COMPARISON OF ALLOWABLE FEDERAL/STATE FOIA FEE POLICIES/CHARGES

(October 21, 2013)

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| AGENCY | Requester Charge Categories | Waiver of Fee Charges | Allowable Fee Charges |
| US  Department of  Labor  (Federal FOIA) | Commercial: fees for searching, reviewing and copying records  Educational/Noncommercial/Scientific: copying charged after first 100 pages  News Media: copying charged after first 100 pages  All Others: copying charged after first 100 pages and time spent searching for records in excess of 2 hours  (Actual costs are charged for formats other than paper, such as computer tapes, disks and video tapes) | At discretion of agency; not automatic for any requester including nonprofit organizations or persons claiming inability to pay  Threshold after which fees charged, $25.00  No indigency offset | Copying: $0.15/page  Labor: Salary levels plus 16% of base of employees making search, or average of a homogenous class of employees for range of grades  Actual costs for formats other than paper. |
| US  Department of  Justice  (Federal FOIA) | Commercial Use: may be charged for searching for records, reviewing, and copying records  Educational/Noncommercial/Scientific/News Media: copying charged after the first 100 pages  All Others: copying charged after the first 100 pages or for records search and review until after two hours | Same discretion as above  Threshold after which fees charged, $25.00  No indigency offset | Copying: $0.10/page  Labor: Per OMB Fee Guidelines, same as above  Actual Costs for formats other than paper |
| Michigan  Department of  Licensing and  Regulatory  Affairs  (State FOIA) | Person: (MCL 15.232) means individual, corporation, limited liability company, partnership, firm, organization, association, governmental entity, or other legal entity; excepting imprisoned individuals.  Free copies if processing costs do not exceed $25.00. | At discretion of agency; not automatic for any requester  Threshold after which fees charged, $25.00  Indigency Offset, $20.00 upon submittal of proof of indigency.  **Accessible Format;** no charge when requested by persons with disabilities | Copying: $0.25/page  Labor: Hourly wage, including 72% of benefits of lowest  paid capable employee  Actual costs for formats other than paper |