

Department of the Air Force, DoD

§ 806.25

(3) Executive (07 and GS-16/ES1 and above)—\$45 an hour.

(c) Computer search fees are based on direct costs of the central processing unit, input-output devices, and memory capacity of the actual computer configuration. Also include the salary scale (equal to hourly rates above) for the computer operator or programmer who planned and carried out the search.

(d) Duplication:

(1) Preprinted material—\$.02 per page.

(2) Office copies—\$.15 per page.

(3) Microfiche—\$.25 per page.

(4) Computer copies (tapes or print-outs)—actual cost of duplicating the tape or printout, including operator's time and tape cost.

(e) Copying cost for audiovisual documents is the actual cost of reproducing the material, including the wage of the person doing the work. Audiovisual materials given to a requester need not be reproducible.

(f) Special Services. Includes certifying that records are true copies and sending records by express mail. You may recover their costs if the requester clearly asks for and agrees to pay for them.

§ 806.23 Technical data.

Technical data does not include computer software or data used for contract administration, such as financial and management information. If the FOIA requires, release technical data (not including critical technology with military or space application) after the requester pays all reasonable costs for search, duplication, and review.

§ 806.24 Technical data fee rates.

(a) Clerical search and review—\$13.25 an hour. Minimum charge—\$8.30. Professionals and executives—set rate before beginning at actual hourly rate. Minimum charge is 1/2 of hourly rate.

(b) Copying rates depend on the type of record. If this list does include the product, use the fair market value.

(1) Aerial photographs, specifications, permits, charts, blueprints, and other technical documents—\$2.50 each.

(2) Microfilmed engineering data aperture cards (silver duplicate negatives)—\$.75 per card.

(3) Silver duplicate negatives, key-punched and verified—\$.85 per card.

(4) Diazo duplicate negatives—\$.65 per card.

(5) Diazo duplicate negatives key-punched and verified—\$.75 per card.

(6) Engineering data on 35mm roll film—\$.50 per frame.

(7) Engineering data 16mm roll film—\$.45 per frame.

(8) Engineering paper prints and drawings—\$1.50 each.

(9) Reprints of microfilm indices—\$.10 each.

(10) Office copies—\$3.50 for up to six images. Each additional image—\$.10.

(11) Typewritten pages—\$3.50 each.

(12) Certification and validation with seal—\$5.20.

(13) Hand-drawn plots and sketches—\$12 an hour or less.

(14) Fee Waivers for Technical Data. Waive the fees if they are more than regular FOIA fee rates if a citizen or a US corporation asks and certifies the need for technical data to submit (or assess its ability to submit) an offer to supply the United States or its contractor with a product related to the technical data. You may ask the citizen or corporation for a deposit of not more than what fulfilling the request costs. When the citizen or corporation submits the offer, refund the deposit. Also waive charges:

(15) If a requester needs technical data to meet the terms of an international agreement.

(16) If you decide, using regular FOIA fee waiver guidance, that a waiver is in the interest of the United States.

§ 806.25 Appeals.

Requesters may appeal denials of records, category determinations, fee waiver requests, and "no records" determinations by writing to the Office of the Secretary of the Air Force, within 60 calendar days after the date of the denial letter. A requester who sends the appeal after 60 calendar days, should explain the reason for the delay.

(a) Requesters who appeal have exhausted all administrative remedies within the Department of the Air Force and The Office of the General Counsel to the Secretary of the Air Force (SAF/GC) makes a final decision. Requesters must address all appeals to