

45 C.F.R. § 1184.9

What are IMLS' policies regarding disclosure of confidential business information?

- (a) *In general.* Confidential business information obtained by IMLS from a submitter will be disclosed under FOIA only under this section.
- (b) *Definitions.* For purposes of this section, the following definitions apply:
- (1) *Confidential business information.* Commercial or financial information obtained by IMLS from a submitter that may be protected from disclosure under Exemption 4 of FOIA.
- (2) *Submitter.* Any person or entity from whom IMLS obtains confidential business information, directly or indirectly. The term includes corporations; state, local, and tribal governments; and foreign governments.
- (c) *Designation of confidential business information.* A submitter of confidential business information will use good-faith efforts to designate, either at the time of submission or at a reasonable time thereafter, any portions of its submission that it considers to be protected from disclosure under Exemption 4. These designations will expire ten years after the date of the submission unless the submitter requests, and provides justification for, a longer designation period.

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