act, willingly publishes or communicates any

1 information, the disclosure of which is prohibited under the
2 provisions of Section 6 of this act, and which comes into his
3 possession by reason of his employment or provisions of ser-
4 vices under this act, shall be fined not more than \$1,000
5 or imprisoned not more than one year, or both.

6 Section 9. Refusal or Neglect to Answer Questions;
7 False Answer.

8 (1) Whoever, being over 18 years of age, refuses or
9 willfully neglects, when requested by any authorized
10 employee of the Office of Planning, to answer to the
11 best of his knowledge any of the questions on any schedule
12 submitted to him in connection with any census provided
13 for under this act, applying to himself or to the family
14 to which he belongs or is related, shall be fined not
15 more than \$100 and subject to Court Order compelling him
16 to answer the offered questions.

17 (2) Nothing in this Section shall affect any law
18 relating to the disclosure of any official, secret, or
19 confidential information, evidence, or document. A
20 person required by the Administrator to supply any
21 information, to give any evidence, or to produce any
22 document shall be entitled in respect to such informa-
23 tion, evidence, or document to plead the same privilege
24 before the Administrator as before a court of law.

25 (3) Whoever, being over 18 years of age, hinders
26 or obstructs the Administrator, or any authorized employee
27 of the Office of Planning in the lawful exercise of
28 duties under this act shall be fined not more than
29 \$100.

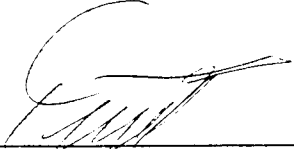
30 (4) Whoever, being over 18 years of age, when

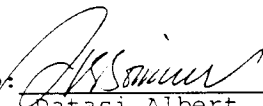
1 requested by any authorized employee of the Office of
2 Planning to answer to the best of his knowledge any of
3 the questions on any schedule submitted to him in
4 connection with any census provided for under this act,
5 applying to himself or to the family to which he belongs
6 or is related, willfully gives any answer that is with
7 the intent to deceive, shall be fined not more than
8 \$500.00.

9 (5) Notwithstanding any other provision of this
10 act, no person shall be compelled to disclose informa-
11 tion other than that information requested in the
12 schedule supplied by the Administrator pursuant to
13 Section 4 of this Act.

14 Section 10. Administration of Act. The Administrator
15 shall be charged with the administration of this act and shall
16 perform such functions as are conferred upon him by this act.
17 The Administrator shall have all such authority as may be
18 reasonably necessary for the performance of any function of
19 the Division or for the administration of this act including
20 the authority to promulgate such rules and regulations as he
21 deems necessary to conduct the periodic census of population
22 or to otherwise effect the administration of this act.

23 Section 11. Effective Date. This Act shall become law
24 upon approval by the Governor, or upon its becoming law
25 without such approval.

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27
28 Signed by: 
Kisande K. Sos, Speaker
Truk State Legislature

29
30 Attested to: 
Datasi Albert, Chief Clerk
Truk State Legislature

31
32 Date: 7/17/87

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34 Approved by: _____
Gideon K. Doone, Governor
Truk State Government

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36 It became law on July 27, 1987
Date: _____