

DEPARTMENT OF THE INTERIOR  
Freedom of Information Act 2019 Annual Report  
(October 1, 2018 – September 30, 2019)

**I. BASIC INFORMATION REGARDING REPORT**

1. Questions about this Report should be directed to:

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2. The electronic address for this Report on DOI's FOIA website is: <https://www.doi.gov/foia/DOI-FOIA-Annual-Reports>

3. A copy of this Report in paper form may be obtained by contacting the Departmental FOIA Office (see above).

## II. MAKING A FOIA REQUEST

1. FOIA requests may be made by using one of the written forms of submission listed on the Department's FOIA website, <https://www.doi.gov/foia>, or by utilizing the physical or facsimile addresses of an appropriate FOIA contact, located at <https://www.doi.gov/foia/contacts>. A list of DOI's bureaus/offices is located in the Acronyms, Definitions, and Exemptions section below.

2. DOI conserves and manages the Nation's natural resources and cultural heritage for the benefit and enjoyment of the American people, provides scientific and other information about natural resources and natural hazards to address societal challenges and create opportunities for the American people, and honors the Nation's trust responsibilities or special commitments to American Indians, Alaska Natives, and affiliated island communities to help them prosper. When DOI withholds records requested under the FOIA, it most frequently does so under Exemption 5 (which safeguards inter-agency or intra-agency records which would normally be privileged in the civil discovery context), Exemption 6 (which safeguards personal privacy interests), and Exemption 7(C) (which safeguards personal information in law enforcement records). However, DOI's diverse mission and records ensures a wide variety of FOIA exemptions may sometimes be appropriately used.

3. The electronic address for DOI's FOIA regulations is: <https://www.ecfr.gov/cgi-bin/text-idx?c=ecfr&sid=0fc3ab3499768eebc2e3691c8cf88dec&rqn=div5&view=text&node=43:1.1.1.1.2&idno=43>. The electronic address for DOI's fee schedule is: <https://www.doi.gov/foia/fees-waivers>.

### III. ACRONYMS, DEFINITIONS, AND EXEMPTIONS

1. Definitions of terms used in this Report:

a. **Administrative Appeal**—a request to a federal agency asking that it review at a higher administrative level a FOIA determination made by the agency at the initial request level.

b. **Average Number**—the number obtained by dividing the sum of a group of numbers by the quantity of numbers in the group. For example, of 3, 7, and 14, the average number is 8.

c. **Backlog**—the number of requests or administrative appeals that are pending at an agency at the end of the fiscal year that are beyond the statutory time period for a response.

d. **Component**—for agencies that process requests on a decentralized basis, a "component" is an entity, also sometimes referred to as an Office, Division, Bureau, Center, or Directorate, within the agency that processes FOIA requests. The FOIA now requires that agencies include in their Annual FOIA Report data for both the agency overall and for each principal component of the agency.

e. **Consultation**—the procedure whereby the agency responding to a FOIA request first forwards a record to another agency or component within the same agency for its review because that other agency has an interest in the document. Once the agency in receipt of the consultation finishes its review of the record, it responds back to the agency or component within the same agency that forwarded it. That agency, in turn, will then respond to the FOIA requester.

f. **Exemption 3 Statute**—a federal statute that exempts information from disclosure and which the agency relies on to withhold information under subsection (b)(3) of the FOIA.

g. **FOIA Request**—a FOIA request is generally a request to a federal agency for access to records concerning another person (i.e., a "third-party" request), or concerning an organization, or a particular topic of interest. FOIA requests also include requests made by requesters seeking records concerning themselves (i.e., "first-party" requests) when those requesters are not subject to the Privacy Act, such as non-U.S. citizens. Moreover, because all first-party requesters should be afforded the benefit of both the access provisions of the FOIA as well as those of the Privacy Act, FOIA requests also include any first-party requests where an agency determines that it must search beyond its Privacy Act "systems of records" or where a Privacy Act exemption applies, and the agency looks to FOIA to afford the greatest possible access. All requests which require the agency to utilize the FOIA in responding to the requester are included in this Report. Additionally, a FOIA request includes records referred to the agency for processing and direct response to the requester. It does not, however, include records for which the agency has received a consultation from another agency. (Consultations are reported separately in Section XII of this Report.)

h. **Full Grant**—an agency decision to disclose all records in full in response to a FOIA request.

i. **Full Denial**—an agency decision not to release any records in response to a FOIA request because the records are exempt in their entirety under one or more of the FOIA exemptions, or because of a procedural reason, such as when no records could be located.

j. **Median Number**—the middle, not average, number. For example, of 3, 7, and 14, the median number is 7.

k. **Multi-Track Processing**—a system in which simple requests requiring relatively minimal review are placed in one processing track and more voluminous and complex requests are placed in one or more other tracks. Requests granted expedited processing are placed in yet another track. Requests in each track are processed on a first in/first out basis.

i. **Expedited Processing**—an agency will process a FOIA request on an expedited basis when a requester satisfies the requirements for expedited processing as set forth in the statute and in agency regulations.

ii. **Simple Request**—a FOIA request that an agency using multi-track processing places in its fastest (non-expedited) track based on the low volume and/or simplicity of the records requested.

iii. **Complex Request**—a FOIA request that an agency using multi-track processing places in a slower track based on the high volume and/or complexity of the records requested.

l. **Partial Grant/Partial Denial**—in response to a FOIA request, an agency decision to disclose portions of the records and to withhold other portions that are exempt under the FOIA, or to otherwise deny a portion of the request for a procedural reason.

m. **Pending Request or Pending Administrative Appeal**—a request or administrative appeal for which an agency has not taken final action in all respects.

n. **Perfected Request**—a request for records which reasonably describes such records and is made in accordance with published rules stating the time, place, fees (if any) and procedures to be followed.

o. **Processed Request or Processed Administrative Appeal**—a request or administrative appeal for which an agency has taken final action in all respects.

p. **Range in Number of Days**—the lowest and highest number of days to process requests or administrative appeals.

q. **Time Limits**—the time period in the statute for an agency to respond to a FOIA request (ordinarily twenty working days from receipt of a perfected FOIA request).

2. Descriptions of the nine FOIA exemptions:

a. **Exemption 1**: classified national defense and foreign relations information

b. **Exemption 2**: information that is related solely to the internal personnel rules and practices of an agency

c. **Exemption 3:** information that is prohibited from disclosure by another federal law

d. **Exemption 4:** trade secrets and other confidential business information

e. **Exemption 5:** inter-agency or intra-agency communications that are protected by legal privileges

f. **Exemption 6:** information involving matters of personal privacy

g. **Exemption 7:** records or information compiled for law enforcement purposes, to the extent that the production of those records (A) could reasonably be expected to interfere with enforcement proceedings, (B) would deprive a person of a right to a fair trial or an impartial adjudication, (C) could reasonably be expected to constitute an unwarranted invasion of personal privacy, (D) could reasonably be expected to disclose the identity of a confidential source, (E) would disclose techniques and procedures for law enforcement investigations or prosecutions, or would disclose guidelines for law enforcement investigations or prosecutions, or (F) could reasonably be expected to endanger the life or physical safety of any individual

h. **Exemption 8:** information relating to the supervision of financial institutions

i. **Exemption 9:** geological information on wells

### 3. Agency Component Abbreviations

Component Abbreviation	Component Name
BIA	Bureau of Indian Affairs
BLM	Bureau of Land Management
BOEM	Bureau of Ocean Energy Management
BOR	Bureau of Reclamation
BSEE	Bureau of Safety and Environmental Enforcement
FWS	Fish & Wildlife Service
NPS	National Park Service
OIG	Office of Inspector General
OS	Office of the Secretary
OSMRE	Office of Surface Mining Reclamation and Enforcement
SOL	Office of the Solicitor
USGS	United States Geological Survey
FOIA/PA Appeals	FOIA/Privacy Act Appeals Office

**IV. EXEMPTION 3 STATUTES**

Statute	Type of Information Withheld	Case Citation	Agency / Component	Number of Times Relied upon by Agency / Component	Total Number of Times Relied upon by Agency Overall
16 U.S.C. § 470hh (Archaeological Resources Protection Act of 1979)	Information pertaining to the nature and location of certain archaeological resources	Hornbostel v. U.S. Dep't of the Interior, 305 F. Supp. 2d 21, 30 (D.D.C. 2003), summary affirmance granted, No. 03-5257, 2004 WL 1900562 (D.C. Cir. Aug. 25, 2004); Starkey v. U.S. Dep't of the Interior, 238 F. Supp. 2d 1188, 1193-94 (S.D. Cal. 2002).	BIA	1	41
			BLM	33	
			BOR	1	
			NPS	6	
41 U.S.C. § 2102 (amending 41 U.S.C. 423(a)(1)) (Procurement Integrity Act)	Contractor bid or proposal information; source selection information	Legal & Safety Employer Research, Inc. v. U.S. Dep't of the Army, No. Civ. S001748, 2001 WL 34098652, at *3-4 (E.D. Cal. May 4, 2001) (dictum).	BOR	4	6
			OS	2	
Fed. R. Crim. P. 6(e), enacted by Act of July 30, 1977, Pub. L. No. 95-78, 91 Stat. 319	Certain records pertaining to grand jury proceedings.	Sussman v. USMS, 494 F.3d 1106, 1113 (D.C. Cir. 2007); Widi v. McNeil, No. 12-CV-00188, 2016 WL 4394724, at *23 (D. Me. Aug 16, 2016); Durham v. U.S. Atty. Gen., No. 06-843, 2008 WL 620744, at *2 (E.D. Tex. Mar. 3, 2008); Cozen O'Connor v. U.S. Dep't of Treasury, 570 F. Supp. 2d 749, 776 (E.D. Pa. 2008).	FWS	2	2

54 U.S.C. § 307103	Information about the location, character or ownership of a historic resource	N/A	BIA	4	22
			BLM	14	
			BOR	1	
			NPS	3	
26 U.S.C. § 6103 (Internal Revenue Code)	Certain tax return information, to include Taxpayer Identification Numbers of third parties, and certain tax convention information	Church of Scientology v. IRS, 484 U.S. 9, 15 (1987)(26 U.S.C. § 6103); Leonard v. U.S. Dep't of Treasury, 590 F. App'x. 141, 143-44 (3d Cir.2014) (per curiam); Pac. Fisheries, Inc. v. IRS, 395 F. App'x. 438, 440 (9th Cir. 2010)(unpublished disposition) (26U.S.C. §§ 6103, 6105); Tax Analysts v. IRS, 217 F. Supp.2d 23, 27-29 (D.D.C. 2002)(26 U.S.C. § 6105).	USGS	3	3
41 U.S.C. § 4702 (formerly at 41 U.S.C. § 253b(m)(1))	Contractor proposals that are in the possession or control of an executive agency and that have not been set forth or incorporated by reference into contracts	Sinkfield v. HUD, No. 10-885, 2012 U.S. Dist. LEXIS 35233, at *13-15 (S.D. Ohio Mar. 15, 2012); Margolin v. NASA, No. 09-CV-00421, 2011 WL 1303221, at *6 (D. Nev. Mar. 31, 2011); Hornbostel v. U.S. Dep't of the Interior, 305 F. Supp. 2d 21, 30 (D.D.C. 2003), summary affirmance granted, No. 03-5257, 2004 WL 1900562 (D.C. Cir. Aug. 25, 2004).	BLM	4	15
			BOR	2	
			FWS	2	
			NPS	6	
			OS	1	

16 U.S.C. § 470aaa-8 (Paleontological Resources Preservation Act)	Information concerning the nature and specific location of a paleontological resource.	N/A	BLM	5	5
54 U.S.C. § 100707 (formerly at 16 U.S.C. § 5937) (National Parks Omnibus Management Act)	Information pertaining to: "endangered, threatened, rare, or commercially valuable" National Park System resources; "mineral or paleontological objects within units of the National Park System"; or "objects of cultural patrimony within units of the National Park System"	Hornbostel v. U.S. Dep't of the Interior, No. 03-5257, 2004 WL 1900562 (D.C. Cir. Aug. 25, 2004); Sw. Ctr. for Biological Diversity v. USDA, 314 F.3d 1060, 1062 (9th Cir. 2002); Pease v. U.S. Dep't of Interior, No. 1:99CV113, slip op. at 2, 4 (D. Vt. Sept. 17, 1999).	FWS	2	8
			NPS	5	
			USGS	1	
5 U.S.C. app. 4 § 107(a)(2) (Ethics in Government Act of 1978)	Confidential financial disclosure report pertaining to certain government employees	Meyerhoff v. EPA, 958 F.2d 1498, 1500-02 (9th Cir. 1992); Boyd v. Exec. Office for U.S. Attorneys, 161 F. Supp. 3d 1, 7 (D.D.C. 2015); Seife v. NIH, 874 F. Supp. 2d 248, 254 (S.D.N.Y. 2012).	BLM	1	2
			OS	1	



**V.A. FOIA REQUESTS -- RECEIVED, PROCESSED AND PENDING FOIA REQUESTS**

Agency / Component	Number of Requests Pending as of Start of Fiscal Year	Number of Requests Received in Fiscal Year	Number of Requests Processed in Fiscal Year	Number of Requests Pending as of End of Fiscal Year
BIA	302	1,408	1,364	346
BLM	719	1,058	904	873
BOEM	34	192	184	42
BOR	19	257	229	47
BSEE	32	247	249	30
FWS	468	1,081	1,004	545
NPS	394	1,527	1,157	764
OIG	23	272	264	31
OS	1,408	1,269	840	1,837
OSMRE	73	148	126	95
SOL	127	286	246	167
USGS	48	228	215	61
AGENCY OVERALL	3,647	7,973	6,782	4,838

*After reviewing its database, DOI adjusted the number of requests pending at the start of the fiscal year for components BIA, BLM, BSEE, FWS, NPS, OIG, OS, and OSMRE.*

**V.B.(1). DISPOSITION OF FOIA REQUESTS -- ALL PROCESSED REQUESTS**

Agency / Component	Number of Full Grants	Number of Partial Grants / Partial Denials	Number of Full Denials Based on Exemptions	Number of Full Denials Based on Reasons Other than Exemptions									TOTAL
				No Records	All Records Referred to Another Component or Agency	Request Withdrawn	Fee-Related Reason	Records not Reasonably Described	Improper FOIA Request for Other Reason	Not Agency Record	Duplicate Request	*Explain in Chart Below	
BIA	524	318	81	232	9	69	39	14	28	7	20	23	1,364
BLM	270	294	13	144	12	96	14	5	13	3	16	24	904
BOEM	59	26	0	55	0	6	3	3	3	11	11	7	184
BOR	106	44	6	30	2	10	8	9	5	1	2	6	229
BSEE	82	52	1	81	0	8	1	6	1	5	2	10	249
FWS	345	317	26	183	5	46	11	8	8	0	24	31	1,004
NPS	366	456	29	162	1	44	14	15	8	1	27	34	1,157
OIG	14	108	34	83	13	4	0	4	3	0	0	1	264
OS	177	128	4	112	4	40	25	62	2	2	35	249	840
OSMRE	26	6	0	65	1	16	1	1	0	1	4	5	126
SOL	57	81	0	73	1	5	0	1	20	4	1	3	246
USGS	56	45	3	49	3	16	18	10	0	2	1	12	215
AGENCY OVERALL	2,082	1,875	197	1,269	51	360	134	138	91	37	143	405	6,782

**V.B.(2). DISPOSITION OF FOIA REQUESTS -- "OTHER" REASONS FOR "FULL DENIALS BASED ON REASONS OTHER THAN EXEMPTIONS"**

Agency / Component	Description of "Other" Reasons for Denials from Chart B(1)	Number of Times "Other" Reason Was Relied Upon	TOTAL
BIA	Directed Requester to Another Entity Subject to the FOIA	7	23
	Unable to Locate Requester	12	
	Directed Requester to Publicly Available Information	4	
BLM	Directed Requester to Another Entity Subject to the FOIA	5	24
	Aggregate Cases	1	
	Unable to Locate Requester	6	
	Directed Requester to Publicly Available Information	12	
BOEM	Directed Requester to Another Entity Subject to the FOIA	3	7
	Directed Requester to Publicly Available Information	4	
BOR	Unable to Locate Requester	3	6
	Directed Requester to Publicly Available Information	3	
BSEE	Directed Requester to Another Entity Subject to the FOIA	8	10
	Directed Requester to Publicly Available Information	2	
FWS	Directed Requester to Another Entity Subject to the FOIA	4	31
	Aggregate Cases	3	
	Unable to Locate Requester	10	
	Directed Requester to Publicly Available Information	14	
NPS	Directed Requester to Another Entity Subject to the FOIA	1	34
	Aggregate Cases	2	
	Unable to Locate Requester	17	
	Directed Requester to Publicly Available Information	14	
OIG	Unable to Locate Requester	1	1
OS	Directed Requester to Another Entity Subject to the FOIA	82	249
	Aggregate Cases	10	
	Unable to Locate Requester	4	
	Directed Requester to Publicly Available Information	153	
OSMRE	Directed Requester to Another Entity Subject to the FOIA	2	5
	Court Sealed	1	
	Unable to Locate Requester	2	
SOL	Directed Requester to Another Entity Subject to the FOIA	2	3
	Unable to Locate Requester	1	
USGS	Directed Requester to Another Entity Subject to the FOIA	2	12

	Aggregate Cases	2	
	Directed Requester to Publicly Available Information	8	
AGENCY OVERALL			405

**V.B.(3). DISPOSITION OF FOIA REQUESTS -- NUMBER OF TIMES EXEMPTIONS APPLIED**

Agency / Component	Ex. 1	Ex. 2	Ex. 3	Ex. 4	Ex. 5	Ex. 6	Ex. 7(A)	Ex. 7(B)	Ex. 7(C)	Ex. 7(D)	Ex. 7(E)	Ex. 7(F)	Ex. 8	Ex. 9
BIA	0	1	5	26	51	249	36	1	141	0	1	2	0	0
BLM	0	6	47	39	138	187	32	2	38	3	5	4	0	4
BOEM	0	0	0	1	18	21	0	0	0	0	0	1	0	0
BOR	0	4	6	9	15	22	1	0	2	1	0	4	0	0
BSEE	0	0	0	8	27	42	0	0	3	0	3	0	0	1
FWS	0	1	6	23	159	252	30	0	75	9	19	2	0	0
NPS	1	22	17	18	54	410	20	1	260	0	14	6	0	1
OIG	0	0	0	5	6	14	29	0	116	16	6	0	0	0
OS	0	1	4	1	76	123	3	0	22	0	6	2	0	0
OSMRE	0	0	0	3	5	2	0	0	0	0	0	0	0	0
SOL	0	0	0	0	67	60	0	0	2	0	0	0	0	0
USGS	0	0	4	4	21	28	2	2	6	1	3	4	0	0
AGENCY OVERALL	1	35	89	137	637	1,410	153	6	665	30	57	25	0	6

**VI.A. ADMINISTRATIVE APPEALS OF INITIAL DETERMINATIONS OF FOIA REQUESTS -- RECEIVED, PROCESSED, AND PENDING ADMINISTRATIVE APPEALS**

Agency / Component	Number of Appeals Pending as of Start of Fiscal Year	Number of Appeals Received in Fiscal Year	Number of Appeals Processed in Fiscal Year	Number of Appeals Pending as of End of Fiscal Year
FOIA/PA Appeals	378	159	105	432
OIG	2	9	11	0
AGENCY OVERALL	380	168	116	432

*After reviewing its database, DOI adjusted the number of appeals it had pending at the start of the fiscal year for FOIA/PA Appeals.*

**VI.B. DISPOSITION OF ADMINISTRATIVE APPEALS -- ALL PROCESSED APPEALS**

Agency / Component	Number Affirmed on Appeal	Number Partially Affirmed & Partially Reversed/Remanded on Appeal	Number Completely Reversed/Remanded on Appeal	Number of Appeals Closed for Other Reasons	TOTAL
FOIA/PA Appeals	16	2	36	51	105
OIG	6	2	3	0	11
AGENCY OVERALL	22	4	39	51	116

**VI.C.(1). REASONS FOR DENIAL ON APPEAL -- NUMBER OF TIMES EXEMPTIONS APPLIED**

Agency / Component	Ex. 1	Ex. 2	Ex. 3	Ex. 4	Ex. 5	Ex. 6	Ex. 7(A)	Ex. 7(B)	Ex. 7(C)	Ex. 7(D)	Ex. 7(E)	Ex. 7(F)	Ex. 8	Ex. 9
FOIA/PA Appeals	0	0	1	5	1	7	1	0	2	1	0	0	0	0
OIG	0	0	0	0	0	0	1	0	6	0	1	0	0	0
AGENCY OVERALL	0	0	1	5	1	7	2	0	8	1	1	0	0	0



**VI.C.(2). REASONS FOR DENIAL ON APPEAL -- REASONS OTHER THAN EXEMPTIONS**

Agency / Component	No Records	Records Referred at Initial Request Level	Request Withdrawn	Fee-Related Reason	Records not Reasonably Described	Improper Request for Other Reasons	Not Agency Record	Duplicate Request or Appeal	Request in Litigation	Appeal Based Solely on Denial of Request for Expedited Processing	Other *Explain in chart below
FOIA/PA Appeals	2	0	1	0	0	0	0	0	18	0	30
OIG	0	0	0	0	0	0	0	0	0	0	2
AGENCY OVERALL	2	0	1	0	0	0	0	0	18	0	32

**VI.C.(3). REASONS FOR DENIAL ON APPEAL -- "OTHER" REASONS**

Agency / Component	Description of "Other" Reasons for Denial on Appeal from Chart C(2)	Number of Times "Other" Reason Was Relied Upon	TOTAL
FOIA/PA Appeals	Adequate search conducted	7	30
	Improper Appeal	5	
	Appeal withdrawn	1	
	Unable to locate or contact requester	2	
	Moot	15	
OIG	Improper Appeal	2	2
AGENCY OVERALL			32

**VI.C.(4). RESPONSE TIME FOR ADMINISTRATIVE APPEALS**

Agency / Component	Median Number of Days	Average Number of Days	Lowest Number of Days	Highest Number of Days
FOIA/PA Appeals	516.00	548.00	1.00	1,763.00
OIG	15.00	15.00	5.00	26.00
AGENCY OVERALL	266.00	282.00	1.00	1,763.00

**VI.C.(5). TEN OLDEST PENDING ADMINISTRATIVE APPEALS**

Agency / Component		10th Oldest Appeal	9th	8th	7th	6th	5th	4th	3rd	2nd	Oldest Appeal
FOIA/PA Appeals	Date of Appeal	2014-07-30	2014-07-14	2014-07-07	2014-06-17	2014-06-17	2014-05-13	2014-04-18	2014-03-25	2014-03-20	2013-10-23
	Number of Days Pending	1048	1060	1065	1078	1078	1102	1119	1137	1140	1240
OIG	Date of Appeal	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A
	Number of Days Pending	0	0	0	0	0	0	0	0	0	0
AGENCY OVERALL	Date of Appeal	2014-07-30	2014-07-14	2014-07-07	2014-06-17	2014-06-17	2014-05-13	2014-04-18	2014-03-25	2014-03-20	2013-10-23
	Number of Days Pending	1048	1060	1065	1078	1078	1102	1119	1137	1140	1240

**VII.A. FOIA REQUESTS -- RESPONSE TIME FOR ALL PROCESSED PERFECTED REQUESTS**

Agency / Component	SIMPLE				COMPLEX				EXPEDITED PROCESSING			
	Median Number of Days	Average Number of Days	Lowest Number of Days	Highest Number of Days	Median Number of Days	Average Number of Days	Lowest Number of Days	Highest Number of Days	Median Number of Days	Average Number of Days	Lowest Number of Days	Highest Number of Days
BIA	2	3	<1	24	15	43	<1	1243	30	30	20	40
BLM	6	11	<1	70	35	99	<1	1146	46	78	1	334
BOEM	8	7	4	9	9	58	1	668	99	99	<1	99
BOR	1	1	<1	3	15	23	<1	343	13	13	7	19
BSEE	3	3	<1	8	14	42	<1	995	N/A	N/A	N/A	N/A
FWS	3	17	<1	168	43	92	<1	894	16	60	11	211
NPS	5	13	<1	240	21	58	<1	777	27	74	<1	254
OIG	N/A	N/A	N/A	N/A	21	49	<1	481	N/A	N/A	N/A	N/A
OS	9	34	<1	221	120	165	<1	821	66	66	5	126
OSMRE	N/A	N/A	N/A	N/A	28	70	<1	901	N/A	N/A	N/A	N/A
SOL	5	13	1	133	60	133	1	1281	N/A	N/A	N/A	N/A
USGS	1	1	<1	3	26	75	<1	897	N/A	N/A	N/A	N/A
AGENCY OVERALL	4	15	<1	240	25	74	<1	1281	27	63	<1	334

**VII.B. PROCESSED REQUESTS -- RESPONSE TIME FOR PERFECTED REQUESTS IN WHICH INFORMATION WAS GRANTED**

Agency / Component	SIMPLE				COMPLEX				EXPEDITED PROCESSING			
	Median Number of Days	Average Number of Days	Lowest Number of Days	Highest Number of Days	Median Number of Days	Average Number of Days	Lowest Number of Days	Highest Number of Days	Median Number of Days	Average Number of Days	Lowest Number of Days	Highest Number of Days
BIA	1	2	<1	6	14	40	<1	1243	30	30	20	40
BLM	6	12	<1	70	43	107	<1	1146	35	80	1	334
BOEM	8	7	4	9	26	93	1	668	99	99	<1	99
BOR	1	1	<1	3	18	27	<1	343	13	13	7	19
BSEE	2	3	<1	6	21	58	1	995	N/A	N/A	N/A	N/A
FWS	2	19	<1	168	55	105	<1	894	32	72	11	211
NPS	7	14	<1	177	25	64	<1	777	32	80	<1	254
OIG	N/A	N/A	N/A	N/A	31	73	<1	481	N/A	N/A	N/A	N/A
OS	16	38	<1	221	130	168	<1	821	126	126	126	126
OSMRE	N/A	N/A	N/A	N/A	34	70	<1	378	N/A	N/A	N/A	N/A
SOL	5	7	1	28	103	169	1	1281	N/A	N/A	N/A	N/A
USGS	1	1	1	1	46	99	<1	897	N/A	N/A	N/A	N/A
AGENCY OVERALL	5	17	<1	221	29	82	<1	1281	33	69	<1	334

**VII.C. PROCESSED SIMPLE REQUESTS -- RESPONSE TIME IN DAY INCREMENTS**

Agency / Component	<1-20 Days	21-40 Days	41-60 Days	61-80 Days	81-100 Days	101-120 Days	121-140 Days	141-160 Days	161-180 Days	181-200 Days	201-300 Days	301-400 Days	401+ Days	TOTAL
BIA	30	1	0	0	0	0	0	0	0	0	0	0	0	31
BLM	34	2	0	2	0	0	0	0	0	0	0	0	0	38
BOEM	19	0	0	0	0	0	0	0	0	0	0	0	0	19
BOR	8	0	0	0	0	0	0	0	0	0	0	0	0	8
BSEE	26	0	0	0	0	0	0	0	0	0	0	0	0	26
FWS	27	3	0	1	1	0	0	0	1	0	0	0	0	33
NPS	153	21	3	4	1	1	0	0	1	0	1	0	0	185
OIG	0	0	0	0	0	0	0	0	0	0	0	0	0	0
OS	70	12	7	6	1	1	3	2	1	1	2	0	0	106
OSMRE	0	0	0	0	0	0	0	0	0	0	0	0	0	0
SOL	54	5	1	0	0	0	2	0	0	0	0	0	0	62
USGS	5	0	0	0	0	0	0	0	0	0	0	0	0	5
AGENCY OVERALL	426	44	11	13	3	2	5	2	3	1	3	0	0	513

**VII.C. PROCESSED COMPLEX REQUESTS -- RESPONSE TIME IN DAY INCREMENTS**

Agency / Component	<1-20 Days	21-40 Days	41-60 Days	61-80 Days	81-100 Days	101-120 Days	121-140 Days	141-160 Days	161-180 Days	181-200 Days	201-300 Days	301-400 Days	401+ Days	TOTAL
BIA	709	201	82	41	22	17	16	8	8	5	33	17	23	1,182
BLM	270	111	52	42	39	12	25	21	21	3	59	47	85	787
BOEM	79	22	4	1	0	2	2	1	1	2	4	6	2	126
BOR	130	36	12	5	2	1	0	1	0	0	1	1	0	189
BSEE	133	32	12	10	6	2	3	3	3	0	1	6	1	212
FWS	276	161	87	61	48	27	39	24	17	22	59	36	36	893
NPS	417	128	66	43	36	32	26	23	19	11	39	10	15	865
OIG	124	57	28	14	6	5	2	4	0	0	9	6	2	257
OS	123	39	31	21	31	25	13	18	16	19	58	39	49	482
OSMRE	50	21	13	8	2	1	1	2	2	0	3	4	13	120
SOL	47	18	16	10	5	6	4	6	1	3	21	7	13	157
USGS	76	28	17	3	6	6	8	2	4	3	15	4	1	173
AGENCY OVERALL	2,434	854	420	259	203	136	139	113	92	68	302	183	240	5,443



**VII.C. PROCESSED REQUESTS GRANTED EXPEDITED PROCESSING -- RESPONSE TIME IN DAY INCREMENTS**

Agency / Component	<1-20 Days	21-40 Days	41-60 Days	61-80 Days	81-100 Days	101-120 Days	121-140 Days	141-160 Days	161-180 Days	181-200 Days	201-300 Days	301-400 Days	401+ Days	TOTAL
BIA	1	1	0	0	0	0	0	0	0	0	0	0	1	3
BLM	2	2	1	1	1	0	0	0	0	0	0	0	1	8
BOEM	1	0	0	0	0	0	0	0	0	0	0	0	0	1
BOR	2	1	0	0	0	0	0	0	0	0	0	0	0	3
BSEE	0	0	0	0	0	0	0	0	0	0	0	0	0	0
FWS	3	0	1	0	0	0	0	0	0	0	1	0	0	5
NPS	5	2	1	0	1	0	0	1	0	0	2	0	0	12
OIG	0	0	0	0	0	0	0	0	0	0	0	0	0	0
OS	1	0	0	0	0	0	1	0	0	0	0	0	0	2
OSMRE	0	0	0	0	0	0	0	0	0	0	0	0	0	0
SOL	0	0	0	0	0	0	0	0	0	0	0	0	0	0
USGS	0	0	0	0	0	0	0	0	0	0	0	0	0	0
AGENCY OVERALL	15	6	3	1	2	0	1	1	0	0	3	1	1	34

**VII.D. PENDING REQUESTS -- ALL PENDING PERFECTED REQUESTS**

Agency / Component	SIMPLE			COMPLEX			EXPEDITED PROCESSING		
	Number Pending	Median Number of Days	Average Number of Days	Number Pending	Median Number of Days	Average Number of Days	Number Pending	Median Number of Days	Average Number of Days
BIA	0	N/A	N/A	290	72	160	2	262	262
BLM	4	45	55	812	235	269	13	142	232
BOEM	0	N/A	N/A	39	119	163	0	N/A	N/A
BOR	0	N/A	N/A	35	25	71	0	N/A	N/A
BSEE	0	N/A	N/A	29	97	171	0	N/A	N/A
FWS	1	19	19	523	163	226	1	16	16
NPS	38	108	150	680	98	165	7	250	245
OIG	0	N/A	N/A	26	24	65	0	N/A	N/A
OS	22	79	77	1735	315	303	27	517	481
OSMRE	0	N/A	N/A	88	296	304	0	N/A	N/A
SOL	10	56	101	150	187	254	1	404	404
USGS	0	N/A	N/A	55	81	127	0	N/A	N/A
AGENCY OVERALL	75	86	115	4462	205	248	51	454	366

**VII.E. PENDING REQUESTS -- TEN OLDEST PENDING PERFECTED REQUESTS**

Agency / Component		10th Oldest Request	9th	8th	7th	6th	5th	4th	3rd	2nd	Oldest Request
BIA	Date of Receipt	2016-08-19	2016-08-09	2016-08-03	2016-07-28	2016-07-11	2016-06-08	2016-05-24	2016-05-06	2016-03-17	2016-01-12
	Number of Days Pending	778	786	790	794	807	829	839	851	887	932
BLM	Date of Receipt	2016-02-02	2016-02-02	2016-02-02	2016-01-13	2015-10-14	2015-10-06	2015-08-11	2015-07-13	2015-07-10	2015-07-09
	Number of Days Pending	918	918	918	931	992	997	1036	1057	1058	1059
BOEM	Date of Receipt	2018-08-06	2018-06-12	2018-03-27	2018-03-16	2018-03-05	2018-03-01	2018-01-25	2018-01-12	2018-01-10	2017-08-16
	Number of Days Pending	287	325	379	386	395	397	421	429	431	530
BOR	Date of Receipt	2019-07-05	2019-06-28	2019-06-19	2019-06-19	2019-06-13	2019-05-28	2019-04-01	2018-09-13	2018-08-14	2015-12-03
	Number of Days Pending	60	64	71	71	75	87	127	260	281	958
BSEE	Date of Receipt	2018-11-08	2018-06-19	2018-03-19	2018-02-23	2018-02-23	2018-02-23	2018-01-31	2018-01-19	2018-01-18	2017-08-28
	Number of Days Pending	221	320	385	401	401	401	417	425	426	522
FWS	Date of Receipt	2016-07-11	2016-06-10	2016-05-24	2016-04-13	2016-03-29	2016-03-25	2016-03-25	2016-03-25	2016-03-25	2015-04-27
	Number of Days Pending	807	827	839	868	879	881	881	881	881	1110
NPS	Date of Receipt	2016-05-05	2016-05-03	2016-03-09	2016-01-19	2015-11-24	2015-11-20	2015-06-08	2015-05-26	2015-05-11	2015-02-20
	Number of Days Pending	852	854	893	928	964	966	1081	1090	1100	1156
OIG	Date of Receipt	2019-07-15	2019-06-14	2019-06-07	2019-04-02	2019-02-12	2018-12-21	2018-12-21	2018-12-21	2018-12-21	2018-12-21
	Number of Days Pending	54	74	79	126	160	193	193	193	193	193
OS	Date of Receipt	2017-02-13	2017-01-31	2017-01-26	2017-01-23	2017-01-23	2016-12-16	2016-12-16	2016-12-09	2016-11-14	2015-06-08
	Number of Days Pending	659	668	671	674	674	697	697	702	720	1081

OSMRE	Date of Receipt	2017-06-23	2017-06-19	2017-06-02	2017-05-25	2017-05-19	2017-05-12	2017-05-03	2017-04-12	2017-01-26	2015-03-27
	Number of Days Pending	567	571	582	587	591	596	603	618	671	1131
SOL	Date of Receipt	2017-04-28	2017-04-12	2017-03-10	2017-03-03	2017-03-02	2017-01-17	2016-11-21	2016-11-21	2016-08-11	2016-07-22
	Number of Days Pending	606	618	641	646	647	678	715	715	784	798
USGS	Date of Receipt	2018-12-09	2018-12-04	2018-11-23	2018-10-10	2018-04-13	2018-04-12	2018-04-11	2018-03-16	2016-04-21	2016-04-13
	Number of Days Pending	202	205	212	242	366	367	368	386	862	868
AGENCY OVERALL	Date of Receipt	2015-07-13	2015-07-10	2015-07-09	2015-06-08	2015-06-08	2015-05-26	2015-05-11	2015-04-27	2015-03-27	2015-02-20
	Number of Days Pending	1057	1058	1059	1081	1081	1090	1100	1110	1131	1156

**VIII.A. REQUESTS FOR EXPEDITED PROCESSING**

Agency / Component	Number Granted	Number Denied	Median Number of Days to Adjudicate	Average Number of Days to Adjudicate	Number Adjudicated Within Ten Calendar Days
BIA	3	5	2	4	8
BLM	8	3	1	4	9
BOEM	1	8	6	6	8
BOR	3	4	1	3	7
BSEE	0	2	14	14	0
FWS	5	10	1	11	13
NPS	12	6	0	2	18
OIG	0	40	0	0	40
OS	2	23	6	15	16
OSMRE	0	0	N/A	N/A	0
SOL	0	0	N/A	N/A	0
USGS	0	6	1	1	6
AGENCY OVERALL	34	107	1	5	125

**VIII.B. REQUESTS FOR FEE WAIVER**

Agency / Component	Number Granted	Number Denied	Median Number of Days to Adjudicate	Average Number of Days to Adjudicate
BIA	9	14	2	15
BLM	209	3	0	3
BOEM	10	1	4	6
BOR	25	1	1	2
BSEE	6	0	2	4
FWS	270	0	1	9
NPS	41	4	0	1
OIG	63	18	0	0
OS	0	1	1	1
OSMRE	3	0	0	0
SOL	23	7	0	0
USGS	89	1	0	0
AGENCY OVERALL	748	50	0	4

**IX. FOIA PERSONNEL AND COSTS**

Agency / Component	PERSONNEL			COSTS		
	Number of "Full-Time FOIA Employees"	Number of "Equivalent Full-Time FOIA Employees"	Total Number of "Full-Time FOIA Staff"	Processing Costs	Litigation-Related Costs	Total Costs
BIA	4	13.4	17.4	\$1,507,145.91	\$11,703.31	\$1,518,849.22
BLM	19	5.5	24.5	\$2,907,682.80	\$67,000.00	\$2,974,682.80
BOEM	2	3.04	5.04	\$508,246.79	\$0.00	\$508,246.79
BOR	9	4	13	\$612,577.06	\$0.00	\$612,577.06
BSEE	2	4.65	6.65	\$611,761.80	\$0.00	\$611,761.80
FWS	16	15	31	\$1,462,531.70	\$479,700.00	\$1,942,231.70
NPS	4	3.2	7.2	\$687,079.41	\$0.00	\$687,079.41
OIG	6	1	7	\$629,954.00	\$0.00	\$629,954.00
OS	9	1.5	10.5	\$1,590,918.32	\$0.00	\$1,590,918.32
OSMRE	2	0.75	2.75	\$287,611.25	\$62,895.00	\$350,506.25
SOL	7	8.9	15.9	\$1,885,415.08	\$1,869,872.45	\$3,755,287.53
USGS	6	0.25	6.25	\$645,278.20	\$5,559.00	\$650,837.20
FOIA/PA Appeals	3	3	6	\$500,000.00	\$15,000.00	\$515,000.00
AGENCY OVERALL	89	64.19	153.19	\$13,836,202.32	\$2,511,729.76	\$16,347,932.08

**X. FEES COLLECTED FOR PROCESSING REQUESTS**

Agency / Component	Total Amount of Fees Collected	Percentage of Total Costs
BIA	\$7,801.24	0.52%
BLM	\$3,028.37	0.10%
BOEM	\$0.00	0.00%
BOR	\$683.41	0.11%
BSEE	\$1,580.00	0.26%
FWS	\$2,382.45	0.16%
NPS	\$1,502.15	0.22%
OIG	\$0.00	0.00%
OS	\$105.00	0.01%
OSMRE	\$0.00	0.00%
SOL	\$0.00	0.00%
USGS	\$1,842.00	0.29%
AGENCY OVERALL	\$18,924.62	0.14%



**XI.A. NUMBER OF TIMES SUBSECTION (C) USED**

Agency / Component	Number of Times Subsection Used
BIA	0
BLM	0
BOEM	0
BOR	0
BSEE	0
FWS	0
NPS	0
OIG	0
OS	0
OSMRE	0
SOL	0
USGS	0
FOIA/PA Appeals	0
AGENCY OVERALL	0

**XI.B. NUMBER OF SUBSECTION (A)(2) POSTINGS**

Agency / Component	Number of Records Posted by the FOIA Office	Number of Records Posted by Program Offices
BIA	0	0
BLM	0	0
BOEM	0	2,878
BOR	0	10
BSEE	2	286
FWS	0	0
NPS	0	0
OIG	115	0
OS	0	1
OSMRE	0	0
SOL	0	2
USGS	0	4,981
AGENCY OVERALL	117	8,158

*These numbers are approximate.*

**XII.A. BACKLOGS OF FOIA REQUESTS AND ADMINISTRATIVE APPEALS**

Agency / Component	Number of Backlogged Requests as of End of Fiscal Year	Number of Backlogged Appeals as of End of Fiscal Year
BIA	213	N/A
BLM	758	N/A
BOEM	28	N/A
BOR	20	N/A
BSEE	21	N/A
FWS	449	N/A
NPS	619	N/A
OIG	15	0
OS	1,718	N/A
OSMRE	86	N/A
SOL	149	N/A
USGS	40	N/A
FOIA/PA Appeals	0	424
AGENCY OVERALL	4,116	424

**XII.B. CONSULTATIONS ON FOIA REQUESTS -- RECEIVED, PROCESSED, AND PENDING CONSULTATIONS**

Agency / Component	Number of Consultations Received from Other Agencies that were <u>Pending</u> at the Agency as of <u>Start</u> of the Fiscal Year	Number of Consultations <u>Received</u> from Other Agencies During the Fiscal Year	Number of Consultations Received from Other Agencies that were <u>Processed</u> by the Agency During the Fiscal Year	Number of Consultations Received from Other Agencies that were <u>Pending</u> at the Agency as of <u>End</u> of the Fiscal Year
BIA	0	8	8	0
BLM	0	0	0	0
BOEM	0	13	13	0
BOR	0	0	0	0
BSEE	0	0	0	0
FWS	1	34	22	13
NPS	0	0	0	0
OIG	0	0	0	0
OS	1	90	81	10
OSMRE	0	0	0	0
SOL	0	0	0	0
USGS	1	33	34	0
AGENCY OVERALL	3	178	158	23

*After reviewing its database, DOI adjusted the number of consultations that were pending for BSEE as of the start of the fiscal year.*



	Number of Days	0	0	0	0	0	0	0	0	0	0
AGENCY OVERALL	Date	2019-08-11	2019-08-01	2019-05-24	2019-04-24	2019-04-16	2019-03-14	2019-03-05	2018-11-26	2018-11-08	2018-10-12
	Number of Days	34	41	88	110	116	139	146	211	221	240

**XII.D.(1). COMPARISON OF NUMBERS OF REQUESTS FROM PREVIOUS AND CURRENT ANNUAL REPORT -- REQUESTS RECEIVED AND PROCESSED**

Agency / Component	NUMBER OF REQUESTS <u>RECEIVED</u>		NUMBER OF REQUESTS <u>PROCESSED</u>	
	Number Received During Fiscal Year from Last Year's Annual Report	Number Received During Fiscal Year from Current Annual Report	Number Processed During Fiscal Year from Last Year's Annual Report	Number Processed During Fiscal Year from Current Annual Report
BIA	1,756	1,408	1,736	1,364
BLM	1,150	1,058	878	904
BOEM	197	192	185	184
BOR	238	257	254	229
BSEE	276	247	270	249
FWS	1,103	1,081	993	1,004
NPS	1,129	1,527	1,072	1,157
OIG	307	272	317	264
OS	1,597	1,269	748	840
OSMRE	175	148	159	126
SOL	259	286	193	246
USGS	215	228	196	215
AGENCY OVERALL	8,402	7,973	7,001	6,782

**XII.D.(2). COMPARISON OF NUMBERS OF REQUESTS FROM PREVIOUS AND CURRENT ANNUAL REPORT -- BACKLOGGED REQUESTS**

Agency / Component	Number of Backlogged Requests as of End of the Fiscal Year from Previous Annual Report	Number of Backlogged Requests as of End of the Fiscal Year from Current Annual Report
BIA	196	213
BLM	656	758
BOEM	27	28
BOR	7	20
BSEE	25	21
FWS	397	449
NPS	313	619
OIG	17	15
OS	1,326	1,718
OSMRE	82	86
SOL	109	149
USGS	36	40
AGENCY OVERALL	3,191	4,116



**XII.E.(1). COMPARISON OF NUMBERS OF ADMINISTRATIVE APPEALS FROM PREVIOUS AND CURRENT ANNUAL REPORT -- APPEALS RECEIVED AND PROCESSED**

Agency / Component	NUMBER OF APPEALS <u>RECEIVED</u>		NUMBER OF APPEALS <u>PROCESSED</u>	
	Number Received During Fiscal Year from Last Year's Annual Report	Number Received During Fiscal Year from Current Annual Report	Number Processed During Fiscal Year from Last Year's Annual Report	Number Processed During Fiscal Year from Current Annual Report
FOIA/PA Appeals	197	159	236	105
OIG	7	9	5	11
AGENCY OVERALL	204	168	241	116

**XII.E.(2). COMPARISON OF NUMBERS OF ADMINISTRATIVE APPEALS FROM PREVIOUS AND CURRENT ANNUAL REPORT -- BACKLOGGED APPEALS**

Agency / Component	Number of Backlogged Appeals as of End of the Fiscal Year from Previous Annual Report	Number of Backlogged Appeals as of End of the Fiscal Year from Current Annual Report
FOIA/PA Appeals	364	424
OIG	2	0
AGENCY OVERALL	366	424

