

**Date:** 15 February 2022

**Subject:** FOAA Request – Acknowledge Receipt

**To:** Todd Feathers (via Muck Rock)

This letter is in response to your request for records (letter) dated 03 February 2022 and received by the Maine Department of Labor (“Department”) on Friday, 11 February 2022, pursuant to the Freedom of Access Act (FOAA), 1 M.R.S. §§ 400 – 410.

You requested the following releasable responsive electronic data, for a date range (specified below), of the following:

- 1) Copies of all invoices submitted to the department by ID.me for identity verification services from the date the department's identity verification contract with ID.me began until the present. These invoices include the number of successful identity verifications completed by ID.me during the designated invoice period. However, If the Department separately maintains data on successful ID.me verifications during the duration of the contract I will accept the data in lieu of the invoices.
- 2) Aggregate monthly data, from Jan. 1, 2019 until the date this request is processed, documenting the number of unemployment insurance applications received, approved, and denied. Please note, I am not asking for any personally identifiable information.
- 3) All department contracts, memorandums of understanding, statements of work, and contract performance evaluations regarding ID.me.

To the extent the Department has public records responsive and releasable for your request, the Department will produce them within a reasonable time. Please note, a state agency is not required to set aside its regular activities to respond to a FOAA request, nor is an agency required to create records that do not exist (1 M.R.S. §408-A sub-§5 and sub-§6). Also, many of the documents requested, if they exist, may be confidential. Records that are subject to a privilege, designated as confidential by statute, or otherwise exempt from the definition of “public records” are not subject to disclosure under FOAA. The Department requires a reasonable period to ascertain, as an initial matter, whether any requested documents exist, and to ascertain which of the records, or parts thereof, relate to your request, identify which records are subject to public access, and determine which records, or portions thereof, are confidential, otherwise protected from disclosure, or otherwise outside the scope of FOAA. It may take the Department several weeks or longer, to complete an initial review sufficient to provide an initial estimate of responding to this FOAA request. Depending on the volume of the requested documents, review and redaction may take considerably more time, and that may change any initial estimate.

Under FOAA, the Department is permitted to charge a fee to “cover the actual cost of searching for, retrieving and compiling the requested public record of not more than \$25 per hour after the first two hours of staff time per request” 1 M.R.S. § 408-A(8).

Thank you for your interest.

Sincerely,  
Ken Boykin  
Information Risk Manager and FOAA Officer  
Office of the Commissioner  
Maine Department of Labor  
[L.Ken.Boykin@maine.gov](mailto:L.Ken.Boykin@maine.gov)