This is in response to Freedom of Information Act Request (FOIA) dated November 14, 2006, (Request No. NPS-2007-00194) seeking a copy of the National Park Service’s FOIA Annual Reports from 1996 to the present.

Please find enclosed, copies of the FOIA Annual Report for Fiscal Years 1996 through 2005. The National Park Service’s report for Fiscal Year 2006 is still in draft, therefore, we are withholding records under Exemption 5 of the FOIA, 5 U.S.C. 552 (b)(5) the deliberative process privilege, which allows a Federal agency to withhold privileged draft documents which are, or may be, a part of an active and/or ongoing decision making process. This privilege serves to protect against the premature or inadvertent disclosure of any preliminary or proposed policies and corresponding internal discussions prior to final agency action.

You have the right to appeal this partial denial by writing to the Freedom of Information Act Appeals Officer, U.S. Department of the Interior, 1849 C Street, NW, MS-6556, MIB, Washington, D.C. 20240. Your appeal must be in writing and received no later than 30 workdays after the date of this letter (Saturday, Sunday, public holidays excepted). A copy of your original request and this letter should accompany the appeal as well as a brief statement of the reasons why you believe this initial decision to be in error. The appeal should be marked “FREEDOM OF INFORMATION APPEAL” both on the envelope and the face of the letter.

In working on this response, I consulted with Mr. Jason Waanders, Attorney Advisor, Division of Parks & Wildlife, Office of the Solicitor, Department of the Interior.
If you have any questions concerning this response, please contact Diane Cooke, FOIA Officer at 202/354-1925.

Sincerely,

\[signature\]

Diane M. Cooke  
FOIA Officer  
NPS Headquarters

Enclosure
1. Requests received.

845

2. Denials and noncompliances.

242

a. Number of requests fully or partially denied:  

b. Number of times each exemption under Subsection 552(b) was invoked in making the denial:

<table>
<thead>
<tr>
<th>Exemption</th>
<th>Times invoked</th>
</tr>
</thead>
<tbody>
<tr>
<td>1</td>
<td>0</td>
</tr>
<tr>
<td>2</td>
<td>10</td>
</tr>
<tr>
<td>3</td>
<td>1</td>
</tr>
<tr>
<td>4</td>
<td>48</td>
</tr>
<tr>
<td>5</td>
<td>46</td>
</tr>
<tr>
<td>6</td>
<td>105</td>
</tr>
<tr>
<td>7</td>
<td>32</td>
</tr>
<tr>
<td>8</td>
<td>0</td>
</tr>
<tr>
<td>9</td>
<td>0</td>
</tr>
</tbody>
</table>
*In some cases, more than one exemption may be cited in denying a single request.

c. List of statutes invoked under the use of exemption 3:

Cave Protection Act

d. List of names and titles of officials denying records and the number of instances for each official:*  

<table>
<thead>
<tr>
<th>Name</th>
<th>Title</th>
<th>No. of Instances</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td></td>
<td>LIST ATTACHED</td>
</tr>
</tbody>
</table>

e. Number of requests not fully complied with (Other authority):

(1) Requester's failure to adequately identify records. 23

(2) Refusal to pay fees. 17

(3) Nonpossession of records by DOI. (Records do not exist) 72

(4) Referred to another agency. 49

*For the purposes of the Annual Report, only list those officials actually responsible for the denial--do not include everyone consulted during the review process.
(5) Request withdrawn. 9
(6) Request referred to another bureau. 11
(7) Requested information previously furnished. 27
(8) Other (explain). 1

An appeal returned with directive to respond to Appellant

3. **Fees.**

Total amount of fees collected from the public. $5,393.55

4. **Costs.**

Total cost to administer the FOIA. $357,205.74

5. **Number of time extensions taken and the reason for each.**

a. The need to search for and collect the requested records from another source. 69

b. The need to search for, collect, and examine a voluminous amount of records. 53

c. Consultation with another agency, or other components in DOI. 26

6. **Availability of records.**

List new categories of records, or segregable portions thereof, now being released. N/A

7. **FOIA training.**

List any FOIA training provided to bureau/office employees during CY 1995, i.e., date and location of training.
<table>
<thead>
<tr>
<th>Name and Title</th>
<th>No. of Instances</th>
</tr>
</thead>
<tbody>
<tr>
<td>Robert Barbee, Field Director, Alaska Field Area</td>
<td>1</td>
</tr>
<tr>
<td>Richard DeClerck, Attorney Advisor, Portland Regional Office, SOL</td>
<td>1</td>
</tr>
<tr>
<td>Charles P. Clapper, Director, Denver Service Center</td>
<td>43</td>
</tr>
<tr>
<td>William A. Perry, Attorney Advisor, Denver Regional Office, SOL</td>
<td>48</td>
</tr>
<tr>
<td>Gerald O’Nan, Attorney Advisor, Denver Regional Office, SOL</td>
<td>43</td>
</tr>
<tr>
<td>David Wright, Manager, Harper Ferry Center</td>
<td>1</td>
</tr>
<tr>
<td>Alton Woods, Attorney Advisor, Division of General Law, SOL</td>
<td>1</td>
</tr>
<tr>
<td>John E. Cook, Director, Intermountain Field Area</td>
<td>33</td>
</tr>
<tr>
<td>William W. Schenk, Field Director, Midwest Field Area (FNP)</td>
<td>7</td>
</tr>
<tr>
<td>Edward D. Carlin, Acting Field Director, Midwest Field Area (FNP)</td>
<td>1</td>
</tr>
<tr>
<td>Catherine A. Damon, Acting Field Director, Midwest Field Area (FNP)</td>
<td>1</td>
</tr>
<tr>
<td>David N. Given, Acting Field Director, Midwest Field Area (FNP)</td>
<td>5</td>
</tr>
<tr>
<td>Alan M. Hutchings, Acting Field Director, Midwest Field Area (FNP)</td>
<td>1</td>
</tr>
</tbody>
</table>
Robert Stanton, Field Director, National Capital Area

Randolph Myers, Attorney Advisor, Division of Conservation and Wildlife, SOL

Josefa O'Malley, Attorney Advisor, Division of Conservation and Wildlife, SOL

Terry Carlstrom, Acting Field Director, National Capital Area

Joseph Lawler, Acting Field Director, National Capital Area

John Parsons, Acting Field Director, National Capital Area

Richard Powers, Acting Field Director, National Capital Area

Marie Rust, Field Director, Northeast Field Area

Anthony Conte, Regional Solicitor, Boston, SOL

Stanley Albright, Field Director, Pacificwest Field Area

Bill Silver, Field Solicitor, Pacificwest Field Area

Bill Back, Field Solicitor, Pacificwest Field Area

Bob Baker, Field Director, Southeast Field Area

Jerry Belson, Acting Field Director, Southeast Field Area

Patricia Hooks, Attorney Advisor, Southeast Field Area
Sean Skaggs, Attorney Advisor, Southeast Field Area

John Harrington, Attorney Advisor, Southeast Field Area

Delores Young, Attorney Advisor, Southeast Field Area

Roger Kennedy, Director, FNP

Dennis Galvin, Acting Director, FNP

Debra Hecox, Attorney Advisor, Division of Conservation and Wildlife, SOL
DEPARTMENT OF THE INTERIOR

Freedom of Information Act 1997 Annual Report
(January 1 - September 30, 1997)

Bureau/Office: National Park Service
Reporting Official: Doris R. Lowery
Telephone No.: 202/208-6328
Date: 12/19/1997

1. Requests received: 732

2. Denials and noncompliances:
   a. Number of requests fully or partially denied: 183
   b. Number of times each exemption under Subsection 552(b) was invoked in making the denial:*

<table>
<thead>
<tr>
<th>Exemption</th>
<th>Times invoked</th>
</tr>
</thead>
<tbody>
<tr>
<td>1</td>
<td>0</td>
</tr>
<tr>
<td>2</td>
<td>15</td>
</tr>
<tr>
<td>3</td>
<td>3</td>
</tr>
<tr>
<td>4</td>
<td>23</td>
</tr>
<tr>
<td>5</td>
<td>33</td>
</tr>
<tr>
<td>6</td>
<td>84</td>
</tr>
<tr>
<td>7</td>
<td>25</td>
</tr>
<tr>
<td>8</td>
<td>0</td>
</tr>
<tr>
<td>9</td>
<td>0</td>
</tr>
</tbody>
</table>

*In some cases, more than one exemption may be cited in denying a single request.
(5) Request withdrawn.  

(6) Request referred to another bureau.  

(7) Requested information previously furnished.  

(8) Other (explain).  

<p>| | |</p>
<table>
<thead>
<tr>
<th></th>
<th></th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td>14</td>
</tr>
<tr>
<td></td>
<td>15</td>
</tr>
<tr>
<td></td>
<td>13</td>
</tr>
<tr>
<td></td>
<td>0</td>
</tr>
</tbody>
</table>

3. **Fees.**

   Total amount of fees collected from the public.  
   $9,840.28

4. **Costs.**

   Total cost to administer the FOIA.  
   $207,055.58

5. **Number of time extensions taken and the reason for each.**

   a. The need to search for and collect the requested records from another source.  
      73
   
   b. The need to search for, collect, and examine a voluminous amount of records.  
      33
   
   c. Consultation with another agency, or other components in DOI.  
      25

6. **Availability of records.**

   List new categories of records, or segre­gable portions thereof, now being released.  
   N/A

7. **FOIA training.**

   List any FOIA training provided to bureau/office employees during CY 1997, i.e., date and location of training.
   
   June 10th and 11th (Phila., PA)
   June 25th and 26th (Lowell Nat. Hist. Park)
   NPS-Intermountain Region July 9th and 10th (Grand Junction, Colorado)
   NPS-Intermountain Region September 3rd and 4th (Albuquerque, New Mexico)
c. List of statutes invoked under the use of exemption 3:

Defense Authorization Act

---

d. List of names and titles of officials denying records and the number of instances for each official:

<table>
<thead>
<tr>
<th>Name</th>
<th>Title</th>
<th>No. of Instances</th>
</tr>
</thead>
<tbody>
<tr>
<td>LIST ATTACHED</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

---

e. Number of requests not fully complied with (Other authority):

<table>
<thead>
<tr>
<th>(1) Requester's failure to adequately identify records.</th>
<th>11</th>
</tr>
</thead>
<tbody>
<tr>
<td>(2) Refusal to pay fees.</td>
<td>11</td>
</tr>
<tr>
<td>(3) Nonpossession of records by DOI. (Records do not exist)</td>
<td>59</td>
</tr>
<tr>
<td>(4) Referred to another agency.</td>
<td>16</td>
</tr>
</tbody>
</table>

---

*For the purposes of the Annual Report, only list those officials actually responsible for the denial--do not include everyone consulted during the review process.
<table>
<thead>
<tr>
<th>Name and Title</th>
<th>No. of Instances</th>
</tr>
</thead>
<tbody>
<tr>
<td>Charles P. Clapper, Regional Director, Denver Service Center</td>
<td>5</td>
</tr>
<tr>
<td>G. Roger Evans, Acting Director, Denver Service</td>
<td>7</td>
</tr>
<tr>
<td>William A. Perry, Regional Solicitor’s</td>
<td>12</td>
</tr>
<tr>
<td>John Cook, Regional Director, Intermountain Regional Office</td>
<td>46</td>
</tr>
<tr>
<td>Gerald O’Nan, Asst. Regional Solicitor</td>
<td>46</td>
</tr>
<tr>
<td>William Schenk, Regional Director, Midwest Regional Office</td>
<td>12</td>
</tr>
<tr>
<td>David Given, Acting Regional Director, Midwest Regional Office</td>
<td>4</td>
</tr>
<tr>
<td>Florence Six, Acting Regional Director, Midwest Regional Office</td>
<td>3</td>
</tr>
<tr>
<td>Catherine Damon, Acting Regional Director, Midwest Regional Office</td>
<td>1</td>
</tr>
<tr>
<td>James Loach, Acting Regional Director, Midwest Regional Office</td>
<td>1</td>
</tr>
<tr>
<td>Constance M. Lemos, FOIA Coordinator, Badlands NP,</td>
<td>1</td>
</tr>
<tr>
<td>William A. Perry, Attorney Advisor, Office of the Solicitor</td>
<td>22</td>
</tr>
<tr>
<td>Richard E. Powers, Acting Regional Director, National Capital Region</td>
<td>1</td>
</tr>
<tr>
<td>Joseph Lawler, Acting Regional Director, National Capital Region</td>
<td>22</td>
</tr>
<tr>
<td>Gentry Davis, Superintendent, National Capital Parks-East</td>
<td>1</td>
</tr>
<tr>
<td>Terry R. Carlstrom, Regional Director</td>
<td>6</td>
</tr>
<tr>
<td>Randy Myers Randolph, Attorney Advisor, Office of the Solicitor</td>
<td>30</td>
</tr>
<tr>
<td>Marie Rust, Regional Director, Northeast Region</td>
<td>13</td>
</tr>
<tr>
<td>Anthony Conte, Attorney Advisor, Office of the Solicitor</td>
<td>13</td>
</tr>
</tbody>
</table>
Holly Bundock, Acting Regional Director, Pacific West Region
51
Bill Silver, Attorney Advisor, Office of the Solicitor
7
Bill Back, Attorney Advisor, Office of the Solicitor
4
Ralph Minhan, Attorney Advisor, Office of the Solicitor
40

Jerry Belson, Regional Director, Southeast Region
5
Delores Young, Attorney Advisor, Office of the Solicitor
4
John Harrington, Assistant Regional Solicitor
1

Roger Kennedy, Director of the National Park Service
2
Denis Galvin, Acting Director of the National Park Service
3
Debra Hecox, Attorney Advisor, Office of the Solicitor
2
Barry Roth, Attorney Advisor, Office of the Solicitor
2
Carla Matix, Attorney Advisor, Office of the Solicitor
1
October 1, 1997 - September 30, 1998

Bureau/Office National Park Service
Reporting Official Doris Lowery
Telephone No. 202/208-6328
Date 01/21/99

I & II. (To be completed by the Department)

III. Definitions of Terms and Acronyms Used in the Report

A. Bureau - specific acronyms or other terms included in each report.
   (To be completed by the bureau if appropriate)

B. Basic terms, expressed in common terminology.

1. FOIA/PA request – Freedom of Information Act/Privacy Act request. A FOIA request is generally a request for access to records concerning a third party, an organization, or a particular topic of interest. A Privacy Act request is a request for records concerning oneself; such requests are also treated as FOIA requests. (All requests for access to records, regardless of which law is cited by the requester, are included in this report).

2. Initial Request – a request to a federal agency for access to records under the Freedom of Information Act.

3. Appeal – a request to a federal agency asking that it review at a higher administrative level a full denial or partial denial of access to records under the Freedom of Information Act, or any other FOIA determination such as a matter pertaining to fees.

4. Processed Request or Appeal – a request or appeal for which an agency has taken a final action on the request or the appeal in all respects.

5. 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 in each track are processed on a first-in/first-out basis. A requester who has an urgent need for records may request expedited processing (see below).
6. Expedited processing -- an agency will process a FOIA request on an expedited basis when a requester has shown an exceptional need or urgency for the records which warrants prioritization of his or her request over other requests that were made earlier.

7. Simple request -- a FOIA request that an agency using multi-track processing places in its fastest (nonexpedited) track based on the volume and/or simplicity of records requested.

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

9. Grant -- an agency decision to disclose all records in full in response to a FOIA request.

10. Partial grant -- an agency decision to disclose a record in part in response to a FOIA request, deleting information determined to be exempt under one or more of the FOIA’s exemptions; or a decision to disclose some records in their entireties, but to withhold others in whole or in part.

11. Denial -- an agency decision not to release any part of a record or records in response to a FOIA request because all the information in the requested records is determined by the agency to be exempt under one or more of the FOIA’s exemptions, or for some procedural reason (such as because no record is located in response to a FOIA request).

12. Time limits -- the time period in the Freedom of Information Act for an agency to respond to a FOIA request (ordinarily 20 working days from proper receipt of a “perfected” FOIA request).

13. “Perfected” request -- a FOIA request for records which adequately describes the records sought, which has been received by the FOIA office of the agency or agency component in possession of the records, and for which there is no remaining question about the payment of applicable fees.

14. Exemption 3 statute -- a separate federal statute prohibiting the disclosure of a certain type of information and authorizing its withholding under FOIA subsection (b)(3).

15. Median number -- the middle, not average number. For example, 3, 7, and 14, the median number is 7.

16. 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.
IV. Exemption 3 Statutes

1. List of Exemption 3 statutes relied on by bureau during current fiscal year and number of times invoked.

2. Brief description of type(s) of information withheld under each statute.

3. Statement of whether a court has upheld the use of each statute. If so, then cite example (To be completed by SOL)

V. Initial FOIA / PA Access Requests

This should include all access requests, whether first-party or third-party. Only “perfected” requests should be included. A “perfected request” is a FOIA request for records which adequately describes the records sought, which has been received by the FOIA office of the agency or agency component in possession of the records, and for which there is no remaining question about the payment of applicable fees.

A. Numbers of initial requests.

- Even though a requester may ask for several items, e.g., copies of four audit reports, this still only constitutes one request.
- The total of the numbers in lines 1 and 2, minus the number in line 3, should equal the number in line 4.

1. Number of requests pending as of end of preceding fiscal year 34
2. Number of requests received during current fiscal year 731
3. Number of requests processed during current fiscal year 731
4. Number of requests pending as of end of current fiscal year (Enter this number also in line VII.B.1.) 34

B. Disposition of initial requests.

1. Number of total grants 510
2. Number of partial grants 130
3. Number of denials 44

- Even though more than one exemption may be invoked for each denial, it still only constitutes one denial.
- Include fee waiver denials under item 4d, “Fee-related reason”.

3
A "no record" response does not constitute a denial which would be reported under 3--these should be included under 4a, "No records".

a. Number of times each FOIA exemption used (counting each exemption once per request)

<table>
<thead>
<tr>
<th>Exemption</th>
<th>Count</th>
</tr>
</thead>
<tbody>
<tr>
<td>1</td>
<td>2</td>
</tr>
<tr>
<td>2</td>
<td>3</td>
</tr>
<tr>
<td>3</td>
<td>1</td>
</tr>
<tr>
<td>4</td>
<td>21</td>
</tr>
<tr>
<td>5</td>
<td>31</td>
</tr>
<tr>
<td>6</td>
<td>62</td>
</tr>
<tr>
<td>7 (A)</td>
<td>19</td>
</tr>
<tr>
<td>7 (B)</td>
<td>2</td>
</tr>
<tr>
<td>7 (C)</td>
<td>28</td>
</tr>
<tr>
<td>7 (D)</td>
<td>1</td>
</tr>
<tr>
<td>7 (E)</td>
<td>3</td>
</tr>
<tr>
<td>7 (F)</td>
<td>0</td>
</tr>
<tr>
<td>8</td>
<td>0</td>
</tr>
<tr>
<td>9</td>
<td>1</td>
</tr>
<tr>
<td>10</td>
<td>0</td>
</tr>
</tbody>
</table>

b. Other reasons for nondisclosure (total) 68

<table>
<thead>
<tr>
<th>Reason</th>
<th>Count</th>
</tr>
</thead>
<tbody>
<tr>
<td>a. no records</td>
<td>26</td>
</tr>
<tr>
<td>b. referrals</td>
<td>17</td>
</tr>
<tr>
<td>c. request withdrawn</td>
<td>14</td>
</tr>
<tr>
<td>d. fee-related reason</td>
<td>4</td>
</tr>
<tr>
<td>e. records not reasonably described</td>
<td>1</td>
</tr>
<tr>
<td>f. not a proper FOIA request for some other reason</td>
<td>0</td>
</tr>
<tr>
<td>g. not an agency record</td>
<td>0</td>
</tr>
</tbody>
</table>
VI. Appeals of Initial Denials of FOIA/PA Requests (To be completed by the Department.)

This should include all access requests, whether first-party or third-party.

A. Numbers of appeals.

1. Number of appeals received during fiscal year 0

2. Number of appeals processed during fiscal year 0

B. Disposition of appeals.

1. Number completely upheld 0

2. Number partially reversed 0

3. Number completely reversed 0

a. Number of times each FOIA exemption used (counting each exemption once per appeal)

(1) Exemption 1 0

(2) Exemption 2 0

(3) Exemption 3 0

(4) Exemption 4 0

(5) Exemption 5 0

(6) Exemption 6 0

(7) Exemption 7(A) 0

(8) Exemption 7(B) 0

(9) Exemption 7(C) 0

(10) Exemption 7(D) 0

(11) Exemption 7(E) 0
(12) Exemption 7 (F) 0
(13) Exemption 8 0
(14) Exemption 9 0

4. Other reasons for nondisclosure (total)

   a. no records 0
   b. referrals 0
   c. request withdrawn 0
   d. fee-related reason 0
   e. records not reasonably described 0
   f. not a proper FOIA request for some other reason 0
   g. not an agency record 0
   h. duplicate request 0
   i. other (specify) 0

(If a request was denied under the Privacy Act, specify which Privacy Act exemption was used to deny the information.

VII. Compliance with Time Limits/Status of Pending Requests

- Bureaus should count days from the time at which a request is "perfected."

- Bureaus should provide the median number of days under A and B. If the bureau believes that "average time" is a better measure of its performance, it may wish to include that as well.

- **Examples - calculating the median:**

  1) Given 7 requests completed during the fiscal year, aged 10, 25, 35, 65, 75, 80, and 400 days from date for perfection to date of completion, the total number of requests completed during the fiscal year would be 7 and the median age of the completed requests would be 65 days.

  2) Example for calculation of median: If there were 6 pending cases aged 10, 20, 30, 50, 120, and 200 days from date of perfection to date of completion, the total number of requests completed would be 6 and the median age would be 40 days (the average of the
A. Processing time for requests processed during the year.

1. Normal Processing
   a. number of requests processed __731____
   b. median number of days to process ___30____
   c. average number of days to process (optional) ___0____

2. Requests accorded expedited processing.
   a. number of requests processed ___0____
   b. median number of days to process ___0____
   c. average number of days to process (optional) ___0____

(NOTE: DOI does not use multitrack processing at this time.)

B. Status of pending requests.

1. Number of requests pending as of end of FY 98 ___34____
   (Enter this number from Line V.A.4.)

2. Median number of days that such requests were pending as of that date (September 30, 1998) ___14____

3. Average number of days that such requests were pending as of that date (optional) ___0____

VIII. Comparisons with Previous Year(s)

Bureaus should state comparisons both in total numbers and in percentage of change.
(Note that the figures reported in the FY 97 report cover 9 months only—in providing the figures requested below, please use a 12-month period.)

A. Comparison of numbers of requests received:

<table>
<thead>
<tr>
<th></th>
<th>No.</th>
<th>% change over FY 97</th>
</tr>
</thead>
<tbody>
<tr>
<td>FY 98</td>
<td>731</td>
<td>0</td>
</tr>
<tr>
<td>FY 97</td>
<td>732</td>
<td></td>
</tr>
</tbody>
</table>

B. Comparison of numbers of requests processed:

<table>
<thead>
<tr>
<th></th>
<th>% change over FY 97</th>
</tr>
</thead>
</table>
C. Comparison of median numbers of days requests were pending at the end of FY:

<table>
<thead>
<tr>
<th>Year</th>
<th>No.</th>
<th>% change over FY 97</th>
</tr>
</thead>
<tbody>
<tr>
<td>FY 98</td>
<td>697</td>
<td>(if available)</td>
</tr>
<tr>
<td>FY 97</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

D. Other narrative statements describing bureau efforts to improve timeliness of FOIA responses and making records available to the public (e.g., backlog reduction efforts, training provided by bureau to its employees (do not list training sponsored by DOJ, ASAP, USDA), etc.):

IX. Costs/FOIA Staffing

A. Staffing levels.

1. Number of full-time FOIA personnel ___2.0______

2. Number of personnel with part-time or occasional FOIA duties (in total work-years) ___17.50______

3. Total number of personnel (in work-years) ___19.5______

B. Total Costs (including staff and all resources):

- The salaries (or portion thereof) of the FOIA Officer/Coordinator(s) and others involved in administering/implementing the FOIA Program, including clerical support. For purposes of the report, use the individual's salary (exclude benefits and overhead)(include under 1, 2, and 3, if applicable)

- Cost to provide or attend training (include under 3).

- Fees which are waived or not recovered, including those instances where the fee is $15 or under, provided that a record of such fees is maintained as backup information (include under 1).

- The cost to develop and maintain the bureau’s FOIA home page (include under 3).

- Other costs (Check with the Departmental FOIA Officer).

1. FOIA processing (including appeals)
2. Litigation-related activities (estimated)

Staff $314,847.61
Other $7,539.00

3. Other costs - administering
the program (training, home
page costs etc.) $7,445.00

4. Total costs $329,831.76

5. Comparison with previous year(s) (including % of change) (optional for FY 98) $185,776.18

C. Statement of additional resources needed for FOIA compliance none

X. Fees

This includes charges for search, review (commercial-use requesters only),
document duplication, and any other direct costs permitted under agency
regulations.

A. Total amount of fees collected by agency for processing requests
$4,880.82

B. Percentage of total costs 1.24%

XI. FOIA Regulations (Including the Fee Schedule)
(To be completed by the Department)
DEPARTMENT OF THE INTERIOR

Freedom of Information Act 2000 Annual Report
October 1, 1999 - September 30, 2000

Bureau/Office __National Park Service____

Reporting Official __Diane Cooke__________

Telephone No. __208-3933_____________

Date __12/14/00________________

I & II. (To be completed by the Department)

III. Definitions of Terms and Acronyms Used in the Report

A. Bureau - specific acronyms or other terms included in each report.
   (To be completed by the bureau if appropriate)

B. Basic terms, expressed in common terminology.

1. FOIA/PA request - Freedom of Information Act/Privacy Act request. A FOIA request is generally a request for access to records concerning a third party, an organization, or a particular topic of interest. A PA request is a request for records concerning oneself; such requests are also treated as FOIA requests. (All requests for access to records, regardless of which law is cited by the requester, are included in this report).

2. Initial Request - a request to a Federal agency for access to records under the FOIA.

3. Appeal - a request to a Federal agency asking that it review at a higher administrative level a full denial or partial denial of access to records under the FOIA, or any other FOIA determination such as a matter pertaining to fees.

4. Processed Request or Appeal - a request or appeal for which an agency has taken a final action on the request or the appeal in all respects.

5. 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 in each track are processed on a first-in/first-out basis. A requester who has an urgent need for records may request expedited processing (see below).

6. Expedited processing -- an agency will process a FOIA request on an expedited basis when a requester has shown an exceptional need or urgency for the records which warrants prioritization of his or her request over other requests that were made earlier.

7. Simple request -- a FOIA request that an agency using multi-track processing places in its fastest (nonexpedited) track based on the volume and/or simplicity of records requested.

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

9. Grant -- an agency decision to disclose all records in full in response to a FOIA request.

10. Partial grant -- an agency decision to disclose a record in part in response to a FOIA request, deleting information determined to be exempt under one or more of the FOIA’s exemptions; or a decision to disclose some records in their entireties, but to withhold others in whole or in part.

11. Denial -- an agency decision not to release any part of a record or records in response to a FOIA request because all the information in the requested records is determined by the agency to be exempt under one or more of the FOIA’s exemptions, or for some procedural reason (such as because no record is located in response to a FOIA request).

12. Time limits -- the time period in the FOIA for an agency to respond to a FOIA request (ordinarily 20 working days from proper receipt of a “perfected” FOIA request).

13. “Perfected” request -- a FOIA request for records which adequately describes the records sought, which has been received by the FOIA office of the agency or agency component in possession of the records, and for which there is no remaining question about the payment of applicable fees.

14. Exemption 3 statute -- a separate Federal statute prohibiting the disclosure of a certain type of information and authorizing its withholding under FOIA subsection (b)(3).

15. Median number -- the middle, not average number. For example, 3, 7, and 14, the median number is 7.
16. 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.

IV. Exemption 3 Statutes

1. List of Exemption 3 statutes relied on by bureau during current fiscal year and number of times invoked. (Section 207 of the Thomas Bill. Invoked 1 time)

2. Brief description of type(s) of information withheld under each statute. (Location of Endangered Species)

3. Statement of whether a court has upheld the use of each statute. If so, then cite example (To be completed by SOL)

V. Initial FOIA/PA Access Requests

This should include all access requests, whether first-party or third-party. Only “perfected” requests should be included. A “perfected request” is a FOIA request for records which adequately describes the records sought, which has been received by the FOIA office of the agency or agency component in possession of the records, and for which there is no remaining question about the payment of applicable fees.

A. Numbers of initial requests.

• Even though a requester may ask for several items, e.g., copies of four audit reports, this still only constitutes one request.

• The total of the numbers in lines 1 and 2, minus the number in line 3, should equal the number in line 4.

1. Number of requests pending as of end of preceding fiscal year  _38_____  

2. Number of requests received during current fiscal year  _816_______  

3. Number of requests processed during current fiscal year  _796_______  

4. Number of requests pending as of end of current fiscal year  _58_______  
(Enter this number also in line VII.B.1.)

B. Disposition of initial requests.

1. Number of total grants  _588_______  


2. Number of partial grants __147____

3. Number of denials __45____
   
   - Even though more than one exemption may be invoked for each denial, it still only constitutes one denial.
   
   - Include fee waiver denials under item 3 (where the requester specifically asks for a fee waiver because he/she believes disclosure is in the public interest, 43 CFR 2.21), but distinguish these from the denial of records.
   
   - A "no record" response does not constitute a denial which would be reported under 3--these should be included under 4a, "No records".

a. Number of times each FOIA exemption used (counting each exemption once per request)

   (1) Exemption 1 __0____
   
   (2) Exemption 2 ___6_____  
   
   (3) Exemption 3 ___1_____  
   
   (4) Exemption 4 ___26_____  
   
   (5) Exemption 5 ___53_____  
   
   (6) Exemption 6 ___60_____  
   
   (7) Exemption 7 (A) ___11_____  
   
   (8) Exemption 7 (B) ___6_____  
   
   (9) Exemption 7 (C) ___21_____  
   
   (10)Exemption 7 (D) ___0_____  
   
   (11)Exemption 7 (E) ___9_____  
   
   (12)Exemption 7 (F) ___1_____  
   
   (13) Exemption 8 ___0_____  
   
   (14) Exemption 9 ___0_____  

4. Other reasons for nondisclosure (total) ___245______
VI. Appeals of Initial Denials of FOIA/PA Requests (To be completed by the Department.)

This should include all access requests, whether first-party or third-party.

A. Numbers of appeals.

1. Number of appeals received during fiscal year
2. Number of appeals processed during fiscal year

B. Disposition of appeals.

1. Number completely upheld
2. Number partially reversed
3. Number completely reversed

a. Number of times each FOIA exemption used (counting each exemption once per appeal)

(1) Exemption 1
(2) Exemption 2
(3) Exemption 3
(4) Exemption 4

(5) Exemption 5

(6) Exemption 6

(7) Exemption 7(A)

(8) Exemption 7(B)

(9) Exemption 7(C)

(10) Exemption 7(D)

(11) Exemption 7(E)

(12) Exemption 7 (F)

(13) Exemption 8

(14) Exemption 9

4. Other reasons for nondisclosure (total)

   a. no records
   b. referrals
   c. request withdrawn
   d. fee-related reason
   e. records not reasonably described
   f. not a proper FOIA request for some other reason
   g. not an agency record
   h. duplicate request
   i. other (specify)

(If a request was denied under the Privacy Act, specify which Privacy Act exemption was used to deny the information.)

VII. Compliance with Time Limits/Status of Pending Requests
Bureaus should count days from the time at which a request is “perfected.”

Bureaus should provide the median number of days under A and B. If the bureau believes that “average time” is a better measure of its performance, it may wish to include that as well.

Examples - calculating the median:

1) Given 7 requests completed during the fiscal year, aged 10, 25, 35, 65, 75, 80, and 400 days from date for perfection to date of completion, the total number of requests completed during the fiscal year would be 7 and the median age of the completed requests would be 65 days.

2) Example for calculation of median: If there were 6 pending cases aged 10, 20, 30, 50, 120, and 200 days from date of perfection to date of completion, the total number of requests completed would be 6 and the median age would be 40 days (the average of the 2 middle numbers).

A. Processing time for requests processed during the year.

1. Normal Processing
   a. number of requests processed
   b. median number of days to process
   c. average number of days to process (optional)

2. Requests accorded expedited processing.
   a. number of requests processed
   b. median number of days to process
   c. average number of days to process (optional)

(NOTE: DOI does not use multitrack processing at this time.)

B. Status of pending requests.

1. Number of requests pending as of end of FY 2000
   (Enter this number from Line V.A.4.)

2. Median number of days that such requests were pending as of that date (September 30, 2000)
3. Average number of days that such requests were pending as of that date (optional)

VIII. Comparisons with Previous Year(s)

Bureaus should state comparisons both in total numbers and in percentage of change.

A. Comparison of numbers of requests received:

<table>
<thead>
<tr>
<th>Year</th>
<th>No.</th>
<th>% change over FY 99</th>
</tr>
</thead>
<tbody>
<tr>
<td>FY 00</td>
<td>820</td>
<td>-0.94</td>
</tr>
<tr>
<td>FY 99</td>
<td>872</td>
<td></td>
</tr>
</tbody>
</table>

B. Comparison of numbers of requests processed:

<table>
<thead>
<tr>
<th>Year</th>
<th>No.</th>
<th>% change over FY 99</th>
</tr>
</thead>
<tbody>
<tr>
<td>FY 00</td>
<td>796</td>
<td>-0.93</td>
</tr>
<tr>
<td>FY 99</td>
<td>855</td>
<td></td>
</tr>
</tbody>
</table>

C. Comparison of median numbers of days requests were pending at the end of FY:

<table>
<thead>
<tr>
<th>Year</th>
<th>No.</th>
<th>% change over FY 99</th>
</tr>
</thead>
<tbody>
<tr>
<td>FY 00</td>
<td>14.25</td>
<td>-0.79</td>
</tr>
<tr>
<td>FY 99</td>
<td>18</td>
<td></td>
</tr>
</tbody>
</table>

D. Other narrative statements describing bureau efforts to improve timeliness of FOIA responses and making records available to the public (e.g., backlog-reduction efforts, training provided by bureau to its employees (do not list training sponsored by DOJ, ASAP, USDA), etc.):

- NPS has been working extremely hard to reduce any backlogs.
- The FOIA Officer has been spending time one-on-one with WASO program offices giving them guidance on how to prepare FOIA's. Also, the Regional FOIA Coordinators do provide training to their employees.

IX. Costs/FOIA Staffing

A. Staffing levels.

1. Number of full-time FOIA personnel
   __1__

2. Number of personnel with part-time or occasional FOIA duties (in total work-years)
   __21.3__
3. Total number of personnel (in work-years) 22.3

B. Total Costs (including staff and all resources):

- The salaries (or portion thereof) of the FOIA Officer/Coordinator(s) and others involved in administering/implementing the FOIA Program, including clerical support. For purposes of the report, use the individual's salary (exclude benefits and overhead)(include under 1, 2, and 3, if applicable)

- Cost to provide or attend training (include under 3).

- Fees which are waived or not recovered, including those instances where the fee is $15 or under, provided that a record of such fees is maintained as backup information (include under 1).

- The cost to develop and maintain the bureau’s FOIA home page (include under 3).

- Other costs (Check with the Departmental FOIA Officer).

1. FOIA processing (including appeals)

   Staff  _$441,175.8_

   Other  _$595.00_

2. Litigation-related activities (estimated)

   Staff  _0_

   Other  

3. Other costs - administering the program (training, home page costs etc.)  $12,200.00_

4. Total costs  _$453,970.8_

5. Comparison with previous year(s) (including % of change) 0.9%+5,730.73
   • This change is due to an increase in staffing.

C. Statement of additional resources needed for FOIA compliance $1,000,000.00
   • To be in compliance with EFOIA Servicewide.

X. Fees

- This includes charges for search, review (commercial-use requesters only), document duplication, and any other direct costs permitted under agency
regulations.

A. Total amount of fees collected by agency for processing requests $1,430.57

B. Percentage of total costs (-)1.43%

XI. FOIA Regulations (Including the Fee Schedule)
(To be completed by the Department)
NOTE: Each bureau/office must complete all items on the report unless annotated otherwise. Enter "0" or "N/A" if there is no data to report. This is especially important with regard to the number of times each exemption is used (see V.B.3.a).

I & II. (To be completed by the Department)

III. Definitions of Terms and Acronyms Used in the Report

A. Bureau - specific acronyms or other terms included in each report.
   (To be completed by the bureau if appropriate)

B. Basic terms, expressed in common terminology.

1. FOIA/PA request – Freedom of Information Act/Privacy Act request. A FOIA request is generally a request for access to records concerning third party, an organization, or a particular topic of interest. A Privacy Act request is a request for records concerning oneself; such requests are also treated as FOIA requests. (All requests for access to records, regardless of which law is cited by the requester, are included in this report).

2. Initial Request – a request to a federal agency for access to records under the Freedom of Information Act.

3. Appeal – a request to a federal agency asking that it review at a higher administrative level a full denial or partial denial of access to records under the Freedom of Information Act, or any other FOIA determination such as a matter pertaining to fees.
4. Processed Request or Appeal — a request or appeal for which an agency has taken a final action on the request or the appeal in all respects.

5. 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 in each track are processed on a first-in/first-out basis. A requester who has an urgent need for records may request expedited processing (see below).

6. Expedited processing — an agency will process a FOIA request on an expedited basis when a requester has shown an exceptional need or urgency for the records which warrants prioritization of his or her request over other requests that were made earlier.

7. Simple request — a FOIA request that an agency using multi-track processing places in its fastest (nonexpedited) track based on the volume and/or simplicity of records requested.

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

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

10. Partial grant — an agency decision to disclose a record in part in response to a FOIA request, deleting information determined to be exempt under one or more of the FOIA’s exemptions; or a decision to disclose some records in their entireties, but to withhold others in whole or in part.

11. Denial — an agency decision not to release any part of a record or records in response to a FOIA request because all the information in the requested records is determined by the agency to be exempt under one or more of the FOIA’s exemptions, or for some procedural reason (such as because no record is located in response to a FOIA request).

12. Time limits — the time period in the Freedom of Information Act for an agency to respond to a FOIA request (ordinarily 20 working days from proper receipt of a “perfected” FOIA request).

13. “ Perfected” request — a FOIA request for records which adequately describes the records sought, which has been received by the FOIA office of the agency or agency component in possession of the records, and for which there is no remaining question about the payment of applicable fees.
14. Exemption 3 statute -- a separate federal statute prohibiting the disclosure of a certain type of information and authorizing its withholding under FOIA subsection (b)(3).

15. Median number -- the middle, not average number. For example, 3, 7, and 14, the median number is 7.

16. 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.

IV. Exemption 3 Statutes

1. List of Exemption 3 statutes relied on by bureau during current fiscal year and number of times invoked. (Provide the complete title and citation of the statute used by the bureau/office.)
   - Archeological Resources Protection Act of 1979 16 USC 470hh(a)
   - National Historical Preservation Act of 1966, 16 USC 470-470t, 110
   - Federal Cave Resources Protection Act of 1988, 16 USC sec. 4301 et seq. Section 5(a) was invoked.
   - 16 USC 4304(a), Confidentiality of Information concerning Nature and location of Significant Caves was invoked.
   - Section 207 of NPOMA (The Thomas Bill)

2. Brief description of type(s) of information withheld under each statute (Be specific with regard to the information withheld.)
   - Artifacts and Archeological Site Data was withheld.
   - Location list of significant caves on Federal land in Missouri was withheld.
   - Documents containing information on all of the individual general locations of caves on all Federal land was withheld.
   - Site specific nest locations was withheld.

3. Statement of whether a court has upheld the use of each statute. If so, then cite example (To be completed by SOL)

V. Initial FOIA / PA Access Requests

- This should include all access requests, whether first-party or third-party. Only “perfected” requests should be included. A “perfected request” is a FOIA request for records which adequately describes the records sought, which has been received by the FOIA office of the agency or agency component in possession of the records, and for which there is no remaining question about the payment of applicable fees.

A. Numbers of initial requests.

   Even though a requester may ask for several items, e.g., copies of four audit reports, this still only constitutes one request.
The total of the numbers in lines 1 and 2, minus the number in line 3, should equal the number in line 4.

1. Number of requests pending as of end of preceding fiscal year  _58_____
2. Number of requests received during current fiscal year  _894_____
3. Number of requests processed during current fiscal year  _899_____
4. Number of requests pending as of end of current fiscal year  _53_____ 
   (Enter this number also in line VII.B.1.)

B. Disposition of initial requests.

   The total of the numbers in lines 1, 2, 3, and 4 should equal the number in line V.A.3 (number of requests processed).
   
   Please note, each request should be counted just once under V.B depending on how the majority of the documents were handled. For example, if a request is “partially granted” and a few documents are referred to another agency for response, the request should be counted just once as a “partially granted” request (this applies to the majority of the records).

   1. Number of total grants  _458_____
   2. Number of partial grants  _168_____
   3. Number of denials  _36_____ 
   
   Even though more than one exemption may be invoked for each denial, it still only constitutes one denial.

   Include fee waiver denials under item 3 (where the requester specifically asks for a fee waiver because he/she believes disclosure is in the public interest, 43 CFR 2.21), but distinguish these from the denial of records.

   A "no record" response does not constitute a denial which would be reported under 3—these should be included under 4a, “No records.”
   
   a. Number of times each FOIA exemption used (counting each exemption once per request)
      
     (1) Exemption 1  _0_____ 

<table>
<thead>
<tr>
<th>Exemption</th>
<th>Count</th>
</tr>
</thead>
<tbody>
<tr>
<td>2</td>
<td>2</td>
</tr>
<tr>
<td>3</td>
<td>4</td>
</tr>
<tr>
<td>4</td>
<td>16</td>
</tr>
<tr>
<td>5</td>
<td>54</td>
</tr>
<tr>
<td>6</td>
<td>91</td>
</tr>
<tr>
<td>7 (A)</td>
<td>8</td>
</tr>
<tr>
<td>7 (B)</td>
<td>3</td>
</tr>
<tr>
<td>7 (C)</td>
<td>18</td>
</tr>
<tr>
<td>7 (D)</td>
<td>0</td>
</tr>
<tr>
<td>7 (E)</td>
<td>6</td>
</tr>
<tr>
<td>7 (F)</td>
<td>2</td>
</tr>
<tr>
<td>8</td>
<td>0</td>
</tr>
<tr>
<td>9</td>
<td>0</td>
</tr>
</tbody>
</table>

4. Other reasons for nondisclosure (total) 237

a. no records 126
b. referrals 39
c. request withdrawn 15
d. fee-related reason 12
e. records not reasonably described 14
f. not a proper FOIA request for some other reason 3
g. not an agency record 17
h. duplicate request 5
i. other (specify) 6

552a (d)(5)—1 time; 552a (j2)—1 time; 552a (b)(1)—2 times; 2 for further review—1 was
pending review by the SOL ofc; 1 pending NPS’ review of email messages.
(If a request was denied under the Privacy Act, specify which Privacy Act exemption was used to deny the information.)

VI. Appeals of Initial Denials of FOIA/PA Requests (To be completed by the Department.)

This should include all access requests, whether first-party or third-party.

A. Numbers of appeals.

1. Number of appeals received during fiscal year

2. Number of appeals processed during fiscal year

B. Disposition of appeals.

The total of the numbers in lines 1, 2, 3, and 4 should equal the number in line VI.A.2 (number of appeals processed).

Please note, each appeal should be counted just once under VI.B depending on how the majority of the documents were handled. For example, if a request is “partially reversed” and a few documents are referred to another agency for response, the appeal should be counted just once as a “partially reversed” appeal (this applies to the majority of the records).

1. Number completely upheld

2. Number partially reversed

3. Number completely reversed

   a. Number of times each FOIA exemption used (counting each exemption once per appeal)

      (1) Exemption 1

      (2) Exemption 2

      (3) Exemption 3

      (4) Exemption 4

      (5) Exemption 5
(6) Exemption 6

(7) Exemption 7(A)

(8) Exemption 7(B)

(9) Exemption 7(C)

(10) Exemption 7(D)

(11) Exemption 7(E)

(12) Exemption 7(F)

(13) Exemption 8

(14) Exemption 9

4. Other reasons for nondisclosure (total)

a. no records

b. referrals

c. request withdrawn

d. fee-related reason

e. records not reasonably described

f. not a proper FOIA request for some other reason

g. not an agency record

h. duplicate request

i. other (specify)

(If a request was denied under the Privacy Act, specify which Privacy Act exemption was used to deny the information.

VII. Compliance with Time Limits/Status of Pending Requests

- Bureaus should count days from the time at which a request is “perfected.”

- Bureaus should provide the median number of days under A and B. If the bureau
believes that "average time" is a better measure of its performance, it may wish to include that as well.

Examples - calculating the median:

1) Given 7 requests completed during the fiscal year, aged 10, 25, 35, 65, 75, 80, and 400 days from date for perfection to date of completion, the total number of requests completed during the fiscal year would be 7 and the median age of the completed requests would be 65 days.

2) Example for calculation of median: If there were 6 pending cases aged 10, 20, 30, 50, 120, and 200 days from date of perfection to date of completion, the total number of requests completed would be 6 and the median age would be 40 days (the average of the 2 middle numbers).

A. Processing time for requests processed during the year.

The total of the numbers in lines 1a and 2a should equal the number reported under line V.A.3 (number of requests processed).

1. Normal Processing
   a. number of requests processed ___899____
   b. median number of days to process ___19____
   c. average number of days to process (optional) __________

2. Requests accorded expedited processing.
   a. number of requests processed ___n/a___
   b. median number of days to process __________
   c. average number of days to process (optional) __________

(NOTE: DOI does not use multitrack processing at this time.)

B. Status of pending requests.

1. Number of requests pending as of end of FY 2001 ___53___
   (Enter this number from Line V.A.4.)

2. Median number of days that such requests were pending as of that date (September 30, 2001) ___22___

3. Average number of days that such requests were
VIII. Comparisons with Previous Year(s)

Bureaus should state comparisons both in total numbers and in percentage of change.

A. Comparison of numbers of requests received:

<table>
<thead>
<tr>
<th>No.</th>
<th>% change over FY 00</th>
</tr>
</thead>
<tbody>
<tr>
<td>FY 01</td>
<td>894___ (+) 0.025___</td>
</tr>
<tr>
<td>FY 00</td>
<td>872___</td>
</tr>
</tbody>
</table>

B. Comparison of numbers of requests processed:

<table>
<thead>
<tr>
<th>No.</th>
<th>% change over FY 00</th>
</tr>
</thead>
<tbody>
<tr>
<td>FY 01</td>
<td>899___ (+) 0.051___</td>
</tr>
<tr>
<td>FY 00</td>
<td>855___</td>
</tr>
</tbody>
</table>

C. Comparison of median numbers of days requests were pending at the end of FY:

<table>
<thead>
<tr>
<th>No.</th>
<th>% change over FY 00</th>
</tr>
</thead>
<tbody>
<tr>
<td>FY 01</td>
<td>22___ (+) 0.222___</td>
</tr>
<tr>
<td>FY 00</td>
<td>18___</td>
</tr>
</tbody>
</table>

D. Other narrative statements describing bureau efforts to improve timeliness of FOIA responses and making records available to the public (e.g., backlog-reduction efforts, training provided by bureau to its employees (do not list training sponsored by DOJ, ASAP, USDA), etc.):

The National Park Service's Northeast Regional Office provided two training sessions to employees in both our Philadelphia and Boston offices.

IX. Costs/FOIA Staffing

A. Staffing levels.

1. Number of full-time FOIA personnel ___3___

2. Number of personnel with part-time or occasional FOIA duties (in total work-years) ___21.3___

(For example, if one employee spends 10% of his time on FOIA, another 25%, and a third employee 50%, the total would be...
3. Total number of personnel (in work-years)  24.3

(For example, if there are 5 employees who are involved in FOIA/PA matters full time, and 3 employees working on FOIA/PA matters part time (for a total of .85 work-years), the total under line 3 would be 5.85 work-years.)

B. Total Costs (including staff and all resources):

The salaries (or portion thereof) of the FOIA Officer/Coordinator(s) and others involved in administering/implementing the FOIA Program, including clerical support (include under 1 and 2 if applicable). For purposes of the report, use the individual's salary (exclude benefits and overhead).

Cost to provide or attend training (include under 1).

Fees which are waived or not recovered, including those instances where the fee is $15 or under, provided that a record of such fees is maintained as backup information (include under 1).

The cost to develop and maintain the bureau's FOIA home page (include under 1)

1. FOIA processing (including appeals)

   Staff       $459,965.51
   Other       $11,777.50 (for training and upkeep of websites etc.)

2. Litigation-related activities (estimated)

   Staff       $5,000
   Other       

3. Total costs       $476,743.01

4. Comparison with previous year(s) (including % of change  $22,772.21
   (+)0.050

C. Statement of additional resources needed for FOIA compliance  $1,000,000.00
   • Again, to comply with EFOIA Servicewide.

X. Fees

   ■ This includes charges for search, review (commercial-use requesters only),

   • This includes charges for search, review (commercial-use requesters only),
document duplication, and any other direct costs permitted under agency regulations.

A. Total amount of fees collected by agency for processing requests  
   \( \$4,191.77 \)

B. Percentage of total costs  
   \( (+) 1.93 \)

XI. FOIA Regulations (Including the Fee Schedule)  
(To be completed by the Department)
DEPARTMENT OF THE INTERIOR

Freedom of Information Act 2002 Annual Report
October 1, 2001 - September 30, 2002

Bureau/Office National Park Service

Reporting Official Diane Cooke

Telephone No. 208-3933

Date 12/16/02

NOTE: Each bureau/office must complete all items on the report unless annotated otherwise. Enter "0" or "N/A" if there is no data to report. This is especially important with regard to the number of times each exemption is used (see V.B.3.a)

I & II. (To be completed by the Department)

III. Definitions of Terms and Acronyms Used in the Report

A. Bureau - specific acronyms or other terms included in each report.

(To be completed by the bureau if appropriate)

B. Basic terms, expressed in common terminology.

1. FOIA/PA request – Freedom of Information Act/Privacy Act request. A FOIA request is generally a request for access to records concerning third party, an organization, or a particular topic of interest. A Privacy Act request is a request for records concerning oneself; such requests are also treated as FOIA requests. (All requests for access to records, regardless of which law is cited by the requester, are included in this report).

2. Initial Request – a request to a federal agency for access to records under the Freedom of Information Act.

3. Appeal – a request to a federal agency asking that it review at a higher administrative level a full denial or partial denial of access to records under the Freedom of Information Act, or any other FOIA determination such as a matter pertaining to fees.

4. Processed Request or Appeal – a request or appeal for which an agency has taken a final action on the request or the appeal in all respects.
5. 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 in each track are processed on a first-in/first-out basis. A requester who has an urgent need for records may request expedited processing (see below).

6. Expedited processing -- an agency will process a FOIA request on an expedited basis when a requester has shown an exceptional need or urgency for the records which warrants prioritization of his or her request over other requests that were made earlier.

7. Simple request -- a FOIA request that an agency using multi-track processing places in its fastest (nonexpedited) track based on the volume and/or simplicity of records requested.

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

9. Grant -- an agency decision to disclose all records in full in response to a FOIA request.

10. Partial grant -- an agency decision to disclose a record in part in response to a FOIA request, deleting information determined to be exempt under one or more of the FOIA’s exemptions; or a decision to disclose some records in their entirities, but to withhold others in whole or in part.

11. Denial -- an agency decision not to release any part of a record or records in response to a FOIA request because all the information in the requested records is determined by the agency to be exempt under one or more of the FOIA’s exemptions, or for some procedural reason (such as because no record is located in response to a FOIA request).

12. Time limits -- the time period in the Freedom of Information Act for an agency to respond to a FOIA request (ordinarily 20 working days from proper receipt of a “perfected” FOIA request).

13. “Perfected” request -- a FOIA request for records which adequately describes the records sought, which has been received by the FOIA office of the agency or agency component in possession of the records, and for which there is no remaining question about the payment of applicable fees.

14. Exemption 3 statute -- a separate federal statute prohibiting the disclosure of a certain type of information and authorizing its withholding under FOIA subsection (b)(3).

15. Median number -- the middle, not average number. For example, 3, 7, and
16. 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.

IV. Exemption 3 Statutes

1. List of Exemption 3 statutes relied on by bureau during current fiscal year and number of times invoked. (Provide the complete title and citation of the statute used by the bureau/office.)
   - Section 207 of NPOMA (The Thomas Bill)

2. Brief description of type(s) of information withheld under each statute (Be specific with regard to the information withheld.)
   - Describing several threatened and endangered species at the park; other information are maps indicating locations of populations of the referenced threatened and endangered species.

3. Statement of whether a court has upheld the use of each statute. If so, then cite example (To be completed by SOL)

V. Initial FOIA / PA Access Requests

- This should include all access requests, whether first-party or third-party. Only “perfected” requests should be included. A “perfected request” is a FOIA request for records which adequately describes the records sought, which has been received by the FOIA office of the agency or agency component in possession of the records, and for which there is no remaining question about the payment of applicable fees.

A. Numbers of initial requests.

   - Even though a requester may ask for several items, e.g., copies of four audit reports, this still only constitutes one request.

   - The total of the numbers in lines 1 and 2, minus the number in line 3, should equal the number in line 4.

1. Number of requests pending as of end of preceding fiscal year  _29_

2. Number of requests received during current fiscal year  _829_

3. Number of requests processed during current fiscal year  _833_

4. Number of requests pending as of end of current fiscal year  _25_
   (Enter this number also in line VII.B.1.)
B. Disposition of initial requests.

- The total of the numbers in lines 1, 2, 3, and 4 should equal the number in line V.A.3 (number of requests processed).

- Please note, each request should be counted just once under V.B depending on how the majority of the documents were handled. For example, if a request is "partially granted" and a few documents are referred to another agency for response, the request should be counted just once as a "partially granted" request (this applies to the majority of the records).

1. Number of total grants  _389_____  
2. Number of partial grants _150______  
3. Number of denials ____57_____  

- Even though more than one exemption may be invoked for each denial, it still only constitutes one denial.

- Include fee waiver denials under item 3 (where the requester specifically asks for a fee waiver because he/she believes disclosure is in the public interest, 43 CFR 2.21), but distinguish these from the denial of records.

- A "no record" response does not constitute a denial which would be reported under 3—these should be included under 4a, "No records."

a. Number of times each FOIA exemption used (counting each exemption once per request)

| (1) Exemption 1 | ____0_____ |
| (2) Exemption 2 | ____9_____ |
| (3) Exemption 3 | ____1_____ |
| (4) Exemption 4 | ____15____ |
| (5) Exemption 5 | ____64_____ |
| (6) Exemption 6 | ____84_____ |
| (7) Exemption 7 (A) | ___12_____ |
| (8) Exemption 7 (B) | ___10_____ |
| (9) Exemption 7 (C) | ___36_____ |
4. Other reasons for nondisclosure (total) 237
   a. no records 109
   b. referrals 50
   c. request withdrawn 26
   d. fee-related reason 12
   e. records not reasonably described 11
   f. not a proper FOIA request for some other reason 1
   g. not an agency record 17
   h. duplicate request 8
   i. other (specify) 3  
   552a—1 time; 552a (b)—1 time; Not being able to deny or confirm the existence of any records—1 time.

(If a request was denied under the Privacy Act, specify which Privacy Act exemption was used to deny the information.)

VI. Appeals of Initial Denials of FOIA/PA Requests (To be completed by the Department.)

   This should include all access requests, whether first-party or third-party.

   A. Numbers of appeals.
      1. Number of appeals received during fiscal year
      2. Number of appeals processed during fiscal year

   B. Disposition of appeals.
      The total of the numbers in lines 1, 2, 3, and 4 should equal the
number in line VI.A.2 (number of appeals processed).

Please note, each appeal should be counted just once under VI.B depending on how the majority of the documents were handled. For example, if a request is “partially reversed” and a few documents are referred to another agency for response, the appeal should be counted just once as a “partially reversed” appeal (this applies to the majority of the records).

1. Number completely upheld

2. Number partially reversed

3. Number completely reversed

a. Number of times each FOIA exemption used (counting each exemption once per appeal)

(1) Exemption 1

(2) Exemption 2

(3) Exemption 3

(4) Exemption 4

(5) Exemption 5

(6) Exemption 6

(7) Exemption 7(A)

(8) Exemption 7(B)

(9) Exemption 7(C)

(10) Exemption 7(D)

(11) Exemption 7(E)

(12) Exemption 7 (F)
4. Other reasons for nondisclosure (total)

   a. no records
   b. referrals
   c. request withdrawn
   d. fee-related reason
   e. records not reasonably described
   f. not a proper FOIA request for some other reason
   g. not an agency record
   h. duplicate request
   i. other (specify)

(If a request was denied under the Privacy Act, specify which Privacy Act exemption was used to deny the information.)

VII. Compliance with Time Limits/Status of Pending Requests

- Bureaus should count days from the time at which a request is “perfected.”

- Bureaus should provide the median number of days under A and B. If the bureau believes that “average time” is a better measure of its performance, it may wish to include that as well.

- Examples - calculating the median:

  1) Given 7 requests completed during the fiscal year, aged 10, 25, 35, 65, 75, 80, and 400 days from date for perfection to date of completion, the total number of requests completed during the fiscal year would be 7 and the median age of the completed requests would be 65 days.

  2) Example for calculation of median: If there were 6 pending cases aged 10,
20, 30, 50, 120, and 200 days from date of perfection to date of completion, the total number of requests completed would be 6 and the median age would be 40 days (the average of the 2 middle numbers).

A. Processing time for requests processed during the year.

The total of the numbers in lines 1a and 2a should equal the number reported under line V.A.3 (number of requests processed).

1. Normal Processing
   a. number of requests processed 833
   b. median number of days to process 19
   c. average number of days to process (optional)

2. Requests accorded expedited processing.
   a. number of requests processed 1
   b. median number of days to process 20
   c. average number of days to process (optional)

(NOvE: DOI does not use multitrack processing at this time.)

B. Status of pending requests.

1. Number of requests pending as of end of FY 2001 25
   (Enter this number from Line V.A.4.)

2. Median number of days that such requests were pending as of that date (September 30, 2001) 25

3. Average number of days that such requests were pending as of that date (optional)

VIII. Comparisons with Previous Year(s)

Bureaus should state comparisons both in total numbers and in percentage of change.
A. Comparison of numbers of requests received:

<table>
<thead>
<tr>
<th></th>
<th>No.</th>
<th>% change over FY 01</th>
</tr>
</thead>
<tbody>
<tr>
<td>FY 02</td>
<td>829_ (-) 0.075_</td>
<td></td>
</tr>
<tr>
<td>FY 01</td>
<td>897_</td>
<td></td>
</tr>
</tbody>
</table>

B. Comparison of numbers of requests processed:

<table>
<thead>
<tr>
<th></th>
<th>No.</th>
<th>% change over FY 01</th>
</tr>
</thead>
<tbody>
<tr>
<td>FY 02</td>
<td>833_ (-) 0.025_</td>
<td></td>
</tr>
<tr>
<td>FY 01</td>
<td>855_</td>
<td></td>
</tr>
</tbody>
</table>

C. Comparison of median numbers of days requests were pending at the end of FY:

<table>
<thead>
<tr>
<th></th>
<th>No.</th>
<th>% change over FY 01</th>
</tr>
</thead>
<tbody>
<tr>
<td>FY 02</td>
<td>25_ (+) 0.13_</td>
<td></td>
</tr>
<tr>
<td>FY 01</td>
<td>22_</td>
<td></td>
</tr>
</tbody>
</table>

D. Other narrative statements describing bureau efforts to improve timeliness of FOIA responses and making records available to the public (e.g., backlog-reduction efforts, training provided by bureau to its employees (do not list training sponsored by DOJ, ASAP, USDA), etc.):

- NPS has been working extremely hard to reduce any backlogs.
- The FOIA Officer has been spending time one-on-one with WASO program offices giving them guidance on how to prepare FOIA's.

5. Number of requests for expedited processing received: __3__

Number of requests for expedited processing granted: __2__

IX. Costs/FOIA Staffing

A. Staffing levels.

1. Number of full-time FOIA personnel __4__

2. Number of personnel with part-time or occasional FOIA duties (in total work-years) __11.85__

(For example, if one employee spends 10% of his time on FOIA, another 25%, and a third employee 50%, the total would be .85 work-years)
3. Total number of personnel (in work-years)  15.85

(For example, if there are 5 employees who are involved in FOIA/PA matters full time, and 3 employees working on FOIA/PA matters part time (for a total of .85 work-years), the total under line 3 would be 5.85 work-years.)

B. Total Costs (including staff and all resources):

The salaries (or portion thereof) of the FOIA Officer/Coordinator(s) and others involved in administering/implementing the FOIA Program, including clerical support (include under 1 and 2 if applicable). For purposes of the report, use the individual's salary (exclude benefits and overhead).

Cost to provide or attend training (include under 1).

Fees which are waived or not recovered, including those instances where the fee is $15 or under, provided that a record of such fees is maintained as backup information (include under 1).

The cost to develop and maintain the bureau’s FOIA home page (include under 1)

1. FOIA processing (including appeals)
   Staff  $601,406.00
   Other  $13,823.05 (for training and upkeep of websites etc.)

2. Litigation-related activities (estimated)
   Staff  _$5,000_
   Other  _______

3. Total costs  $620,229.05

4. Comparison with previous year(s) (including % of change $476,743.01 (+)0.030

C. Statement of additional resources needed for FOIA compliance  $1,000,000.00
   • Again, to comply with EFOIA Servicewide.

X. Fees
This includes charges for search, review (commercial-use requesters only), document duplication, and any other direct costs permitted under agency regulations.

A. Total amount of fees collected by agency for processing requests
   
   $4,210.04

B. Percentage of total costs
   
   (+) .004

XI. FOIA Regulations (Including the Fee Schedule)
(To be completed by the Department)
III. Definitions of Terms and Acronyms Used in the Report

A. Bureau - specific acronyms or other terms included in each report.
   (To be completed by the bureau if appropriate)

B. Basic terms, expressed in common terminology.

1. FOIA/PA request – Freedom of Information Act/Privacy Act request.
   A FOIA request is generally a request for access to records concerning a
   third party, an organization, or a particular topic of interest. A Privacy Act
   request is a request for records concerning oneself; such requests are also
   treated as FOIA requests. (All requests for access to records, regardless
   of which law is cited by the requester, are included in this report).

2. Initial Request – a request to a federal agency for access to records under
   the Freedom of Information Act.

3. Appeal – a request to a federal agency asking that it review at a higher
   administrative level a full denial or partial denial of access to records
   under the Freedom of Information Act, or any other FOIA determination
   such as a matter pertaining to fees.

4. Processed Request or Appeal – a request or appeal for which an agency
5. 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 in each track are processed on a first-in/first-out basis. A requester who has an urgent need for records may request expedited processing (see below).

6. Expedited processing -- an agency will process a FOIA request on an expedited basis when a requester has shown an exceptional need or urgency for the records which warrants prioritization of his or her request over other requests that were made earlier.

7. Simple request -- a FOIA request that an agency using multi-track processing places in its fastest (nonexpedited) track based on the volume and/or simplicity of records requested.

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

9. Grant -- an agency decision to disclose all records in full in response to a FOIA request.

10. Partial grant -- an agency decision to disclose a record in part in response to a FOIA request, deleting information determined to be exempt under one or more of the FOIA's exemptions; or a decision to disclose some records in their entireties, but to withhold others in whole or in part.

11. Denial -- an agency decision not to release any part of a record or records in response to a FOIA request because all the information in the requested records is determined by the agency to be exempt under one or more of the FOIA’s exemptions, or for some procedural reason (such as because no record is located in response to a FOIA request).

12. Time limits -- the time period in the Freedom of Information Act for an agency to respond to a FOIA request (ordinarily 20 working days from proper receipt of a “perfected” FOIA request).

13. "Perfected” request -- a FOIA request for records which adequately describes the records sought, which has been received by the FOIA office of the agency or agency component in possession of the records, and for which there is no remaining question about the payment of applicable fees.
14. Exemption 3 statute -- a separate federal statute prohibiting the disclosure of a certain type of information and authorizing its withholding under FOIA subsection (b)(3).

15. Median number -- the middle, not average number. For example, 3, 7, and 14, the median number is 7.

16. 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.

IV. Exemption 3 Statutes (See NPS' response at the end of the Report)

1. List of Exemption 3 statutes relied on by bureau during current fiscal year and number of times invoked. (Provide the complete title and citation of the statute used by the bureau/office.)

2. Brief description of type(s) of information withheld under each statute (Be specific with regard to the information withheld.)

3. Statement of whether a court has upheld the use of each statute. If so, then cite example (To be completed by SOL)

V. Initial FOIA/PA Access Requests

- This should include all access requests, whether first-party or third-party. Only "perfected" requests should be included. A "perfected request" is a FOIA request for records which adequately describes the records sought, which has been received by the FOIA office of the agency or agency component in possession of the records, and for which there is no remaining question about the payment of applicable fees.

A. Numbers of initial requests.

- Even though a requester may ask for several items, e.g., copies of four audit reports, this still only constitutes one request.

- The total of the numbers in lines 1 and 2, minus the number in line 3, should equal the number in line 4.

1. Number of requests pending as of end of preceding fiscal year - 29

2. Number of requests received during current fiscal year - 817

3. Number of requests processed during current fiscal year - 802
4. Number of requests pending as of end of current fiscal year - 44
(Enter this number also in line VII.B.1.)

B. Disposition of initial requests.

- The total of the numbers in lines 1, 2, 3, and 4 should equal the number in line V.A.3 (number of requests processed).

- Please note, each request should be counted just once under V.B. depending on how the majority of the documents were handled. For example, if a request is “partially granted” and a few documents are referred to another agency for response, the request should be counted just once as a “partially granted” request (this applies to the majority of the records).

1. Number of total grants - 316
2. Number of partial grants - 175
3. Number of denials - 65

- Even though more than one exemption may be invoked for each denial, it still only constitutes one denial.

- A "no record" response does not constitute a denial which would be reported under 3—these should be included under 4a, “No records.”

a. Number of times each FOIA exemption used (counting each exemption once per request)

(1) Exemption 1 - 0
(2) Exemption 2 - 13
(3) Exemption 3 - 2
(4) Exemption 4 - 21
(5) Exemption 5 - 63
(6) Exemption 6 - 66
(7) Exemption 7 (A) - 11
(8) Exemption 7 (B)  -  21

(9) Exemption 7 (C)  -  35

(10) Exemption 7 (D)  -  0

(11) Exemption 7 (E)  -  4

(12) Exemption 7 (F)  -  1

(13) Exemption 8  -  0

(14) Exemption 9  -  0

4. Other reasons for nondisclosure (total)  -  246

- Include fee waiver denials under item 4d.
  
  a. no records  -  93

  b. referrals  -  42

  c. request withdrawn  -  26

  d. fee-related reason  -  36

  e. records not reasonably described  -  13

  f. not a proper FOIA request for some other reason  -  4

  g. not an agency record  -  20

  h. duplicate request  -  12

  i. other (specify)  -  0

  (If a request was denied under the Privacy Act, specify which Privacy Act exemption was used to deny the information.)

VI. Appeals of Initial Denials of FOIA/PA Requests (To be completed by the Department.)

- This should include all access requests, whether first-party or third-party.

A. Numbers of appeals.
1. Number of appeals received during fiscal year

2. Number of appeals processed during fiscal year

B. Disposition of appeals.

- The total of the numbers in lines 1, 2, 3, and 4 should equal the number in line VI.A.2 (number of appeals processed).

- Please note, each appeal should be counted just once under VI.B. depending on how the majority of the documents were handled. For example, if a request is “partially reversed” and a few documents are referred to another agency for response, the appeal should be counted just once as a “partially reversed” appeal (this applies to the majority of the records).

1. Number completely upheld

2. Number partially reversed

3. Number completely reversed

a. Number of times each FOIA exemption used (counting each exemption once per appeal)

   (1) Exemption 1

   (2) Exemption 2

   (3) Exemption 3

   (4) Exemption 4

   (5) Exemption 5

   (6) Exemption 6

   (7) Exemption 7(A)

   (8) Exemption 7(B)

   (9) Exemption 7(C)

   (10) Exemption 7(D)
(11) Exemption 7(E)  
(12) Exemption 7 (F)  
(13) Exemption 8  
(14) Exemption 9  

4. Other reasons for nondisclosure (total)  
a. no records  
b. referrals  
c. request withdrawn  
d. fee-related reason  
e. records not reasonably described  
f. not a proper FOIA request for some other reason  
g. not an agency record  
h. duplicate request  
i. other (specify)  

(If a request was denied under the Privacy Act, specify which Privacy Act exemption was used to deny the information.)

VII. Compliance with Time Limits/Status of Pending Requests

- Bureaus should count days from the time at which a request is “perfected.”

- Bureaus should provide the median number of days under A and B. If the bureau believes that “average time” is a better measure of its performance, it may wish to include that as well.

- Examples - calculating the median:
1) Given 7 requests completed during the fiscal year, aged 10, 25, 35, 65, 75, 80, and 400 days from date of perfection to date of completion, the total number of requests completed during the fiscal year would be 7 and the median age of the completed requests would be 65 days.

2) Example for calculation of median: If there were 6 pending cases aged 10, 20, 30, 50, 120, and 200 days from date of perfection to date of completion, the total number of requests completed would be 6 and the median age would be 40 days (the average of the 2 middle numbers).

A. Processing time for requests processed during the year.

- The total of the numbers in lines 1a and 2a should equal the number reported under line V.A.3 (number of requests processed).

1. Normal Processing
   a. number of requests processed - 801
   b. median number of days to process - 21
   c. average number of days to process (optional) __________

2. Requests accorded expedited processing.
   a. number of requests processed - 1
   b. median number of days to process - 1
   c. average number of days to process (optional) __________

(NOTE: DOI does not use multitrack processing at this time.)

B. Status of pending requests.

1. Number of requests pending as of end of FY 2003 - 44
   (Enter this number from Line V.A.4.)

2. Median number of days that such requests were pending as of that date (September 30, 2003) - 16

3. Average number of days that such requests were pending as of that date (optional) __________
VIII. Comparisons with Previous Year(s)

Bureaus should state comparisons both in total numbers and in percentage of change.

A. Comparison of numbers of requests received:

<table>
<thead>
<tr>
<th>Year</th>
<th>No.</th>
<th>% change over FY 02</th>
</tr>
</thead>
<tbody>
<tr>
<td>FY 03</td>
<td>817</td>
<td>-.01</td>
</tr>
<tr>
<td>FY 02</td>
<td>829</td>
<td></td>
</tr>
</tbody>
</table>

B. Comparison of numbers of requests processed:

<table>
<thead>
<tr>
<th>Year</th>
<th>No.</th>
<th>% change over FY 02</th>
</tr>
</thead>
<tbody>
<tr>
<td>FY 03</td>
<td>802</td>
<td>-.04</td>
</tr>
<tr>
<td>FY 02</td>
<td>833</td>
<td></td>
</tr>
</tbody>
</table>

C. Comparison of median numbers of days requests were pending at the end of FY:

<table>
<thead>
<tr>
<th>Year</th>
<th>No.</th>
<th>% change over FY 02</th>
</tr>
</thead>
<tbody>
<tr>
<td>FY 03</td>
<td>16</td>
<td>-.4</td>
</tr>
<tr>
<td>FY 02</td>
<td>25</td>
<td></td>
</tr>
</tbody>
</table>

D. Other narrative statements describing bureau efforts to improve timeliness of FOIA responses and making records available to the public (e.g., backlog-reduction efforts, training provided by bureau to its employees (do not list training sponsored by DOJ, ASAP, USDA), etc.):

E. Number of requests for expedited processing received: - 1

Number of requests for expedited processing granted: - 1

IX. Costs/FOIA Staffing

A. Staffing levels.

1. Number of full-time FOIA personnel - 3

2. Number of personnel with part-time or occasional FOIA duties (in total work-years) - 12.86

(For example, if one employee spends 10% of his time on FOIA, another 25%, and a third employee 50%, the total would be 38.5% of the employee's time would be spent on FOIA-related tasks.)
.85 work-years.)

3. Total number of personnel (in work-years) - 15.86

(For example, if there are 5 employees who are involved in FOIA/PA matters full time, and 3 employees working on FOIA/PA matters part time (for a total of .85 work-years), the total under line 3 would be 5.85 work-years.)

B. Total Costs (including staff and all resources):

- The salaries (or portion thereof) of the FOIA Officer/Coordinator(s) and others involved in administering/implementing the FOIA Program, including clerical support (include under 1, 2, and 3, if applicable). For purposes of the report, use the individual's salary (exclude benefits and overhead).
- Cost to provide or attend training (include under 1).
- Fees which are waived or not recovered, including those instances where the fee is $30 or under, provided that a record of such fees is maintained as backup information (include under 1).
- The cost to develop and maintain the bureau’s FOIA home page (include under 1).

1. FOIA processing (including appeals)

   Staff $617,878.13
   Other $15,000

2. Litigation-related activities (estimated)

   Staff $5,000
   Other 0

3. Total costs $637,878.13

4. Comparison with previous year(s) (including % of change) $476,743.01 (-.33%)
C. Statement of additional resources needed for FOIA compliance - $1,000,000
   * To comply with EFOIA Servicewide, and also training.

X. Fees

- This includes charges for search, review (commercial-use requesters only),
document duplication, and any other direct costs permitted under agency
regulations.

A. Total amount of fees collected by agency for processing requests
   $4,575.57

B. Percentage of total costs 40.2%

XI. FOIA Regulations (Including the Fee Schedule)
(To be completed by the Department)

Exemption 3 Statutes

1. List of Exemption 3 statutes relied on by bureau during current fiscal year
   and number of times invoked. (Provide the complete title and citation of the
   statute used by the bureau/office.)

   1. Federal Acquisition Regulation (FAR) 24.202(a) - used once

      302B of the Federal Property and Administrative Service Act of 1949
      (41 USC 253b) - used once

2. Brief description of type(s) of information withheld under each statute (Be specific
   with regard to the information withheld.)

   1. Lewis & Clark "Corps of Discovery II" Mobile Exhibit/Tour
      Operations Proposal in response to a competitive solicitation.

   2. Contract Proposals
NOTE: Each bureau/office must complete all items on the report unless annotated otherwise. Enter "0" or "N/A" if there is no data to report. This is especially important with regard to the number of times each exemption is used (see V.B.3.a)

I & II. (To be completed by the Department)

III. Definitions of Terms and Acronyms Used in the Report

A. Bureau - specific acronyms or other terms included in each report.
(To be completed by the bureau if appropriate)

B. Basic terms, expressed in common terminology.

1. FOIA/PA request – Freedom of Information Act/Privacy Act request.
A FOIA request is generally a request for access to records concerning a third party, an organization, or a particular topic of interest. A Privacy Act request is a request for records concerning oneself; such requests are also treated as FOIA requests. (All requests for access to records, regardless of which law is cited by the requester, are included in this report).

2. Initial Request – a request to a federal agency for access to records under the Freedom of Information Act.

3. Appeal – a request to a federal agency asking that it review at a higher administrative level a full denial or partial denial of access to records under the Freedom of Information Act, or any other FOIA determination such as a matter pertaining to fees.

4. Processed Request or Appeal – a request or appeal for which an agency
5. 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 in each track are processed on a first-in/first-out basis. A requester who has an urgent need for records may request expedited processing (see below).

6. Expedited processing -- an agency will process a FOIA request on an expedited basis when a requester has shown an exceptional need or urgency for the records which warrants prioritization of his or her request over other requests that were made earlier.

7. Simple request -- a FOIA request that an agency using multi-track processing places in its fastest (nonexpedited) track based on the volume and/or simplicity of records requested.

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

9. Grant -- an agency decision to disclose all records in full in response to a FOIA request.

10. Partial grant -- an agency decision to disclose a record in part in response to a FOIA request, deleting information determined to be exempt under one or more of the FOIA’s exemptions; or a decision to disclose some records in their entireties, but to withhold others in whole or in part.

11. Denial -- an agency decision not to release any part of a record or records in response to a FOIA request because all the information in the requested records is determined by the agency to be exempt under one or more of the FOIA’s exemptions, or for some procedural reason (such as because no record is located in response to a FOIA request).

12. Time limits -- the time period in the Freedom of Information Act for an agency to respond to a FOIA request (ordinarily 20 working days from proper receipt of a “perfected” FOIA request).

13. “Perfected” request -- a FOIA request for records which adequately describes the records sought, which has been received by the FOIA office of the agency or agency component in possession of the records, and for which there is no remaining question about the payment of applicable fees.
14. Exemption 3 statute -- a separate federal statute prohibiting the disclosure of a certain type of information and authorizing its withholding under FOIA subsection (b)(3).

15. Median number -- the middle, not average number. For example, 3, 7, and 14, the median number is 7.

16. 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.

IV. Exemption 3 Statutes

1. List of Exemption 3 statutes relied on by bureau during current fiscal year and number of times invoked. (Provide the complete title and citation of the statute used by the bureau/office.)

2. Brief description of type(s) of information withheld under each statute (Be specific with regard to the information withheld.)

3. Statement of whether a court has upheld the use of each statute. If so, then cite example (To be completed by SOL)

V. Initial FOIA/PA Access Requests

- This should include all access requests, whether first-party or third-party. Only “perfected” requests should be included. A “perfected request” is a FOIA request for records which adequately describes the records sought, which has been received by the FOIA office of the agency or agency component in possession of the records, and for which there is no remaining question about the payment of applicable fees.

A. Numbers of initial requests.

- Even though a requester may ask for several items, e.g., copies of four audit reports, this still only constitutes one request.

- The total of the numbers in lines 1 and 2, minus the number in line 3, should equal the number in line 4.

1. Number of requests pending as of end of preceding fiscal year  ____45____

2. Number of requests received during current fiscal year  ____896_____

3. Number of requests processed during current fiscal year  ____923____
4. Number of requests pending as of end of current fiscal year  ____18____
(Enter this number also in line VII.B.1.)

B. Disposition of initial requests.

- The total of the numbers in lines 1, 2, 3, and 4 should equal the number in line V.A.3 (number of requests processed).

- Please note, each request should be counted just once under V.B. depending on how the majority of the documents were handled. For example, if a request is “partially granted” and a few documents are referred to another agency for response, the request should be counted just once as a “partially granted” request (this applies to the majority of the records).

1. Number of total grants  ____495____
2. Number of partial grants  ____124____
3. Number of denials  ____69____

- Even though more than one exemption may be invoked for each denial, it still only constitutes one denial.

- A "no record" response does not constitute a denial which would be reported under 3—these should be included under 4a, “No records.”

a. Number of times each FOIA exemption used (counting each exemption once per request)

(1) Exemption 1  ____0____
(2) Exemption 2  ____2____
(3) Exemption 3  ____2____
(4) Exemption 4  ____24____
(5) Exemption 5  ____61____
(6) Exemption 6  ____73____
(7) Exemption 7 (A)  ____23____
(8) Exemption 7 (B)  ____2____
(9) Exemption 7 (C)  ____41____
(10) Exemption 7 (D)  ____0____
(11) Exemption 7 (E)  ____1____
(12) Exemption 7 (F)  ____3____
(13) Exemption 8  ____0____
(14) Exemption 9  ____0____

4. Other reasons for nondisclosure (total)  ____235____

• Include fee waiver denials under item 4d.
  a. no records   ____93____
  b. referrals   ____50____
  c. request withdrawn  ____23____
  d. fee-related reason  ____40____
  e. records not reasonably described  ____6____
  f. not a proper FOIA request for some other reason  ____7____
  g. not an agency record  ____9____
  h. duplicate request  ____5____
  i. other (specify)  ____2- Glomar____

(If a request was denied under the Privacy Act, specify which Privacy Act exemption was used to deny the information.)

VI. Appeals of Initial Denials of FOIA/PA Requests (To be completed by the Department.)

• This should include all access requests, whether first-party or third-party.
A. Numbers of appeals.

1. Number of appeals received during fiscal year  
   \[ \text{N/A} \]

2. Number of appeals processed during fiscal year  

B. Disposition of appeals.

- The total of the numbers in lines 1, 2, 3, and 4 should equal the number in line VI.A.2 (number of appeals processed).

- Please note, each appeal should be counted just once under VI.B. depending on how the majority of the documents were handled. For example, if a request is “partially reversed” and a few documents are referred to another agency for response, the appeal should be counted just once as a “partially reversed” appeal (this applies to the majority of the records).

1. Number completely upheld  

2. Number partially reversed  

3. Number completely reversed  

   a. Number of times each FOIA exemption used  
      (counting each exemption once per appeal)

      (1) Exemption 1  

      (2) Exemption 2  

      (3) Exemption 3  

      (4) Exemption 4  

      (5) Exemption 5  

      (6) Exemption 6  

      (7) Exemption 7(A)  

      (8) Exemption 7(B)  

      (9) Exemption 7(C)  

535 6
(10) Exemption 7(D) ________
(11) Exemption 7(E) ________
(12) Exemption 7(F) ________
(13) Exemption 8 ________
(14) Exemption 9 ________

4. Other reasons for nondisclosure (total) ________
   a. no records ________
   b. referrals ________
   c. request withdrawn ________
   d. fee-related reason ________
   e. records not reasonably described ________
   f. not a proper FOIA request for some other reason ______
   g. not an agency record ________
   h. duplicate request ________
   i. other (specify) ________
(If a request was denied under the Privacy Act, specify which Privacy Act exemption was used to deny the information.)

VII. Compliance with Time Limits/Status of Pending Requests

- Bureaus should count days from the time at which a request is “perfected.”

- Bureaus should provide the median number of days under A and B. If the bureau believes that “average time” is a better measure of its performance, it may wish to include that as well.

- Examples - calculating the median:
1) Given 7 requests completed during the fiscal year, aged 10, 25, 35, 65, 75, 80, and 400 days from date of perfection to date of completion, the total number of requests completed during the fiscal year would be 7 and the median age of the completed requests would be 65 days.

2) Example for calculation of median: If there were 6 pending cases aged 10, 20, 30, 50, 120, and 200 days from date of perfection to date of completion, the total number of requests completed would be 6 and the median age would be 40 days (the average of the 2 middle numbers).

A. Processing time for requests processed during the year.

- The total of the numbers in lines 1a and 2a should equal the number reported under line V.A.3 (number of requests processed).

1. Normal Processing (Complete this section only if your bureau/office is not using multi-track processing)
   a. number of requests processed __923__
   b. median number of days to process __20__

2. Multi-track Processing (Complete this section if your bureau/office is using multi-track processing)
   a. Simple requests
      1. Number of requests processed ____N/A___
      2. Median number of days to process ____N/A___
   b. Normal requests
      1. Number of requests processed ____N/A___
      2. Median number of days to process ____N/A___
   c. Complex requests
      1. Number of requests processed ____N/A___
      2. Median number of days to process ____N/A___

3. Requests accorded expedited processing (All bureaus/offices must complete)
   a. number of requests processed __1__
b. median number of days to process 10

B. Status of pending requests.

1. Number of requests pending as of end of FY 2004 18
   (Enter this number from Line V.A.4.)

2. Median number of days that such requests were pending as of that date (September 30, 2004) 180

3. Average number of days that such requests were pending as of that date (optional)

VIII. Comparisons with Previous Year(s)

Bureaus should state comparisons both in total numbers and in percentage of change.

A. Comparison of numbers of requests received:

<table>
<thead>
<tr>
<th></th>
<th>No.</th>
<th>% change over FY 03</th>
</tr>
</thead>
<tbody>
<tr>
<td>FY 04</td>
<td>896</td>
<td>+.096</td>
</tr>
<tr>
<td>FY 03</td>
<td>817</td>
<td></td>
</tr>
</tbody>
</table>

B. Comparison of numbers of requests processed:

<table>
<thead>
<tr>
<th></th>
<th>No.</th>
<th>% change over FY 03</th>
</tr>
</thead>
<tbody>
<tr>
<td>FY 04</td>
<td>923</td>
<td>+.015</td>
</tr>
<tr>
<td>FY 03</td>
<td>802</td>
<td></td>
</tr>
</tbody>
</table>

C. Comparison of median numbers of days requests were pending at the end of FY:

<table>
<thead>
<tr>
<th></th>
<th>No.</th>
<th>% change over FY 03</th>
</tr>
</thead>
<tbody>
<tr>
<td>FY 04</td>
<td>42</td>
<td>+1.6</td>
</tr>
<tr>
<td>FY 03</td>
<td>16</td>
<td></td>
</tr>
</tbody>
</table>

D. Other narrative statements describing bureau efforts to improve timeliness of FOIA responses and making records available to the public (e.g., backlog reduction efforts, training provided by bureau to its employees (do not list training sponsored by DOJ, ASAP, USDA), etc.):

E. Number of requests for expedited processing received: 2
Number of requests for expedited processing granted: 1

IX. Costs/FOIA Staffing

A. Staffing levels.

1. Number of full-time FOIA personnel __3____

2. Number of personnel with part-time or occasional FOIA duties (in total work-years) __8.05____

(For example, if one employee spends 10% of his time on FOIA, another 25%, and a third employee 50%, the total would be .85 work-years.)

3. Total number of personnel (in work-years) __11.05____

(For example, if there are 5 employees who are involved in FOIA/PA matters full time, and 3 employees working on FOIA/PA matters part time (for a total of .85 work-years), the total under line 3 would be 5.85 work-years.)

B. Total Costs (including staff and all resources):

- The salaries (or portion thereof) of the FOIA Officer/Coordinator(s) and others involved in administering/implementing the FOIA Program, including clerical support (include under 1, 2, and 3, if applicable). For purposes of the report, use the individual's salary (exclude benefits and overhead).

- Cost to provide or attend training (include under 1).

- Fees which are waived or not recovered, including those instances where the fee is $30 or under, provided that a record of such fees is maintained as backup information (include under 1).

- The cost to develop and maintain the bureau's FOIA home page (include under 1).

1. FOIA processing (including appeals)

   Staff  _585,910_
2. Litigation-related activities (estimated)

Staff  5,000
Other  N/A

3. Total costs  605,910

4. Comparison with previous year(s) (including % of change)  637,878.13 (-.050)

C. Statement of additional resources needed for FOIA compliance  1,000,000

X. Fees

•  This includes charges for search, review (commercial-use requesters only),
document duplication, and any other direct costs permitted under agency
regulations.

A. Total amount of fees collected by agency for processing requests  13,185.71

B. Percentage of total costs

XI. FOIA Regulations (Including the Fee Schedule)
(To be completed by the Department)

Exemption 3 Statutes

1. List of Exemption 3 statutes relied on by bureau during current fiscal year and number of
times invoked.  (Provide the complete title and citation of the statute used by the bureau or
office.

A. National Defense Authorization Act of 1996, section 821, amends Section 302B of
the Federal Property and Administrative Service Act of 1949 (41 USC 253b) – used
once.

51.100) - used once.
2. Brief description of type(s) of information withheld under each statute. (Be specific with regard to the information withheld.)

   A. The first five pages of a concessions contract proposal.
   B. Concessions contract proposal at Crater Lake NP
DEPARTMENT OF THE INTERIOR

Freedom of Information Act 2005 Annual Report
October 1, 2004 - September 30, 2005

Bureau/Office: National Park Service
Reporting Official: Diane Cooke
Telephone No.: 202/354-1925
Date: 12/20/05
Amended: 2/15/06

NOTE: Each bureau/office must complete all items on the report unless annotated otherwise. Enter “0” or “N/A” if there is no data to report. This is especially important with regard to the number of times each exemption is used (see V.B.3.a)

I & II. (To be completed by the Department (OCIO))

III. Definitions of Terms and Acronyms Used in the Report

A. Bureau - specific acronyms or other terms included in each report.
   (To be completed by the bureau if appropriate)

B. Basic terms, expressed in common terminology.

1. FOIA/PA request – Freedom of Information Act/Privacy Act request. A FOIA request is generally a request for access to records concerning a third party, an organization, or a particular topic of interest. A Privacy Act request is a request for records concerning oneself; such requests are also treated as FOIA requests. (All requests for access to records, regardless of which law is cited by the requester, are included in this report).

2. Initial Request – a request to a federal agency for access to records under the Freedom of Information Act.

3. Appeal – a request to a federal agency asking that it review at a higher administrative level a full denial or partial denial of access to records under the Freedom of Information Act, or any other FOIA determination such as a matter pertaining to fees.

4. Processed Request or Appeal – a request or appeal for which an agency
has taken a final action on the request or the appeal in all respects.

5. 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 in each track are processed on a first-in/first-out basis. A requester who has an urgent need for records may request expedited processing (see below).

6. Expedited processing -- an agency will process a FOIA request on an expedited basis when a requester has shown an exceptional need or urgency for the records which warrants prioritization of his or her request over other requests that were made earlier.

7. Simple request -- a FOIA request that an agency using multi-track processing places in its fastest (nonexpedited) track based on the volume and/or simplicity of records requested.

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

9. Grant -- an agency decision to disclose all records in full in response to a FOIA request.

10. Partial grant -- an agency decision to disclose a record in part in response to a FOIA request, deleting information determined to be exempt under one or more of the FOIA’s exemptions; or a decision to disclose some records in their entirety, but to withhold others in whole or in part.

11. Denial -- an agency decision not to release any part of a record or records in response to a FOIA request because all the information in the requested records is determined by the agency to be exempt under one or more of the FOIA’s exemptions, or for some procedural reason (such as because no record is located in response to a FOIA request).

12. Time limits -- the time period in the Freedom of Information Act for an agency to respond to a FOIA request (ordinarily 20 working days from proper receipt of a “perfected” FOIA request).

13. “Perfected” request -- a FOIA request for records which adequately describes the records sought, which has been received by the FOIA office of the agency or agency component in possession of the records, and for which there is no remaining question about the payment of applicable fees.
14. Exemption 3 statute -- a separate federal statute prohibiting the disclosure of a certain type of information and authorizing its withholding under FOIA subsection (b)(3).

15. Median number -- the middle, not average number. For example, 3, 7, and 14, the median number is 7.

16. 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.

IV. Exemption 3 Statutes (See NPS' Attachment at the end of the Report)

1. List of Exemption 3 statutes relied on by bureau during current fiscal year and number of times invoked. (Provide the complete title and citation of the statute used by the bureau/office.)

2. Brief description of type(s) of information withheld under each statute. (Be specific with regard to the information withheld.)

3. Statement of whether a court has upheld the use of each statute. If so, then cite example. (To be completed by SOL only.)

V. Initial FOIA/PA Access Requests

- This should include all access requests, whether first-party or third-party. Only “perfected” requests should be included. A “perfected request” is a FOIA request for records which adequately describes the records sought, which has been received by the FOIA office of the agency or agency component in possession of the records, and for which there is no remaining question about the payment of applicable fees.

A. Numbers of initial requests.

- Even though a requester may ask for several items, e.g., copies of four audit reports, this still only constitutes one request.

- The total of the numbers in lines 1 and 2, minus the number in line 3, should equal the number in line 4.

1. Number of requests pending as of end of preceding fiscal year  
2. Number of requests received during current fiscal year  
3. Number of requests processed during current fiscal year
4. Number of requests pending as of end of current fiscal year __38__
   (Enter this number also in line VII.B.1.)

B. Disposition of initial requests.

- The total of the numbers in lines 1, 2, 3, and 4 should equal the number in line V.A.3 (number of requests processed).

- Please note, each request should be counted just once under V.B. depending on how the majority of the documents were handled. For example, if a request is "partially granted" and a few documents are referred to another agency for response, the request should be counted just once as a "partially granted" request (this applies to the majority of the records).

1. Number of total grants ___710___
2. Number of partial grants ___2149___
3. Number of denials ___36___

- Even though more than one exemption may be invoked for each denial, it still only constitutes one denial.

- A "no record" response does not constitute a denial which would be reported under 3—these should be included under 4a, "No records."

a. Number of times each FOIA exemption used (counting each exemption once per request)

   (1) Exemption 1 ___0___
   (2) Exemption 2 ___18___
   (3) Exemption 3 ___9___
   (4) Exemption 4 ___31___
   (5) Exemption 5 ___57___
   (6) Exemption 6 ___1498___
<table>
<thead>
<tr>
<th>Exemption</th>
<th>Count</th>
</tr>
</thead>
<tbody>
<tr>
<td>7 (A)</td>
<td>43</td>
</tr>
<tr>
<td>7 (B)</td>
<td>1</td>
</tr>
<tr>
<td>7 (C)</td>
<td>499</td>
</tr>
<tr>
<td>7 (D)</td>
<td>0</td>
</tr>
<tr>
<td>7 (E)</td>
<td>7</td>
</tr>
<tr>
<td>7 (F)</td>
<td>2</td>
</tr>
<tr>
<td>8</td>
<td>0</td>
</tr>
<tr>
<td>9</td>
<td>0</td>
</tr>
</tbody>
</table>

4. Other reasons for nondisclosure (total) 222

- Include fee waiver denials under item 4d.
  a. no records 90
  b. referrals 36
  c. request withdrawn 14
  d. fee-related reason 42
  e. records not reasonably described 16
  f. not a proper FOIA request for some other reason 1
  g. not an agency record 14
  h. duplicate request 0
  i. other (specify) 9 (glomar)

(If a request was denied under the Privacy Act, specify which Privacy Act exemption was used to deny the information.)

VI. Appeals of Initial Denials of FOIA/PA Requests (To be completed by SOL.)

- This should include all access requests, whether first-party or third-party.
A. Numbers of appeals.

1. Number of appeals received during fiscal year

2. Number of appeals processed during fiscal year

B. Disposition of appeals.

- The total of the numbers in lines 1, 2, 3, and 4 should equal the number in line VI.A.2 (number of appeals processed).

- Please note, each appeal should be counted just once under VI.B. depending on how the majority of the documents were handled. For example, if a request is “partially reversed” and a few documents are referred to another agency for response, the appeal should be counted just once as a “partially reversed” appeal (this applies to the majority of the records).

1. Number completely upheld

2. Number partially reversed

3. Number completely reversed

   a. Number of times each FOIA exemption used
      (counting each exemption once per appeal)

      (1) Exemption 1

      (2) Exemption 2

      (3) Exemption 3

      (4) Exemption 4

      (5) Exemption 5

      (6) Exemption 6

      (7) Exemption 7(A)

      (8) Exemption 7(B)

      (9) Exemption 7(C)
4. Other reasons for nondisclosure (total)

a. no records

b. referrals

c. request withdrawn

d. fee-related reason

e. records not reasonably described

f. not a proper FOIA request for some other reason

g. not an agency record

h. duplicate request

i. other (specify)

(If a request was denied under the Privacy Act, specify which Privacy Act exemption was used to deny the information.)

VII. Compliance with Time Limits/Status of Pending Requests

• Bureaus should count days from the time at which a request is “perfected.”

• Bureaus should provide the median number of days under A and B. If the bureau believes that “average time” is a better measure of its performance, it may wish to include that as well.

• Examples - calculating the median:
1) Given 7 requests completed during the fiscal year, aged 10, 25, 35, 65, 75, 80, and 400 days from date of perfection to date of completion, the total number of requests completed during the fiscal year would be 7 and the median age of the completed requests would be 65 days.

2) Example for calculation of median: If there were 6 pending cases aged 10, 20, 30, 50, 120, and 200 days from date of perfection to date of completion, the total number of requests completed would be 6 and the median age would be 40 days (the average of the 2 middle numbers).

A. Processing time for requests processed during the year.

- The total of the numbers in lines 1a and 2a should equal the number reported under line V.A.3 (number of requests processed).

1. Normal Processing (Complete this section only if your bureau/office is not using multi-track processing.)

   a. number of requests processed
      - 3117
   b. median number of days to process
      - 19

2. Multi-track Processing (Complete this section if your bureau/office is using multi-track processing.)

   a. Simple requests
      1. Number of requests processed
         - N/A
      2. Median number of days to process
         - 
   b. Normal requests
      1. Number of requests processed
         - N/A
      2. Median number of days to process
         - 
   c. Complex requests
      1. Number of requests processed
         - N/A
      2. Median number of days to process
         - 

3. Requests accorded expedited processing (All bureaus/offices must complete)

   a. number of requests processed
      - 0
b. median number of days to process 0

B. Status of pending requests.

1. Number of requests pending as of end of FY 2005 38
   (Enter this number from Line V.A.4.)

2. Median number of days that such requests were pending as of that date (September 30, 2005) 72

3. Average number of days that such requests were pending as of that date (optional)

VIII. Comparisons with Previous Year(s)

Bureaus should state comparisons both in total numbers and in percentage of change.

A. Comparison of numbers of requests received:

<table>
<thead>
<tr>
<th></th>
<th>No.</th>
<th>% change over FY 04</th>
</tr>
</thead>
<tbody>
<tr>
<td>FY 05</td>
<td>3137</td>
<td>+2.50</td>
</tr>
<tr>
<td>FY 04</td>
<td>896</td>
<td></td>
</tr>
</tbody>
</table>

B. Comparison of numbers of requests processed:

<table>
<thead>
<tr>
<th></th>
<th>No.</th>
<th>% change over FY 04</th>
</tr>
</thead>
<tbody>
<tr>
<td>FY 05</td>
<td>3117</td>
<td>+2.37</td>
</tr>
<tr>
<td>FY 04</td>
<td>923</td>
<td></td>
</tr>
</tbody>
</table>

C. Comparison of median numbers of days requests were pending at the end of FY:

<table>
<thead>
<tr>
<th></th>
<th>No.</th>
<th>% change over FY 04</th>
</tr>
</thead>
<tbody>
<tr>
<td>FY 05</td>
<td>16</td>
<td>-0.61</td>
</tr>
<tr>
<td>FY 04</td>
<td>42</td>
<td></td>
</tr>
</tbody>
</table>

D. Other narrative statements describing bureau efforts to improve timeliness of FOIA responses and making records available to the public (e.g., backlog reduction efforts, training provided by bureau to its employees [do not list training sponsored by DOJ, ASAP, USDA], etc.):

- NPS has been working extremely hard to reduce any backlogs. The NPS is posting and providing more documents to our webpages to make them readily accessible for the public.
- The NPS is very customer service oriented, which helps to also limit litigation.

E. Number of requests for expedited processing received: 1
   Number of requests for expedited processing granted: 0

IX. Costs/FOIA Staffing

   A. Staffing levels.
      1. Number of full-time FOIA personnel 1
      2. Number of personnel with part-time or occasional FOIA duties (in total work-years) 14.587
         (For example, if one employee spends 10% of his time on FOIA, another 25%, and a third employee 50%, the total would be .85 work-years.)
      3. Total number of personnel (in work-years) 15.587
         (For example, if there are 5 employees who are involved in FOIA/PA matters full time, and 3 employees working on FOIA/PA matters part time (for a total of .85 work-years), the total under line 3 would be 5.85 work-years.)

   B. Total Costs (including staff and all resources):
      - The salaries (or portion thereof) of the FOIA Officer/Coordinator(s) and others involved in administering/implementing the FOIA Program, including clerical support (include under 1, 2, and 3, if applicable). For purposes of the report, use the individual's salary (exclude benefits and overhead).
      - Cost to provide or attend training (include under 1).
      - Fees which are waived or not recovered, including those instances where the fee is $30 or under, provided that a record of such fees is maintained as backup information (include under 1).
      - The cost to develop and maintain the bureau's FOIA home page (include under 1).
1. FOIA processing (including appeals)
   Staff $ 611,415
   Other $ 10,200

2. Litigation-related activities (estimated)
   Staff $ 18,899
   Other $ 300

3. Total costs $ 640,814

4. Comparison with previous year(s) (including % of change) $ 605,910 (+0.057)

C. Statement of additional resources needed for FOIA compliance (est.) $1,000,000
   • To help comply with FOIA/EFOIA Servicewide.

X. Fees
   • This includes charges for search, review (commercial-use requesters only),
     document duplication, and any other direct costs permitted under agency
     regulations.

A. Total amount of fees collected by agency for processing requests $ 12,653.87

B. Percentage of total costs

XI. FOIA Regulations (Including the Fee Schedule)
   (To be completed by the Department)
Exemption 3 Statutes

1. List of Exemption 3 statutes relied on by bureau during current fiscal year and number of times invoked. (Provide the complete title and citation of the statute used by the bureau/office.)

1. 16 USC 440hh(a), Archaeological Resources Protection Act of 1979, invoked S times
2. 41 USC 253b – Federal Property and Administrative Services Act, invoked 2 times
3. PL 100-691 – Federal Cave Resources Protection Act
4. 16 USC 35 – Endangered Species Act

2. Brief description of type(s) of information withheld under each statute. (Be specific with regard to the information withheld.)

1a) Withheld information relating to the locations and/or the nature of archeological sites. (invoked 5 times)
2a) Withheld Bid, Solicitation and Offer (invoked 2 times)
3a) Withheld GPS location of Caves, (invoked 1 time)
4a) Withheld 1996 Survey of Spotted Owls, (invoked 1 time)