

**FREEDOM OF INFORMATION ACT
FY06 ANNUAL REPORT INFORMATION FOR USCIS**

1. EXEMPTION (b)(3) STATUTES CITED														
EXEMPTION (b)(3) STATUTE CITED				DESCRIPTION OF MATERIAL WITHHELD				CASE CITATION, AS APPLICABLE			NUMBER OF INSTANCES			
41 USC 253B(M) Rule 6(e), Federal Rules of Criminal Procedure 8 USC 1304(b) 8 USC 1160(b)(6) 8 USC 1255A(c)(5)				Prohibition on Release of Contractor Proposals Grand Jury Information Registration of Aliens Information on Special Agricultural Workers Legalization Applications				None by USCIS None by USCIS None by USCIS None by USCIS None by USCIS			1 68 2 2 3			
2. INITIAL REQUESTS							3. APPEALS							
2.a. NUMBER OF INITIAL REQUESTS							3.a. NUMBER OF APPEALS							
Number of requests pending at end of previous fiscal year		Number of requests received during current fiscal year		Number of requests processed during current fiscal year		Number of requests pending at end of current fiscal year		Number of appeals received during fiscal year			Number of appeals processed during fiscal year			
74,941		109,026		87,637		96,338		977			593			
2.b. DISPOSITION OF INITIAL REQUESTS							3.b. DISPOSITION OF APPEALS							
Total Grants		Partial Grants		Denials			Completely Upheld		Partially Upheld			Completely Reversed		
4,524		48,665		98			118		61			8		
2.c. FOIA EXEMPTIONS CITED							3.c. FOIA EXEMPTIONS CITED							
(b)(1)	(b)(2)	(b)(3)	(b)(4)	(b)(5)	(b)(6)	(b)(7)(A)	(b)(1)	(b)(2)	(b)(3)	(b)(4)	(b)(5)	(b)(6)	(b)(7)(A)	
38	33,353	117	41	32,960	28,427	958	0	49	5	0	71	108	11	
(b)(7)(B)	(b)(7)(C)	(b)(7)(D)	(b)(7)(E)	(b)(7)(F)	(b)(8)	(b)(9)	(b)(7)(B)	(b)(7)(C)	(b)(7)(D)	(b)(7)(E)	(b)(7)(F)	(b)(8)	(b)(9)	
56	45,077	169	24,554	15	0	0	0	111	6	30	1	0	0	

Pending by Track

Median Days Pending

Track 1 - 64,020

184

Track 2 - 32,318

45

Total – 96,338

2.d. OTHER REASONS CITED					3.d. OTHER REASONS CITED				
No Records	Referrals	Request Withdrawn	Fee-related Reason	Not Reasonably Described	No Records	Referrals	Request Withdrawn	Fee-related Reason	Not Reasonably Described
7,359	6,257	930	114	269	0	0	53	0	75
Not a Proper Request	Not an Agency Record	Duplicate Request	Other	Total	Not a Proper Request	Not an Agency Record	Duplicate Request	Other	Total
310	9,364	9,580	Old Records 87 Unable to Locate 80	87,637	112	0	16	Remands 150	593
4. COMPLIANCE WITH TIME LIMITS/STATUS OF PENDING REQUESTS - USCIS is not meeting the 20-day response time. Most of the bureau's field office were closed as a result of a new centralization program. The lead field office, the National Records Center has the responsibility of processing 90% of the requests (i.e., pending from the old field offices and all new FOIA/PA requests. The backlog subsequently grew and now the average response time is 149 days.									
4.a. MEDIAN PROCESSING TIME (Note: count days from the time a request is perfected)					4.b. STATUS OF PENDING REQUESTS				
Types of Requests		Total # of Requests	Median Age (Days)		Number of requests pending as of the end of the current fiscal year (Insert number from 2.a. box 4)			96,338	
SIMPLE		66,892	185 to Close						
COMPLEX		20,714	77 to Close						
EXPEDITED		1,028	21		Median number of days that such requests were pending as of the end of the current fiscal year			147	
5. COSTS/FOIA STAFFING									
5.a. STAFFING LEVELS					5.b. TOTAL COSTS				
Number of Full Time Personnel		Number of Part-Time or Collateral Duty Personnel		Total Number of Personnel	FOIA Processing (Including Appeals)		Litigation-Related Activities (Estimated)		Total Costs
155		0		155	\$18,400,000		\$62,337		\$18,462,337
5.c. STATEMENT OF ADDITIONAL RESOURCES NEEDED FOR FOIA COMPLIANCE									
In order to be in compliance with the FOIA/PA 20-day response time and zero backlog, USCIS requires an additional 170.38 in staffing.									
6. FEES									
Total amount of fees collected for search, review, document duplication, and any other direct costs permitted under agency regulations.			\$7,703		Percentage (%) of Total Costs			.04%	
7.a. TIME RANGE OF REQUESTS PENDING					7.b. TIME RANGE OF CONSULTATIONS PENDING WITH OTHER AGENCIES				
Number of requests pending as of the end of the current fiscal year (Insert number from 4.b. box 1)		96,338			Number of consultations pending with other agencies as of the end of the current fiscal year			None	
Median number of days that such requests were pending as of the end of the current fiscal year (Insert number from 4.b. box 2)		147			Median number of days that such requests were pending as of the end of the current fiscal year (use date of initial interagency communication)			None	

Expedited Requests

Requested - 1,028

Granted - 278