

FREEDOM OF INFORMATION ANNUAL REPORT -- FY 2009

I. AGENCY: U.S. Department of Health and Human Services

REPORT PREPARED BY: Katherine S. Norris

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ELECTRONIC ADDRESS FOR THIS REPORT ON THE WORLD WIDE WEB:

<http://www.hhs.gov/foia/09anlrpt.html>

\*\* Copies of the annual reports of a number of individual HHS Operating Divisions can be found by contacting the responsible component shown in Section II below, or by locating a FOIA link at the following websites:

**Administration on Aging (AOA):** <http://www.aoa.gov/>

**Agency for Healthcare Research and Quality (AHRQ):** <http://www.ahrq.gov>

**Centers for Disease Control and Prevention (CDC):** <http://www.cdc.gov>

**Centers for Medicare & Medicaid Services (CMS):** <http://www.cms.gov>

**Food and Drug Administration (FDA):** <http://www.fda.gov>

**Health Resources and Services Administration (HRSA):** <http://www.hrsa.gov/>

**Indian Health Service (IHS):** <http://www.ihs.gov>

**National Institute of Health (NIH):** <http://www.nih.gov/>

**Office of Inspector General (OIG):** <http://oig.hhs.gov/foia.html>

**Office of Public Health and Science (OPHS):** [www.psc.gov/aos/foia/](http://www.psc.gov/aos/foia/)

**Substance Abuse and Mental Health Services Administration:**

[www.samhsa.gov/foia/](http://www.samhsa.gov/foia/)

ADDRESS FOR PAPER COPIES OF THIS REPORT: See Above

II. HOW TO MAKE A FOIA REQUEST: Please see HHS Guide to Information Resources at: [www.hhs.gov/about/infoguid.html#foia](http://www.hhs.gov/about/infoguid.html#foia)

1. HHS and OPDIV Freedom of Information Officers/FOIA Requester Service Centers

Health and Human Services (HHS)  
Freedom of Information Officer  
Mary E. Switzer Building, Room 2221  
330 C Street, S.W.

Washington, D.C. 20201  
Phone: 202-690-7453

Administration for Children and Families (ACF)  
Freedom of Information Officer  
901 D Street, S.W.  
7<sup>th</sup> Floor West  
Aerospace Building  
Washington, D.C. 20447  
Phone: 202-401-9215

Administration on Aging (AOA)  
Freedom of Information Officer  
Washington, D.C. 20201  
Phone: 202-357-3540

Centers for Medicare & Medicaid Services (CMS)  
Freedom of Information Officer  
North Building, Room N2-20-06  
7500 Security Boulevard  
Baltimore, Maryland 21244  
Phone: 410-786-5353

Office of Inspector General (OIG)  
Freedom of Information Officer  
Cohen Building, Suite 1062  
330 Independence Ave, S.W.  
Washington, D.C. 20201  
Phone: 202-619-2541

Office of Public Health and Science (OPHS)  
Freedom of Information Officer  
Room 17-66, Parklawn Building  
5600 Fishers Lane  
Rockville, MD 20857  
Phone: 301-443-5252

Agency for Healthcare Research and Quality (AHRQ)  
Freedom of Information Officer  
540 Gaither Road  
The Eisenberg Building, Room 2222  
Rockville, Maryland 20850  
Phone: 301-427-1866

Centers for Disease Control and Prevention (CDC) and/or  
Agency for Toxic Substances and Disease Registry (ATSDR)  
Freedom of Information Officer

1600 Clifton Road, N.E., Building 16, Room D-54  
Atlanta, Georgia 30333  
Phone: 404-639-7270

Food and Drug Administration (FDA)  
Freedom of Information Officer  
Parklawn Building, Room 6-30  
5600 Fishers Lane  
Rockville, Maryland 20857  
Phone: 301-827-6567

Health Resources and Services Administration (HRSA)  
Freedom of Information Officer  
Parklawn Building, Room 14-15  
5600 Fishers Lane  
Rockville, Maryland 20857  
Phone: 301-443-3376

Indian Health Service (IHS)  
Freedom of Information Officer  
12300 Twinbrook Parkway, Suite 450  
Twinbrook II, Metro Plaza Building  
Rockville, Maryland 20857  
Phone: 301-443-1116

National Institutes of Health (NIH)  
Freedom of Information Officer  
Building 31, Room 5B35  
9000 Rockville Pike  
Bethesda, Maryland 20892  
Phone: 301-496-5633

Substance Abuse and Mental Health Services Administration (SAMHSA)  
Freedom of Information Officer  
1 Choke Cherry Road, Room 8-1042  
Rockville, Maryland 20857  
Phone: 240-276-2137

2. Brief description of why some requests are not granted: Documents requested were protected by an exemption and release would have caused harm to the interest protected by the exemption.

### III. ACRONYMS, DEFINITIONS, AND EXEMPTIONS:

1. Agency-specific acronyms or other terms:

HHS - U.S. Department of Health and Human Services

OPDIVs - Operating Divisions of HHS  
OS - Office of the Secretary, HHS  
OASPA - Office of the Assistant Secretary for Public Affairs, HHS  
AoA - Administration on Aging  
ACF - Administration for Children and Families  
AHRQ - Agency for Healthcare Research and Quality  
ATSDR - Agency for Toxic Substances and Disease Registry  
CDC - Centers for Disease Control and Prevention  
FDA - Food and Drug Administration  
HRSA - Health Resources and Services Administration  
IHS - Indian Health Service  
NIH - National Institutes of Health  
OIG – Office of the Inspector General  
OPHS - Office of Public Health and Science  
PHS - Public Health Service  
PRO - Professional Review Organization  
PSC - Program Support Center  
SAMHSA - Substance Abuse and Mental Health Services Administration

2. Basic terms (from FOIA UPDATE, Summer 1997):

- a. **Administrative Appeal** – a request to a federal agency asking that it review at a higher administrative level a FOIA determination made by the agency at the initial request level.
- b. **Average Number** – the number obtained by dividing the sum of a group of numbers by the quantity of numbers in the group. For example, of 3, 7, and 14, the average number is 8.
- c. **Backlog** – the number of requests or administrative appeals that are pending at an agency at the end of the fiscal year that are beyond the statutory time period for a response.
- d. **Component** – for agencies that process requests on a decentralized basis, a “component” is an entity, also sometimes referred to as an Office, Division, Bureau, Center, or Directorate, within the agency that processes FOIA requests. The FOIA now requires that agencies include in their annual report data for both the agency overall and for each principal component of the agency.
- e. **Consultation** – the procedure whereby the agency responding to a FOIA request first forwards a record to another agency for its review because that agency has an interest in the document. Once the agency in receipt of the consultation finishes its review of the record, it responds back to the agency that forwarded it. That Agency, in turn, will then respond to the FOIA requester.
- f. **Exemption 3 Statute** – a federal statute that exempts information from disclosure and which the agency relies on to withhold information under subsection (b)(3) of the FOIA.
- g. **FOIA Request** – a FOIA request is generally a request to a federal agency for access to records concerning another person (i.e., a “third-party”

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

- h. **Full Grant** - an agency decision to disclose all records in full in response to a FOIA request.
- i. **Full Denial** - an agency decision not to release any records in response to a FOIA request because the records are exempt in their entirety under one or more of the FOIA exemptions, or because of a procedural reason, such as when no records could be located.
- j. **Median Number - Median Number** – the middle, not average, number. For example, of 3, 7, and 14, the median number is 7.
- k. **Multi-Track Processing** – a system in which simple requests requiring relatively minimal review are placed in one processing track and more voluminous and complex requests are placed in one or more other tracks. Requests granted expedited processing are placed in yet another track. Requests in each track are processed on a first in/first out basis.
  - i. **Expedited Processing** – an agency will process a FOIA request on an expedited basis when a requester satisfies the requirements for expedited processing as set forth in the statute and in agency regulations.
  - ii. **Simple Request** – a FOIA request that an agency using multi-track processing places in its fastest (non-expedited) track based on the low volume and/or simplicity of the records requested.
  - iii. **Complex Request** – a FOIA request that an agency using multi-track processing places in a slower track based on the high volume and/or complexity of the records requested.
- l. **Partial Grant/Partial Denial** – in response to a FOIA request, an agency decision to disclose portions of the records and to withhold other portions that are exempt under the FOIA, or to otherwise deny a portion of the request for a procedural reason.
- m. **Pending Request or Pending Administrative Appeal** – a request or administrative appeal for which an agency has not taken final action in all respects.
- n. **Perfected Request** – a request for records which reasonably describes

such records and is made in accordance with published rules stating the time, place, fees (if any) and procedures to be followed.

- o. **Processed Request or Processed Administrative Appeal** – a request or administrative appeal for which an agency has taken final action in all respects.
  - p. **Range in Number of Days** – the lowest and highest number of days to process requests or administrative appeals.
  - q. **Time Limits** – the time period in the statute for an agency to respond to a FOIA request (ordinarily twenty working days from receipt of a perfected FOIA request).
3. Concise descriptions of the nine FOIA exemptions:
- a. **Exemption 1:** classified national defense and foreign relations information
  - b. **Exemption 2:** internal agency rules and practices
  - c. **Exemption 3:** information that is prohibited from disclosure by another federal law
  - d. **Exemption 4:** trade secrets and other confidential business information
  - e. **Exemption 5:** inter-agency or intra-agency communications that are protected by legal privileges
  - f. **Exemption 6:** information involving matters of personal privacy
  - g. **Exemption 7:** records or information compiled for law enforcement purposes, to the extent that the production of those records
    - (A) could reasonably be expected to interfere with enforcement proceedings,
    - (B) would deprive a person of a right to a fair trial or an impartial adjudication,
    - (C) could reasonably be expected to constitute an unwarranted invasion of personal privacy,
    - (D) could reasonably be expected to disclose the identity of a confidential source,
    - (E) would disclose techniques and procedures for law enforcement investigations or prosecutions, or would disclose guidelines for law enforcement investigations or prosecutions, or
    - (F) could reasonably be expected to endanger the life or physical safety of any individual
  - h. **Exemption 8:** information relating to the supervision of financial institutions
  - i. **Exemption 9:** geological information on wells

#### IV. EXEMPTION 3 STATUTES (See Chart)

#### V. FOIA Requests (See Chart)

- A. Numbers of initial requests (line 1 + line 2 - line 3 = line 4): (See chart)

1. Number of requests pending as of start of fiscal year: 586

2. Number of requests received in fiscal year: 1272
3. Number of requests processed in fiscal year: 1370
4. Number of requests pending as of end of fiscal year: 488

B. (1) Disposition of FOIA Requests: (See chart)

1. Number of full grants: 337
2. Number of partial grants: 250
3. Number of full denials based on Exemptions: 16
4. Number of Full Denials Based on Reasons Other than Exemptions (Total):
  - a. No records: 341
  - b. Referrals: 23
  - c. Request withdrawn: 183
  - d. Fee-related reason: 50
  - e. Records not reasonably described: 37
  - f. Improper FOIA request for some other reason: 15
  - g. Not an agency record: 14
  - h. Duplicate request: 32
  - i. Other (specify): 72
    - Not Perfected – 33
    - Referred to PHS – 31
    - Referred to FDA – 7
    - Referred to NIH - 1

B. (2) Disposition of FOIA Requests – Other (See chart)

B. (3) Disposition of FOIA Requests - Number of times exemptions applied (See Chart)

Exemption 1: 0  
Exemption 2: 64  
Exemption 3: 13  
Exemption 4: 122  
Exemption 5: 54  
Exemption 6: 143  
Exemption 7(A): 17  
Exemption 7(B):  
Exemption 7(C):  
Exemption 7(D):  
Exemption 7(E):

Exemption 7(F):  
Exemption 8: 0  
Exemption 9: 0

## VI. ADMINISTRATIVE APPEALS OF INITIAL DETERMINATIONS OF FOIA REQUESTS

- A. Received, Processed and Pending Administrative Appeals (See chart)
1. Number of appeals pending as of start of Fiscal Year
  2. Number of appeals received in Fiscal Year:
  3. Number of appeals processed in Fiscal Year:
  4. Number appeals pending as of end of Fiscal Year:
- B. Disposition of Administrative Appeals – All Processed Appeals (See chart)
1. Number affirmed on appeal:
  2. Number partially affirmed and partially reversed/remanded on appeal:
  3. Number completely reversed/remanded on appeal:
  4. Number of appeals closed for other reasons:

- C. (1) Reasons for denial on Appeal – Number of Times Exemptions applied (See chart)

Exemption 1:  
Exemption 2:  
Exemption 3:  
Exemption 4:  
Exemption 5:  
Exemption 6:  
Exemption 7(A):  
Exemption 7(B):  
Exemption 7(C):  
Exemption 7(D):  
Exemption 7(E):  
Exemption 7(F):  
Exemption 8:  
Exemption 9:

- C. (2) Reasons for denial on Appeal – Reasons other than exemptions (See chart)

- a. No records:
- b. Referrals:
- c. Request withdrawn:
- d. Fee-related reason:
- e. Records not reasonably described:
- f. Improper request for other reason:
- g. Not an agency record:
- h. Duplicate request:

- i. Request in litigation:
- j. Appeal based solely on denial of request for expedited processing:
- k. Other:

C. (3) Reasons for denial on Appeal – Other:(See chart)  
 Administrative closures, records previously released to appellant

- C. (4) Response time for administrative appeals (See chart)
- a. Median number of days:
  - b. Average number of days:
  - c. Lowest Number of days:
  - d. Highest number of days:

C. (5) Ten Oldest Pending Appeals (See Chart)

VII. FOIA REQUESTS: RESPONSE TIME FOR PROCESSED AND PENDING REQUESTS

- A. Processed Requests – Response Time for All Processed Perfected Requests (See chart)
- B. Processed Requests – Response Time for Perfected Requests in Which Information Was Granted (See chart)
- C. Processed Requests – Response Time in Day Increments (See chart)
- D. Pending Requests – All Pending Perfected Requests (See chart)
- E. Pending Requests – Ten Oldest Pending Perfected Requests (See chart)

VIII. REQUESTS FOE EXPEDITED PROCESSING AND REQUESTS FOR FEE WAIVER (See Chart)

- A. Requests foe Expedited Processing (See chart)
- B. Requests for Fee Waiver (See chart)

IX. FOIA PERSONNEL AND COSTS (See Chart)

- A. Personnel: Total 12
- B. Costs: Total \$1,040,856

X. FEES COLLECTED FOR PROCESSING REQUESTS (See Chart)  
 Total: \$33,433.77

XI. FOIA REGULATIONS  
<http://www.hhs.gov/foia/45cfr5.html>.

XII. BACKLOGS, CONSULTATIONS, AND COMPARISONS

- A. Backlogs of FOIA Requests and Administrative Appeals (See Chart)  
 Requests:  
 Appeals:
- B. Consultations on FOIA Requests – Received, Processed, and Pending

Consultations (See Chart)

Received and Pending at Start of Fiscal Year:

Received During Fiscal Year:

Received and Processed:

Received and Pending:

- C. Consultations on FOIA Requests – Ten Oldest Consultations Received from Other Agencies and Pending at Your Agency (See Chart)

Total:

- D. Comparison of Numbers of Requests from Previous and Current Annual Report – Requests Received, Processed, and Backlogged (See Chart)

Received from Last Year's Report:

Received from Current Year's Report:

Processed from Last Year's Report:

Processed from Current Year's Report:

Number of Backlogged Requests from Previous Year:

Number of Backlogged Requests from Current Year:

- E. Comparison of Numbers of Administrative Appeals from Previous and Current Annual Report – Appeals Received, Processed, and Backlogged (See Chart)

Received from Last Year's Report:

Received from Current Year's Report:

Processed from Last Year's Report:

Processed from Current Year's Report:

IV. Exemption 3 Statutes

Statute	Type of Information Withheld	Case Citation	Number of Times Relied upon per Component	Total Number of Times Relied upon by Agency
42 U.S.C. § 242m(d) (Public Health Service Act § 308(d))	Identifiable information for certain research and statistical activities			2
42 U.S.C. § 262a(h) Public Health Service Act	Select Agent Information			5
41 U.S.C. § 253b(m) National Defense Authorization Act	Technical proposal not incorporated into a final contract	<i>Hornbostel v. U.S. Dep't. of Interior</i> , 305 F.Supp.2d 21 (D.D.C. 2003)		5
15 U.S.C. 1335a(b)(2)(A) Comprehensive Smoking Education Act of 1984	Cigarette additive information			1

Part V A  
 Received, Processed and Pending FOIA Requests

	Number of Requests Pending as of Start of Fiscal Year	Number of Requests Received in Fiscal Year	Number of Requests Processed in Fiscal Year	Number of Requests Pending as of End of Fiscal Year
OS				
ACF				
AOA				
CMS				
OIG				
OPHS				
AHRQ				
CDC	586	1272	1370	488
FDA <sup>1</sup>				
HRSA				
IHS <sup>2</sup>				
NIH <sup>3</sup>				
SAMHSA				
PHS Total				
HHS Total				

<sup>1</sup> The increase of 50 files (which equates to 0.003% difference) was the result of improved counting through enhanced reporting tools, and re-opening files which had previously been closed. Generally, these re-opened files resulted from late responses to prepayments or letters of interest.

<sup>2</sup> Excluding all first party requests per current Dept. of Justice guidance.

<sup>3</sup> Excluding all first party requests per current Dept. of Justice guidance.



V B 2 Disposition of FOIA Requests – “Other” Reasons for “Full Denials Based on Reasons Other than Exemptions” from Section V, B (1) Chart

<b>Component</b>	<b>Description of “Other” Reasons for Denials from Chart B (1) &amp; Number of Times Those Reasons Were Relied upon</b>	<b>TOTAL</b>
OS		
ACF		
AOA		
CMS		
OIG		
OPHS		
AHRQ		
CDC	Not Perfected	33
FDA		
HRSA		
IHS		
NIH		
SAMHSA		
PHS Total		
HHS Total		



VI .A. Received Processed and Pending Appeals

	<b>Number of Appeals Pending as of Start of Fiscal Year</b>	<b>Number of Appeals Received in Fiscal Year</b>	<b>Number of Appeals Processed in Fiscal Year</b>	<b>Number of Appeals Pending as of End of Fiscal Year</b>
OS				
CMS				
HHS Total				

VI B. Disposition of Processed Appeals

	<b>Number Affirmed on Appeal</b>	<b>Number Partially Affirmed &amp; Partially Reversed/Remanded on Appeal</b>	<b>Number Completely Reversed/Remanded on Appeal</b>	<b>Number of Appeals Closed for Other Reasons</b>	<b>TOTAL</b>
OS					
CMS					
HHS Total					





VI. C. (3) Reasons for Denial on Appeal – “Other” Reasons from Section VI, C (2) Chart

1. If you utilized the “Other” column in Section VI, C (2), provide below descriptions of the “other” reasons and the number of times each reason was relied upon. (The numbers in the “Total” column must match the numbers in the “Other” column from Section VI, C (2).)

	<b>Description of “Other” Reasons for Denial on Appeal from Chart C (2) &amp; Number of Times Those Reasons Were Relied upon</b>	<b>TOTAL</b>
OS		
CMS		
HHS Total		

VI C. (4) Response Time for Administrative Appeals 1. Provide the median, average, and range in number of days to respond to administrative appeal

	<b>Median Number of Days</b>	<b>Average Number of Days</b>	<b>Lowest Number of Days</b>	<b>Highest Number of Days</b>
OS				
CMS				
HHS Overall				

VII. A FOIA REQUESTS: RESPONSE TIME FOR PROCESSED PERFECTED REQUESTS

	SIMPLE				COMPLEX				EXPEDITED PROCESSING			
	Median Number of Days	Average Number of Days	Lowest Number of Days	Highest Number of Days	Median Number of Days	Average Number of Days	Lowest Number of Days	Highest Number of Days	Median Number of Days	Average Number of Days	Lowest Number of Days	Highest Number of Days
OS <sup>1</sup>												
ACF												
AOA												
CMS												
OIG												
OPHS												
AHRQ												
CDC	16	48.67	0	652	27	84.26	0	681	1.5	1.5	1	2
FDA												
HRSA												
IHS												
NIH												
SAMHSA												
PHS Overall												
HHS Overall												

<sup>1</sup> Tracking System does not track by type of request.

VII. B Processed Requests - Response Time for Perfected Requests in Which Information Was Granted

	SIMPLE				COMPLEX				EXPEDITED PROCESSING			
	Median Number of Days	Average Number of Days	Lowest Number of Days	Highest Number of Days	Median Number of Days	Average Number of Days	Lowest Number of Days	Highest Number of Days	Median Number of Days	Average Number of Days	Lowest Number of Days	Highest Number of Days
OS <sup>1</sup>												
ACF												
AOA												
CMS												
OIG												
OPHS												
AHRQ												
CDC	19	44.79	0	609	38	96.67	0	681	0	0	0	0
FDA												
HRSA												
IHS												
NIH												
SAMHSA												
PHS Overall												
HHS Overall												

<sup>1</sup> Tracking System does not track by type of request.

VII. C Processed Requests – Response Time in Day Increments

Simple Requests

	1–20 Days	21 – 40 Days	41 – 60 Days	61 – 80 Days	81- 100 Days	101- 120 Days	121- 140 Days	141- 160 Days	161- 180 Days	181- 200 Days	201- 300 Days	301- 400 Days	401+ Days	TOTAL
OS <sup>1</sup>														
ACF														
AOA														
CMS														
OIG														
OPHS														
AHRQ														
CDC	103	40	7	6	4	4	3	0	0	0	0	2	8	178
FDA														
HRSA														
IHS														
NIH														
SAMHSA														
PHS Overall														
HHS Overall														

<sup>1</sup> Tracking System does not track by type of request.





VII D Pending Requests –All Pending Perfected Requests

	Simple			Complex			Expedited Processing		
	Number Pending	Median Number Of Days	Average Number Of Days	Number Pending	Median Number Of Days	Average Number Of Days	Number Pending	Median Number Of Days	Average Number Of Days
OS <sup>1</sup>									
ACF									
AOA									
CMS									
OIG									
OPHS									
AHRQ									
CDC	10	528	418	469	84	161	4	102	103
FDA									
HRSA									
IHS									
NIH									
SAMHSA									
PHS Total									
HHS Total									

<sup>1</sup> Tracking System does not track by type of request.





VIII A Requests for Expedited Processing

	Number Granted	Number Denied	Median Number of Days to Adjudicate	Average Number of Days to Adjudicate	Number Adjudicated Within Ten Calendar Days
OS					
ACF					
AOA					
CMS					
OIG					
OPHS					
AHRQ					
CDC	2	33	0	0	35
FDA					
HRSA					
IHS					
NIH					
SAMHSA					
PHS Total					
HHS Total					

VIII. B Requests for Fee Waiver

	Number Granted	Number Denied	Median Number of Days to Adjudicate	Average Number of Days to Adjudicate
OS				
ACF				
AOA				
CMS				
OIG				
OPHS				
AHRQ				
CDC	1	7	0	0
FDA				
HRSA				
IHS				
NIH				
SAMHSA				
PHS Total				
HHS Total				

IX. Personnel and Costs

	Personnel			Costs		
	Number of "Full-Time FOIA Employees"	Number of "Equivalent Full-Time FOIA Employees"	Total Number of Full-Time FOIA Staff "	Processing Costs	Litigation-Related Costs	Total Costs
OS						
OS						
ACF						
AOA						
<del>SM</del> S						
OIG	11	1	12	\$1,040,856		\$1,040,856
OPHS						
AHRQ						
CDC						
FDA						
HRSA						
IHS						
NIH						
SAMHSA						
PHS Total						
HHS Total						

Part X  
Fees Collected

	Total Amount of Fees Collected	Percentage of Total Costs
OS		
ACF		
AOA		
CMS		
OIG		
OPHS		
AHRQ		
CDC	\$33,433.77	3.2%
FDA		
HRSA		
IHS		
NIH		
SAMHSA		
PHS Total		
HHS Total		

Part XII A  
Backlogs

	Number of Backlogged Requests as of End of Fiscal Year	Number of Backlogged Appeals as of End of Fiscal Year
OS		
ACF		
AOA		
CMS		
OIG		
OPHS		
AHRQ		
CDC	488	
FDA		
HRSA		
IHS		
NIH		
SAMHSA		
PHS Total		
HHS Total		

XII B

Consultations on FOIA Requests Received, Processed, and Pending

	Number of Consultations Received from Other Agencies that Were Pending at Your Agency as of Start of the Fiscal Year	Number of Consultations Received from Other Agencies During the Fiscal Year	Number of Consultations Received from Other Agencies that Were Processed by Your Agency During the Fiscal Year	Number of Consultations Received from Other Agencies that Were Pending at Your Agency as of End of the Fiscal Year
OS				
ACF				
AOA				
CMS				
OIG				
OPHS				
AHRQ				
CDC	0	0	0	0
FDA				
HRSA				
IHS				
NIH				
SAMHSA				
PHS Total				
HHS Total				



XII D 1

Comparison Numbers of Requests from Previous and Current Annual Report - Requests Received, Processed, and Backlogged

	Number of Requests Received		Number of Requests Processed	
	Number Received During Fiscal Year from Last Year's Annual Report	Number Received During Fiscal Year from Current Annual Report	Number Processed During Fiscal Year from Last Year's Annual Report	Number Processed During Fiscal Year from Current Annual Report
OS				
ACF				
AOA				
CMS				
OIG				
OPHS				
AHRQ				
CDC	1539	1272	1357	1370
FDA				
HRSA				
IHS <sup>1</sup>				
NIH <sup>1</sup>				
SAMHSA				
PHS Total				
HHS Total				

<sup>1</sup> Excluding all first party requests per current Dept. of Justice guidance

XII D 3 Comparison of Numbers of Backlogged Requests from Previous and Current Annual Report

	Column 1	Column 2
	<b>Number of Backlogged Requests as of End of the Fiscal Year from Previous Annual Report</b>	<b>Number of Backlogged Requests as of End of the Fiscal Year from Current Annual Report</b>
OS		
ACF		
AOA		
CMS		
OIG		
OPHS		
AHRQ		
CDC	586	488
FDA		
HRSA		
IHS		
NIH		
SAMHSA		
PHS Total		
HHS Total		

XII E 1 Comparison of Numbers of Administrative Appeals from Previous and Current Annual Report – Appeals Received, Processed, and Backlogged

	Number of Appeals Received		Number of Appeals Processed	
	<b>Number Received During Fiscal Year from Last Year's Annual Report</b>	<b>Number Received During Fiscal Year from Current Annual Report</b>	<b>Number Processed During Fiscal Year from Last Year's Annual Report</b>	<b>Number Processed During Fiscal Year from Current Annual Report</b>
OS				
CMS				
HHS Total				