

VOLUME 7B, CHAPTER 18: “RELEASE OF INFORMATION”**SUMMARY OF MAJOR CHANGES**

Changes are identified in this table and also denoted by [blue font](#).

Substantive revisions are denoted by an asterisk (*) symbol preceding the section, paragraph, table, or figure that includes the revision.

Unless otherwise noted, chapters referenced are contained in this volume.

Hyperlinks are denoted by [***bold, italic, blue, and underlined font***](#).

The previous version dated [May 2023](#) is archived.

PARAGRAPH	EXPLANATION OF CHANGE/REVISION	PURPOSE
All	Updated hyperlinks and formatting to comply with current administrative instructions.	Revision
4.2 4.3	Combined paragraphs to streamline the Air Force and Space Force administration and the Navy and Marine Corps administration.	Revision

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CHAPTER 18

RELEASE OF INFORMATION

1.0 GENERAL

1.1 Purpose

This chapter provides regulatory policy on the Freedom of Information and Privacy Acts. Guidance references are from United States Code (U.S.C.), Public Law (PL), DoD and agency regulations.

1.2 Authoritative Guidance

The pay policies and requirements established by the DoD in this chapter are derived primarily from and prepared in accordance with the United States Code (U.S.C.), including Title 5. Due to the subject matter in the chapter, the list of authoritative sources is extensive. The specific statutes, regulations, and other applicable guidance that govern each individual section are listed in a reference section at the end of the chapter.

2.0 FREEDOM OF INFORMATION ACT

PL 89-554, enacted September 6, 1966, commonly known as the Freedom of Information Act (FOIA) and codified in [Title 5, U.S.C., section 552](#), as amended, provides for openness in government and making information available to the public. [DoD Directive \(DoDD\) 5400.07](#), DoD Freedom of Information Act Program, provides guidance on 5 U.S.C. § 552, as amended, and prescribes uniform policies and procedures for the DoD implementation of the FOIA.

3.0 PRIVACY ACT

PL 93-579, enacted December 31, 1974, commonly known as the Privacy Act of 1974 and codified in 5 U.S.C. § 552a, as amended, safeguards individual privacy by governing the collection, safeguarding, maintenance, public notice, use, access, amendment, and dissemination of personal information. [DoD Instruction \(DoDI\) 5400.11](#), DoD Privacy and Civil Liberties Programs, provides guidance on 5 U.S.C. § 552a, as amended, and prescribes uniform procedures for implementation of the DoD Privacy Program.

4.0 ADMINISTRATION

Administration of the FOIA and the Privacy Act must be in accordance with the respective Component regulations and instructions.

4.1 Army

Army administration of the FOIA and the Privacy Act must be in accordance with [Title 32, Code of Federal Regulations \(CFR\), part 286](#), Army Regulations (AR) [AR 25-55](#), and [AR 25-22](#),

*4.2 Air Force and Space Force

Air Force and Space Force administration of the FOIA and the Privacy Act must be in accordance with [DoDM 5400.07 Air Force Manual \(AFMAN\) 33-302](#) and [Air Force Instruction 33-332](#).

*4.3 Navy and Marine Corps

Navy and Marine Corps administration of the FOIA and the Privacy Act must be in accordance with [Secretary of the Navy Instructions \(SECNAVINST\) 5720.42G](#) and [SECNAVINST 5211.5F](#).

4.4 Defense Finance and Accounting Service

The Defense Finance and Accounting Service (DFAS) FOIA and Privacy Act Office manages FOIA and Privacy Act requests received by DFAS to ensure compliance with the FOIA and Privacy Act of 1974.

REFERENCES

CHAPTER 18 – RELEASE OF INFORMATION

2.0 – FREEDOM OF INFORMATION ACT

PL 89-554, September 6, 1966
PL 90-23, June 5, 1967
PL 93-502, November 21, 1974
PL 94-409, September 13, 1976
PL 95-454, October 13, 1978
PL 98-620, November 8, 1984
5 U.S.C. § 552, as enacted by PL 89-554,
thereafter, amended by PL 90-23, PL 93-502,
PL 94-409, PL 95-454, and PL 98-620
DoDD 5400.07, January 2, 2008

3.0 – PRIVACY ACT

PL 93-579, December 31, 1974
5 U.S.C. § 552a, as amended
DoDI 5400.11, December 8, 2020

4.0 – ADMINISTRATION

AR 25-55
AR 25-22
32 CFR, part 286
DoDM 5400.07_AFMAN 33-302
Air Force Instruction 33-332
SECNAVINST 5720.42G
SECNAVINST 5211.5F