## 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 2019 is archived.

<table>
<thead>
<tr>
<th>PARAGRAPH</th>
<th>EXPLANATION OF CHANGE/REVISION</th>
<th>PURPOSE</th>
</tr>
</thead>
<tbody>
<tr>
<td>All</td>
<td>Updated the hyperlinks and revised the chapter to comply with current administrative instructions.</td>
<td>Revision</td>
</tr>
<tr>
<td>1.2 (180102)</td>
<td>Updated the “Authoritative Guidance” paragraph to comply with current administrative instructions.</td>
<td>Revision</td>
</tr>
<tr>
<td>3.0 (1803)</td>
<td>Updated DoD Directive 5400.11 with DoD Instruction 5400.11.</td>
<td>Revision</td>
</tr>
<tr>
<td>4.5 (180405)</td>
<td>Added the administration of the Freedom of Information Act and Privacy Act by the Defense Finance and Accounting Service.</td>
<td>Addition</td>
</tr>
<tr>
<td>References</td>
<td>Updated “References.”</td>
<td>Revision</td>
</tr>
</tbody>
</table>
**Table of Contents**

VOLUME 7B, CHAPTER 18: “RELEASE OF INFORMATION” .................................................. 1

1.0 GENERAL (1801)........................................................................................................ 3

1.1 Purpose (180101).................................................................................................... 3
*1.2 Authoritative Guidance (180102)....................................................................... 3

2.0 FREEDOM OF INFORMATION ACT (1802)......................................................... 3

*3.0 PRIVACY ACT (1803) .......................................................................................... 3

4.0 ADMINISTRATION (1804)....................................................................................... 3

4.1 Army (180401)...................................................................................................... 3
4.2 Air Force (180402)............................................................................................... 4
4.3 Navy (180403)....................................................................................................... 4
4.4 Marine Corps (180404)........................................................................................ 4
*4.5 Defense Finance and Accounting Service (180405).......................................... 4

*REFERENCES ...................................................................................................................... 5
CHAPTER 18

RELEASE OF INFORMATION

1.0 GENERAL (1801)

1.1 Purpose (180101)

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), Department of Defense (DoD) and agency regulations.

*1.2 Authoritative Guidance (180102)

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 (1802)

PL 89-554, enacted September 6, 1966, commonly known as the Freedom of Information Act (FOIA) and codified in 5 U.S.C. § 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 (1803)

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 (1804)

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

4.1 Army (180401)

Army administration of the FOIA and the Privacy Act must be in accordance with Army Regulations (AR) 25-55, AR 25-22, and Title 32, Code of Federal Regulations (CFR), part 286.
4.2 Air Force (180402)

Air Force administration of the FOIA and the Privacy Act must be in accordance with DoD 5400.7-R Air Force Manual 33-302 and Air Force Instruction 33-332.

4.3 Navy (180403)

Navy 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 Marine Corps (180404)

Marine Corps administration of the FOIA and the Privacy Act must be in accordance with SECNAVINST 5720.42G and SECNAVINST 5211.5F.

*4.5 Defense Finance and Accounting Service (180405)

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 (1802)

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 (1803)

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

4.0 – ADMINISTRATION (1804)

AR 25-55
AR 25-22
* 32 CFR, part 286
DoD 5400.07-R Air Force Manual 33-302
Air Force Instruction 33-332
* SECNAVINST 5720.42G
* SECNAVINST 5211.5F