unless indicating the extent of the de-
letion would harm an interest pro-
tected by the exemption pursuant to
which the deletion is made.

§ 2702.4 Materials available.
(a) FOIA Reading Room. Materials
which may be made publicly available
for inspection and copying at the
Commission’s on-site FOIA Reading Room,
601 New Jersey Ave., NW., Suite 9500,
Washington, DC, include, but are not
limited to:
(1) Final opinions, including concur-
ring and dissenting opinions, as well as
orders, made in the adjudication of
cases;
(2) Those statements of policy and in-
terpretations which have been adopted
by the agency and are not published in
the FEDERAL REGISTER;
(3) Administrative staff manuals and
instructions to staff that affect a mem-
ber of the public;
(4) Copies of all records, regardless of
form or format, which have been re-
leased to any person under this subpart
and which, because of the nature of
their subject matter, the Commission
has determined have become or are
likely to become the subject of subse-
quent requests for substantially the
same records; and
(5) A general index of records referred
to under this paragraph (a).
(b) E-FOIA Reading Room. Materials
created on or after November 1, 1996,
under paragraphs (a)(1) through (5) of
this section may also be accessed elec-
tronically through the Commission’s

§ 2702.5 Fees applicable—categories of
requesters.
(a) When documents are requested for
commercial use, requesters will be as-
essed the full direct costs of searching
for, reviewing for release, and dupli-
cating the records sought.
(b) When records are being requested
by educational or noncommercial sci-
cientific institutions whose purpose is
scholarly or scientific research, and
not for commercial use, the requester
will be assessed only for the cost of du-
plicating the records sought, but no
charge will be made for the first 100
paper pages reproduced.
(c) When records are being requested
by representatives of the news media,
the requester will be assessed only for
the cost of duplicating the records
sought, but no charge will be made for
the first 100 paper pages reproduced.
(d) For any other request not de-
scribed in paragraphs (a) through (c) of
this section, the requester will be as-
essed the full direct costs of searching
for and duplicating the records sought,
except that the first two hours of man-
ual search time and the first 100 paper
pages of reproduction shall be fur-
nished without charge.
(e) For purposes of paragraphs (b)
through (d) of this section, whenever it
reasonably appears that a requester, or
a group of requesters acting in concert,
is attempting to break down a single
request into a series of requests relat-
ing to the same subject matter for the
purpose of evading the assessment of
fees, such requests will be aggregated
and fees assessed accordingly.

§ 2702.6 Fee schedule.
(a) Search fee. The fee for searching
for information and records shall be
the salary rate (that is, basic pay plus
16%) of the employee making the
search. This hourly rate is listed on the
Commission’s Web site at http://
www.fmshrc.gov. Fees for searches of
computerized records shall be the ac-
ual cost to the Commission, but shall
not exceed $300 per hour. This fee in-
cludes machine time and that of the
operator and clerical personnel. If
search charges are likely to exceed $50,
the requester shall be notified of the
estimated amount of fees, unless the
requester has indicated in advance his
willingness to pay fees as high as those
anticipated. Fees may be charged even
if the documents are not located or if
they are located but withheld on the
basis of an exemption.
(b) Review fee. The review fee shall be
charged for the Chief FOIA Officer’s
initial examination of documents lo-
cated in response to a request in order
to determine if they may be withheld

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