

Federal Housing Finance Board

§ 904.2

Regulatory Agencies.

904.9 Records of Financial Regulatory Agencies held by Federal Housing Finance Board.

904.10 Service of process.

AUTHORITY: 5 U.S.C. 552, 12 U.S.C. 1422b(a)(1).

SOURCE: 58 FR 19198, Apr. 13, 1993, unless otherwise noted.

§ 904.1 Purpose and scope.

(a) This part implements section 552 of title 5, United States Code, that requires the Federal Housing Finance Board to issue regulations informing the public of the places at which, the officers from whom, and the methods by which the public may request records, and to set a uniform schedule of fees for obtaining records.

(b) Any action or determination required or permitted by this part to be performed by the Finance Board, Executive Secretary or General Counsel may be delegated to another responsible agency officer or employee specifically designated for that purpose.

§ 904.2 Definitions.

As used in this part:

Commercial use request means a request from, or on behalf of, a requester seeking information for a use or purpose that furthers the commercial, trade or profit interest of the requester or ultimate user.

Direct costs means the expenditures actually incurred by the Finance Board in searching for, duplicating (and in the case of commercial use requests, reviewing) records in response to a FOIA request, including the time spent by Finance Board employees performing the work and the cost of operating duplicating equipment.

Duplication means the process of making a copy of a record necessary to respond to a FOIA request, including a paper copy, microfilm, audio-visual material, or magnetic tape or disc.

Educational institution means a public or private college or university, preparatory school, or similar accredited institution of professional or vocational education that operates a program or programs of scholarly research.

Executive Secretary means the Executive Secretary of the Federal Housing Finance Board.

Finance Board means the Federal Housing Finance Board.

Financial Regulatory Agency means the Board of Governors of the Federal Reserve System, the Office of the Comptroller of the Currency, the Office of Thrift Supervision, The Federal Deposit Insurance Corporation or the National Credit Union Administration.

FOIA means the Freedom of Information Act.

Non-commercial scientific institution means a nonprofit institution operated solely for the purpose of conducting scientific research not intended to promote any particular product or industry.

Record means documentary material, regardless of physical form, that is made or received by the Finance Board under Federal law or in connection with the transaction of public business, is preserved or appropriate for preservation as evidence of agency activities or because of the value of the information it contains, and is under the Finance Board's control at the time a request is received.

Representative of the news media means a requester, as defined below, actively gathering information about current events of interest to the public for a publishing or broadcasting entity.

Requester means any person, including an individual, firm, corporation, organization, or other entity, making a request to the Finance Board for a record or records.

Review means the process of examining a record in response to a request to determine whether any portion thereof is permitted to be withheld, and includes processing any records for disclosure, such as redacting portions thereof, to ready them for disclosure to a requester. The term does not include the time spent by Finance Board staff resolving general legal or policy issues regarding the application of FOIA exemptions to the record.

Search means the time spent locating records in response to a request, including page-by-page or line-by-line identification of information requested within a record, performed by Finance