

NOTICE OF OFFICE OF MANAGEMENT AND BUDGET ACTION

Date 10/22/2013

Department of Commerce
National Oceanic and Atmospheric Administration

FOR CERTIFYING OFFICIAL: Simon Szykman
FOR CLEARANCE OFFICER: Jennifer Jessup

In accordance with the Paperwork Reduction Act, OMB has taken action on your request received 08/13/2013

ACTION REQUESTED: Extension without change of a currently approved collection

TYPE OF REVIEW REQUESTED: Regular

ICR REFERENCE NUMBER: 201307-0648-011

AGENCY ICR TRACKING NUMBER:

TITLE: Processed Products Family of Forms

LIST OF INFORMATION COLLECTIONS: See next page

OMB ACTION: Approved without change

OMB CONTROL NUMBER: 0648-0018

The agency is required to display the OMB Control Number and inform respondents of its legal significance in accordance with 5 CFR 1320.5(b).

EXPIRATION DATE: 10/31/2016

DISCONTINUE DATE:

BURDEN:	RESPONSES	HOURS	COSTS
Previous	1,402	681	0
New	963	455	0
Difference			
Change due to New Statute	0	0	0
Change due to Agency Discretion	0	0	0
Change due to Agency Adjustment	-439	-226	0
Change due to PRA Violation	0	0	0

TERMS OF CLEARANCE:

OMB Authorizing Official: Dominic J. Mancini
Acting Deputy Administrator,
Office Of Information And Regulatory Affairs

List of ICs

IC Title	Form No.	Form Name	CFR Citation
Annual Processed Products Report	NOAA 88-13	Fishery Product Report: US Processors Annual	
Monthly fishery products report	88-13c	Fishery Products Report: Fish meal and oil, monthly	

PAPERWORK REDUCTION ACT SUBMISSION

Please read the instructions before completing this form. For additional forms or assistance in completing this form, contact your agency's Paperwork Clearance Officer. Send two copies of this form, the collection instrument to be reviewed, the supporting statement, and any additional documentation to: Office of Information and Regulatory Affairs, Office of Management and Budget, Docket Library, Room 10102, 725 17th Street NW, Washington, DC 20503.

<p>1. Agency/Subagency originating request</p>	<p>2. OMB control number b. <input type="checkbox"/> None a. _____ - _____</p>
<p>3. Type of information collection (<i>check one</i>)</p> <p>a. <input type="checkbox"/> New Collection</p> <p>b. <input type="checkbox"/> Revision of a currently approved collection</p> <p>c. <input type="checkbox"/> Extension of a currently approved collection</p> <p>d. <input type="checkbox"/> Reinstatement, without change, of a previously approved collection for which approval has expired</p> <p>e. <input type="checkbox"/> Reinstatement, with change, of a previously approved collection for which approval has expired</p> <p>f. <input type="checkbox"/> Existing collection in use without an OMB control number</p> <p>For b-f, note Item A2 of Supporting Statement instructions</p>	<p>4. Type of review requested (<i>check one</i>)</p> <p>a. <input type="checkbox"/> Regular submission</p> <p>b. <input type="checkbox"/> Emergency - Approval requested by _____ / _____ / _____</p> <p>c. <input type="checkbox"/> Delegated</p>
	<p>5. Small entities Will this information collection have a significant economic impact on a substantial number of small entities? <input type="checkbox"/> Yes <input type="checkbox"/> No</p>
	<p>6. Requested expiration date</p> <p>a. <input type="checkbox"/> Three years from approval date b. <input type="checkbox"/> Other Specify: _____ / _____</p>
<p>7. Title</p>	
<p>8. Agency form number(s) (<i>if applicable</i>)</p>	
<p>9. Keywords</p>	
<p>10. Abstract</p>	
<p>11. Affected public (<i>Mark primary with "P" and all others that apply with "x"</i>)</p> <p>a. <input type="checkbox"/> Individuals or households d. <input type="checkbox"/> Farms</p> <p>b. <input type="checkbox"/> Business or other for-profit e. <input type="checkbox"/> Federal Government</p> <p>c. <input type="checkbox"/> Not-for-profit institutions f. <input type="checkbox"/> State, Local or Tribal Government</p>	<p>12. Obligation to respond (<i>check one</i>)</p> <p>a. <input type="checkbox"/> Voluntary</p> <p>b. <input type="checkbox"/> Required to obtain or retain benefits</p> <p>c. <input type="checkbox"/> Mandatory</p>
<p>13. Annual recordkeeping and reporting burden</p> <p>a. Number of respondents _____</p> <p>b. Total annual responses _____</p> <p> 1. Percentage of these responses collected electronically _____ %</p> <p>c. Total annual hours requested _____</p> <p>d. Current OMB inventory _____</p> <p>e. Difference _____</p> <p>f. Explanation of difference</p> <p> 1. Program change _____</p> <p> 2. Adjustment _____</p>	<p>14. Annual reporting and recordkeeping cost burden (<i>in thousands of dollars</i>)</p> <p>a. Total annualized capital/startup costs _____</p> <p>b. Total annual costs (O&M) _____</p> <p>c. Total annualized cost requested _____</p> <p>d. Current OMB inventory _____</p> <p>e. Difference _____</p> <p>f. Explanation of difference</p> <p> 1. Program change _____</p> <p> 2. Adjustment _____</p>
<p>15. Purpose of information collection (<i>Mark primary with "P" and all others that apply with "X"</i>)</p> <p>a. <input type="checkbox"/> Application for benefits e. <input type="checkbox"/> Program planning or management</p> <p>b. <input type="checkbox"/> Program evaluation f. <input type="checkbox"/> Research</p> <p>c. <input type="checkbox"/> General purpose statistics g. <input type="checkbox"/> Regulatory or compliance</p> <p>d. <input type="checkbox"/> Audit</p>	<p>16. Frequency of recordkeeping or reporting (<i>check all that apply</i>)</p> <p>a. <input type="checkbox"/> Recordkeeping b. <input type="checkbox"/> Third party disclosure</p> <p>c. <input type="checkbox"/> Reporting</p> <p> 1. <input type="checkbox"/> On occasion 2. <input type="checkbox"/> Weekly 3. <input type="checkbox"/> Monthly</p> <p> 4. <input type="checkbox"/> Quarterly 5. <input type="checkbox"/> Semi-annually 6. <input type="checkbox"/> Annually</p> <p> 7. <input type="checkbox"/> Biennially 8. <input type="checkbox"/> Other (describe) _____</p>
<p>17. Statistical methods</p> <p>Does this information collection employ statistical methods</p> <p style="text-align: center;"><input type="checkbox"/> Yes <input type="checkbox"/> No</p>	<p>18. Agency Contact (person who can best answer questions regarding the content of this submission)</p> <p>Name: _____</p> <p>Phone: _____</p>

19. Certification for Paperwork Reduction Act Submissions

On behalf of this Federal Agency, I certify that the collection of information encompassed by this request complies with 5 CFR 1320.9

NOTE: The text of 5 CFR 1320.9, and the related provisions of 5 CFR 1320.8(b)(3), appear at the end of the instructions. *The certification is to be made with reference to those regulatory provisions as set forth in the instructions.*

The following is a summary of the topics, regarding the proposed collection of information, that the certification covers:

- (a) It is necessary for the proper performance of agency functions;
- (b) It avoids unnecessary duplication;
- (c) It reduces burden on small entities;
- (d) It used plain, coherent, and unambiguous terminology that is understandable to respondents;
- (e) Its implementation will be consistent and compatible with current reporting and recordkeeping practices;
- (f) It indicates the retention period for recordkeeping requirements;
- (g) It informs respondents of the information called for under 5 CFR 1320.8(b)(3):
 - (i) Why the information is being collected;
 - (ii) Use of information;
 - (iii) Burden estimate;
 - (iv) Nature of response (voluntary, required for a benefit, mandatory);
 - (v) Nature and extent of confidentiality; and
 - (vi) Need to display currently valid OMB control number;
- (h) It was developed by an office that has planned and allocated resources for the efficient and effective management and use of the information to be collected (see note in Item 19 of instructions);
- (i) It uses effective and efficient statistical survey methodology; and
- (j) It makes appropriate use of information technology.

If you are unable to certify compliance with any of the provisions, identify the item below and explain the reason in Item 18 of the Supporting Statement.

Signature of Senior Official or designee

Date

Agency Certification (signature of Assistant Administrator, Deputy Assistant Administrator, Line Office Chief Information Officer, head of MB staff for L.O.s, or of the Director of a Program or StaffOffice)

Signature

Date

Signature of NOAA Clearance Officer

Signature

Date

**SUPPORTING STATEMENT
PROCESSED PRODUCTS FAMILY OF FORMS
OMB CONTROL NO. 0648-0018**

A. JUSTIFICATION

This request is for extension of a current information collection.

1. Explain the circumstances that make the collection of information necessary.

NOAA Forms 88-13 and 88-13c are used to collect annual (in the case of 88-13) and monthly (in the case of 88-13c) information on seafood and industrial fishery processing plants. These data are required by the Secretary of Commerce in carrying out provisions of the [Magnuson-Stevens Fishery Conservation and Management Act](#) (16 U.S.C. 1801 et seq. as amended). Each Fishery Management Plan (FMP) established under the Act must determine the estimated capacity by United States (U.S.) seafood processors for the managed fishery. Data from this survey are used in economic analyses to estimate the capacity and extent to which U.S. fish processors, on an annual basis, will process that portion of the optimum yield harvested by domestic fishing vessels. Employment data are used in socioeconomic analyses for determining potential impacts on processing employment, due in part to management measures.

Federally permitted dealers of Atlantic mackerel, squid, butterfish, Atlantic sea scallop, Northeast multispecies, monkfish, summer flounder, scup, black sea bass, Atlantic bluefish, spiny dogfish, Atlantic herring, Atlantic hagfish, Atlantic deep-sea red crab, tilefish, skate, surf clam or ocean quahog in the National Marine Fisheries Service's (NMFS) Northeast Region are required under [50 CFR 648.7](#) to complete and submit all sections of NOAA Form 88-13.

NOAA Form 88-13c is used to collect monthly production of fish meal and oil. These data are needed by the Department of Commerce to report market and supply conditions and are used by the industry to procure sufficient inputs to produce such products as animal feeds, paint, lubricants and fertilizers ([13 U.S.C. 61 et seq.](#)).

2. Explain how, by whom, how frequently, and for what purpose the information will be used. If the information collected will be disseminated to the public or used to support information that will be disseminated to the public, then explain how the collection complies with all applicable Information Quality Guidelines.

NMFS and Regional Council economists use the collected information to estimate processing capacity and to forecast and subsequently measure the economic impact of fishery management regulations on fish and shellfish supplies using the data on volume and value. The employment data are used to analyze the seasonality of a specific fishery. The data are also used for establishing negotiating positions on international trade by determining which seafood industries might be adversely affected by reducing or eliminating established tariffs.

Data from the annual survey are reported in Fisheries of the United States (NMFS), Statistical Abstract of the United States (Census Bureau) and Agricultural Statistics (U.S Department of Agriculture (USDA)). As a member of the United Nations Food and Agriculture Organization

and the Organization for Economic Cooperation and Development, NMFS supplies aggregate data to these organizations.

In addition to the aforementioned publications, the information collected through the 88-13 family of forms supports activities of other federal agencies. NMFS supports the International Trade Commission (ITC) with their various trade investigations by supplying aggregate data on specific processed seafood items. The Office of Management and Budget (OMB) annually requests information on the processing of seafood. The U.S. Customs and Border Protection (CBP), Department of Homeland Security (DHS), establishes the annual tariff-rate quota for tuna fish described in item [1604.14.22 of the Harmonized Tariff Schedule of the United States](#) based on the U.S. canned tuna production for the preceding calendar year (19 U.S.C. 3007). Failure to collect these data would prevent the Secretary of Commerce from meeting the statutory obligations under the Act. It would also prevent the CBP from establishing the annual tariff-rate quota on canned tuna.

It is anticipated that the information collected will be disseminated to the public or used to support publicly disseminated information. NMFS will retain control over the information and safeguard it from improper access, modification, and destruction, consistent with NOAA standards for confidentiality, privacy and electronic information. See response to Question 10 of this Supporting Statement for more information on confidentiality and privacy. The information collection is designed to yield data that meet all applicable information quality guidelines. Prior to dissemination, the information will be subjected to quality control measures and a pre-dissemination review pursuant to [Section 515 of Public Law 106-554](#).

3. Describe whether, and to what extent, the collection of information involves the use of automated, electronic, mechanical, or other technological techniques or other forms of information technology.

In the current Survey of Fishery Processors (Form 88-13), NMFS provides each processor a unique pre-printed form that includes the products produced by the processor in the previous year. The processor only needs to fill in the quantities and value, and add any new products, before returning the form. Only processors who produce fish meal and fish oil receive and complete the monthly 88-13c form, which is mailed to those processors monthly during the fishing season. We have started to explore the development of electronic-based reporting tools, but our initial discussions with processors have revealed little interest.

4. Describe efforts to identify duplication.

NMFS continues to work with Bureau of the Census to reduce duplication and unnecessary reporting. Although the Census includes the seafood industry in its five-year descriptive surveys, the level of detail is more aggregated than NMFS data and represents a survey of capital investment and value-added. These data are not part of NMFS effort.

The Bureau of Labor Statistics (BLS) collects monthly employment data at the six digit North American Industry Classification System (NAICS) code level. Although these data are used to verify NMFS-collected data, the information provided by the BLS is too aggregated to utilize at the species specific level and can only be used for general comparisons.

The Operational Guidelines on the Fishery Management Plan (FMP) Process require each FMP to evaluate existing state and Federal laws that govern the fisheries in question, and the findings are made part of each FMP. Therefore, NMFS is confident that it is aware of similar collections if they exist.

With the onset of Catch Share Programs, the Office of Science and Technology has been working with port agents in the regional offices to ensure that overlap and duplication of surveys is kept at a minimum. In the case of Catch Share monitoring programs, the data collected are not in the same scope as the data collected in the 88-13 and very little, if any, overlap occurs.

5. If the collection of information involves small businesses or other small entities, describe the methods used to minimize burden.

Since all of the respondents are considered small businesses, separate requirements based on size of business have not been developed. Only the minimum data are requested.

6. Describe the consequences to the Federal program or policy activities if the collection is not conducted or is conducted less frequently.

If the collection were not conducted, NMFS would lack key economic data for making fishery decisions. The frequency cannot be reduced from the annual submission, which is currently required for dealers, with the 88-13 form. Since dealer entry into and exit from a fishery is common, an annual collection allows NMFS to use the most accurate information available to compile employment and processing data.

Various federal and state government, industry and academic entities use the quarterly meal and oil reports made available on the NMFS Office of Science and Technology Commercial Fisheries Market News website. Quarterly reports would not be possible without the monthly reporting requirement of the 88-13c.

7. Explain any special circumstances that require the collection to be conducted in a manner inconsistent with OMB guidelines.

Form 88-13c obtains monthly data on processed production of fish meal, oil and solubles for reporting in the Fishery Market News series. NMFS, USDA, state fishery agencies and industry in forecasting market needs utilize these data. Forms are mailed to respondents on a monthly basis during the fishing season. The seasonality (four-five months) of the fisheries supporting the processing of meal and oil precludes reducing the reporting time frame to less than monthly. Companies reduce employment at season closure to primary maintenance needs. If the reporting time frame was reduced to quarterly submission, a loss of data for the season would jeopardize the statistics.

8. Provide information on the PRA Federal Register Notice that solicited public comments on the information collection prior to this submission. Summarize the public comments received in response to that notice and describe the actions taken by the agency in response to those comments. Describe the efforts to consult with persons outside the agency to obtain their views on the availability of data, frequency of collection, the clarity of instructions and recordkeeping, disclosure, or reporting format (if any), and on the data elements to be recorded, disclosed, or reported.

A Federal Register Notice published on April 12, 2013 (Vol. 78 No. 71 pp. 21912-21913) solicited public comments on this information collection. No comments were received.

Direct feedback from respondents is the primary source for changes in the survey form. Input from regional port agents is also considered.

We engage extensively with the processors who are in our survey. Our port agents are usually known by the processors and they often interact in various ways, including dropping off duplicate forms to the processor, making calls requesting submission of data, and, in many cases, actually filling in the form at the side of the processor. These port agents report to our office any complaints received about the survey. We seldom get any comments regarding the reporting burden. We do occasionally receive comments from new companies who have not implemented sufficient record keeping procedures necessary to provide the requested information. In these cases we ask the company to provide their best estimate of the fishery products that they process with the hope that they will improve their record keeping for subsequent reporting years. Finally, in the cover letter accompanying the survey form, processors are directed to contact the Office of Science of Technology with any questions or comments about the form and the survey. A great majority of the questions we receive involve the definition of a processor – i.e. companies want to know if they should be completing the survey at all due to the wide variety of processing practices in the industry.

In order to make the instructions for completing the survey form more straightforward, we have introduced and distributed an example data sheet (attached as Instruction Letter Example.docx) that demonstrates how to complete the form.

Specific comments received on 88-13, the annual survey:

1. Judith Woodard at Olympia Oysters: It takes no longer than 30 minutes to fill out the form
2. Quang Nguyen at H&N Foods International: It takes 30 minutes or a little longer depending on what information they have to pull up.
3. Cynthia Bell at Galveston Shrimp Company: Not as bad as some other government forms. It takes her about 30 minutes.
4. Britney Underwood at Jeri's Seafood said it takes her 20-30 minutes to do the report.
5. Lisa Halili at Prestige Oysters: She has the data on her computer so it takes 1-2 hours depending on how many interruptions she has.

It should be expected that it will take longer for a company with many products to report their production. Also, good record keeping is necessary for the reporting. The information we ask is very basic business information which should reasonably be expected to be part of what the companies keep track of to assess their own business costs, profitability, and tax burden.

9. Explain any decisions to provide payments or gifts to respondents, other than remuneration of contractors or grantees.

No payments or gifts are made.

10. Describe any assurance of confidentiality provided to respondents and the basis for assurance in statute, regulation, or agency policy.

As stated on the forms, the data contained in the Processed Products Report, Form 88-13 and Form 88-13c, will be kept confidential as required by section 402(b) of the Magnuson-Stevens Act and [NOAA Administrative Order 216-100](#), Confidentiality of Fisheries Statistics, and will not be released for public use except in aggregate statistical form without identification as to its source. Any NMFS employee or contractor is required to sign and abide by the NOAA Administrative Order 216-100 Non-Disclosure Form before able to work with, or access, non-aggregated data.

11. Provide additional justification for any questions of a sensitive nature, such as sexual behavior and attitudes, religious beliefs, and other matters that are commonly considered private.

There are no questions of a sensitive nature.

12. Provide an estimate in hours of the burden of the collection of information.

Table 1. Calculation of Public and Federal Estimate of Reporting Burden Hours and Costs.

Permit Requirement	Number of Entities	Items/ Entity	Total Number of Items	Response Time (Hours)	Total Burden (Hours)	Cost (\$) to Public
NOAA Form 88-13	855	1	855	30 minutes	428	0
NOAA Form 88-13c	9	12	108	15 minutes	27	0
Totals	855*		963		455	0

* Excludes duplication

13. Provide an estimate of the total annual cost burden to the respondents or record-keepers resulting from the collection (excluding the value of the burden hours in Question 12 above).

There are no start-up, capital, or maintenance costs associated with this collection. No new or specialized equipment is needed to respond to this collection. The forms are provided with postage-paid envelopes.

14. Provide estimates of annualized cost to the Federal government.

The estimated Cost to Government is \$5,315

Estimated Cost of Printing: 963 forms at 5 cents per copy = \$48

Estimated Cost of Mailing: 963 forms at 85 cents total = \$819

Estimated Staff Support: 220 hours at GS 7/1 salary (\$20.22/hour) = \$4,448

15. Explain the reasons for any program changes or adjustments.

Adjustment: The number of burden hours is reduced from the previous submission due to consolidation in the seafood processing industry; that is, there are fewer companies processing. This calculation of burden was based on the number of forms sent for the 2012 data year as shown above.

16. For collections whose results will be published, outline the plans for tabulation and publication.

Results from this collection may be used in scientific, management, technical or general informational publications such as Fisheries of the United States, which follows prescribed statistical tabulations and summary table formats. Data are available to the general public on request in summary form only; data are available to NMFS employees in detailed form on a need-to-know basis only.

17. If seeking approval to not display the expiration date for OMB approval of the information collection, explain the reasons why display would be inappropriate.

Not Applicable.

18. Explain each exception to the certification statement.

There are no exceptions.

**SUPPORTING STATEMENT
PROCESSED PRODUCTS FAMILY OF FORMS
OMB CONTROL NO. 0648-0018**

B. COLLECTIONS OF INFORMATION EMPLOYING STATISTICAL METHODS

1. Describe (including a numerical estimate) the potential respondent universe and any sampling or other respondent selection method to be used. Data on the number of entities (e.g. establishments, State and local governmental units, households, or persons) in the universe and the corresponding sample are to be provided in tabular form. The tabulation must also include expected response rates for the collection as a whole. If the collection has been conducted before, provide the actual response rate achieved.

The census of seafood processors is based on known firms that responded in previous years with the addition of newly established firms identified by local port agents, research in industry publications and outreach. Agency personnel review local trade directories and state licensing agencies to develop potential new contacts. New firms are provided a NOAA Form 88-13 survey form and instructions for completing the survey. Lists of firms that are reported to have ceased operation are reviewed to establish certainty that a new company has not opened up in the same location. There have been cases in which a firm ceased operation for a year due to raw supply sourcing only to reopen in a subsequent year. In recent years, no new firms have entered into the fish meal and oil processing sectors, so no additional 88-13c Forms have been required.

For the 2011 sampling year, the response rate to mailed annual survey forms was approximately 57%. However, over 200 companies were added to the survey that year and this estimate includes only companies that supplied figures for quantity and value and does not reflect businesses that did not process that year, went out of business, changed business type or did not fulfill the definition of processor for the purposes of this survey. In 2010, before the addition of new businesses, the response rate was 69% (not including businesses that went out of business or did not process that year). The response rate can be affected by high turnover in the processing sector. We rely on the local port agents to keep us current on what businesses are closed and when new businesses start up. For large-scale operations our response rate should be quite high (80-90 percent). For the very small mom and pop operations it is probably less.

There is complete compliance with the 88-13c form since all entities within the meal and oil processing group are known.

2. Describe the procedures for the collection, including: the statistical methodology for stratification and sample selection; the estimation procedure; the degree of accuracy needed for the purpose described in the justification; any unusual problems requiring specialized sampling procedures; and any use of periodic (less frequent than annual) data collection cycles to reduce burden.

No statistical stratification is employed in the census.

The seasonality (four-five months) of the fisheries supporting the processing of meal and oil (NOAA Form 88-13c) precludes reducing the reporting time frame to less than monthly.

Companies reduce employment at season closure to primary maintenance needs. If the reporting time frame was reduced to an annual submission, a loss of data for the season would jeopardize the statistics and the ability to publish quarterly meal and oil reports.

3. Describe the methods used to maximize response rates and to deal with nonresponse. The accuracy and reliability of the information collected must be shown to be adequate for the intended uses. For collections based on sampling, a special justification must be provided if they will not yield "reliable" data that can be generalized to the universe studied.

Approximately 50 percent of the survey forms are returned within the first three months of the initial mailing conducted in early December. A second mailing to non-respondents is conducted in late February with follow-up calls initiated within two weeks to provide plant managers the option of providing the information over the phone or to ascertain if there is a problem. In many cases the plant may not have been operational due to the seasonality of a fishery.

Federally permitted dealers in the Northeast Region are required to submit a completed survey. See response to Part A, Question 1 of this Supporting Statement for more information on reporting requirements. The regional permit office notifies a firm that fails to respond, that their permit renewal will be held in abeyance or, if necessary, an existing permit may be revoked until a form 88-13 is completed.

Many of the processing facilities have a long-standing relationship with local NMFS port agents conducting the survey. When necessary, local NMFS port agents may visit the plant to review a respondents' completed survey or to assist in completing the survey.

NMFS port agents work closely with national, regional, and state industry trade associations. Periodically, port agents hold discussions with industry leaders to describe the necessity of their members to provide the information. Port agents also meet with industry members at both local and national trade shows to review new types of products that are being developed for inclusion in the survey.

In cases where we still receive no response, we ask our port agents to confirm whether or not the business is still in operation. If the business is in operation and we have no information provided, we impute/estimate the production for that business using the most recent data from that processor.

However, although we expect a 69% response rate overall, because more emphasis is placed on obtaining responses from the larger processors and their activity accounts for most of the overall activity, we do not anticipate non-response bias to be a major issue. The response rate is driven down by the fluidity of the small "mom and pop" businesses. These are the ones where it is hardest to collect data but fortunately their overall contribution to the processing sector, while important, is small.

4. Describe any tests of procedures or methods to be undertaken. Tests are encouraged as effective means to refine collections, but if ten or more test respondents are involved OMB must give prior approval.

The census has been conducted in the same manner for the past twenty years. No test has been conducted recently.

5. Provide the name and telephone number of individuals consulted on the statistical aspects of the design, and the name of the agency unit, contractor(s), grantee(s), or other person(s) who will actually collect and/or analyze the information for the agency.

Regional agency personnel and port agents conduct the census.

The main NMFS regional contacts are below:

Northeast Region – Victor Vecchio	(631) 324-3569
Southeast Region – Lawrence Beerkircher	(305) 361-4290 x290
Gulf Region – Pamela Brown-Eyo	(305) 361-4565 x565
Southwest Region – Craig D’Angelo	(562) 980-4024
Northwest Region – Carol Barstow (Pacific States Marine Fisheries Commission)	(503) 595-3455
Pacific Islands Region – Walter Ikehara	(808) 944-2275

Personnel at headquarters conduct tabulations of the data:

Office of Science and Technology – Melissa Yencho	(301) 427-8193
Office of Science and Technology - Alan Lowther	(301) 427-8154

Thank you very much for your participation. We greatly appreciate your co-operation and time. This form summarizes some key points to the survey for quick reference

Your cooperation is needed to make the results of this survey comprehensive, accurate, and timely and may increase the profitability of your business. Individual reports are confidential and only summary totals are published. This report is authorized by law, 16 U.S.C. 1354(e). Form Approved OMB No. 0648-0018 Expires: 05-31-09

NOAA FORM 88-13 (REV 10/95) U.S. DEPARTMENT OF COMMERCE NOAA-NMFS

**FISHERY PRODUCTS REPORT
U. S. PROCESSORS, ANNUAL**

ARE YOU A:
 PROCESSOR
 WHOLESALER (Does Not Process)
 COLD STORAGE
 OTHER

YEAR: Pre-Printed
 REGION: _____
 STATE: _____
 PLANT NO.: _____
 COUNTY: _____

COMPANY PHONE: _____ COMPANY FAX: _____
 Space for company phone and fax number

MAIL ADDRESS: _____
 Your Company's Name
 Your Company's Mailing Address

PLANT ADDRESS: _____
 Plant's Physical Address

EMPLOYMENT DATA TO BE COMPLETED BY ALL FIRMS OR PLANTS

NOTE: LIST BY MONTH THE NUMBER OF PERSONS WORKING AT THIS ESTABLISHMENT DURING THE PAYROLL PERIOD THAT INCLUDED THE 12TH OF THE MONTH.

JAN	FEB	MAR
APR	MAY	JUN
JUL	AUG	SEP
OCT	NOV	DEC

REPORT PREPARED BY: _____ TITLE: _____

	FOR NMFS USE	UNIT	QUANTITY	VALUE FOB PLANT	CHECK
FRESH SEAFOOD					
Cod Fillet	0820101160	LB			//////
FROZEN SEAFOOD					
Shrimp Headless	7381201130	LB			//////
Crab King Cooked Legs	7090202033	LB			//////
NEW PRODUCTS (1)					
1) SPECIES: FRESH, FROZEN, CURED OR INDUSTRIAL					
IF MORE LINES ARE NEEDED FOR PRODUCTS OTHER THAN CANNED, CONTINUE BELOW OR AFTER CANNED ENTRY LINES					
CANNED SEAFOOD (1)					
1) ANY PRODUCT RETORTED UNDER PRESSURE; RIGID OR POUCH CONTAINER					
			OUNCES	PACK	# OF CASES
		CS			VALUE FOB PLANT
		CS			
		CS			
		CS			

Please enter monthly employment information here (including administrative staff and yourself) and write your name. Please provide a telephone number or e-mail address as well.

Your company's name, mailing address, plant address and phone/fax number will be pre-printed on your form. Please check to make sure the information is correct and write in any changes as needed.

Under quantity please provide the weight of the processed product. Value is the amount of money obtained for the product only, without shipping, retail, etc.

❖ Pre-printed items are products that were previously reported. Simply fill in the quantity and value. If you do not process that product anymore, simply cross it out.

Please report any new products in this section and provide as much detail as possible, especially in terms of units (lbs, oz, gallons, etc).

- If a product you normally process was not processed in the previous year, it is not included in the pre-printed list. If you started processing it again, please report it here in the new products section.
- If you are new to the survey and there are no products listed already, please list all products you currently process

If you produce any canned products, please list them under "Canned Seafood" and include the size of can, number of cans in a case and how many cases.

Survey of Fishery Processed Products (Fishery Products Reports)

Dear Processor:

The National Marine Fisheries Service conducts an annual survey of all seafood processors that operate in the United States. Your firm has been identified as participating in this industry. Please take a moment and fill out the enclosed form and return it in the enclosed envelope.

This survey is the only comprehensive survey of the U.S. seafood processing industry and is the source of all regional and national statistics. Reports generated from these statistics include Fisheries of the United States and the United Nations Food and Agriculture Organization's yearbook, Fishery Statistics-Commodities. The better data we receive, the better these reports will be and ultimately your industry will be represented in a more complete fashion.

These data have been used to calculate disaster assistance to businesses affected by natural disasters such as Hurricane Katrina in 2005. The data you provide are also used for calculating annual United States seafood consumption and for determining the value added margins and consumer expenditures related to commercial fisheries. The NMFS Trade Office and the International Trade Commission use the data in multilateral trade negotiations and tariff studies. Industry trade organizations and members of the industrial and financial communities use the data to make business decisions affecting the fishing and seafood industries.

Please be assured that all information regarding production and employment of individual firms is kept **STRICTLY CONFIDENTIAL**. Only aggregated data is reported so that no individual person or business can be identified.

The instructions on the reverse are provided to assist you in completely and accurately preparing the forms. If you have any questions or comments, please feel free to contact Alan Lowther at National Marine Fisheries Service, Fisheries Statistics Division F/ST1, 1315 East-West Hwy, Silver Spring, MD 20910 or call (301) 427-8154.

Sincerely,

Alan Lowther
Fisheries Statistics Division

INSTRUCTIONS FOR COMPLETING THE FORM

1. Check your company name, mailing address, and phone/fax numbers. If your plant address differs from your mail address please fill in the appropriate information and please make any necessary corrections.

2. In the upper right hand corner indicate the type of business you operate.

3. In the box to the right of your address is the employment section. Enter by month the number of persons which worked at the establishment during the payroll period that included the 12th of the month. Do not forget to include yourself.

4. Directly beneath the employment section, please print or type the name and telephone number and/or e-mail address of the person who prepared the report so that we will know who to contact if we have any questions. It is not necessary to sign the form.

5. The next several sections are for processing aspects of the plant. "Processing" means anything done to the product to increase its economic value. This would include, but is not limited to, filleting, steaking, surimi or analog production, shucking, cooking, removing the roe, or otherwise preparing the product. If the products already listed on the form are correct, please fill in the appropriate **finished** product volume and FOB plant values. Plant value is the amount that the processor receives for the finished product. For products finished but not yet sold (still held in inventory), calculate the estimated value using the average price received to date for that product.

6. If you receive a form that has no products listed (it only states "New Products" or "Products"), please list all the products you currently process in addition to any new products you have introduced. If there are no products pre-printed on your form, it indicates we have no information for your company in our database.

7. Processors of canned products, please be sure to include the ounces per can, cans per case, and number of cases. If the information is already included on the form, please check it for accuracy.

8. List any **NEW** products in the appropriate section with volume and values. If a product listed on the pre-printed section of products no longer applies, just draw a line through it.

9. We recommend that you make a copy of the completed survey for your files. A pre-

addressed envelope is enclosed for your convenience in returning the form to this office.

10. If you have any questions, please do not hesitate to call Melissa Yencho or Alan Lowther in the NMFS Fisheries Statistics Division at: (301) 427-8193 or (301) 427-8154. We are more than happy to answer any questions or address your concerns.

Public reporting burden for this collection is estimated to average 30 minutes per response, including the time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, and completing and reviewing the collection of information. Send comments regarding this burden estimate or any other aspect of this collection of information, including suggestions for reducing this burden, to:

Alan Lowther, National Marine Fisheries Service, Fisheries Statistics Division F/ST1, 1315 East - West Hwy, Silver Spring, MD 20910

Your cooperation is needed to make the results of the survey comprehensive. Individual reports are confidential and only summary totals are published. This report is authorized by law, 16 U.S.C. 1854(e).

OMB No. 0648-0018
Expiration Date 8-31-2013

YEAR	2012	NOAA FORM 88-13 (REV 10/95)	U.S. DEPARTMENT OF COMMERCE NOAA-NMFS	ARE YOU A:
REGION		FISHERY PRODUCTS REPORT U. S. PROCESSORS, ANNUAL		PROCESSOR
STATE				WHOLESALER (Does Not Process)
PLANT NO				COLD STORAGE
COUNTY				OTHER

COMPANY PHONE	COMPANY FAX	EMPLOYMENT DATA TO BE COMPLETED BY ALL FIRMS OR PLANTS	
_____ MAIL ADDRESS _____		NOTE: LIST BY MONTH THE NUMBER OF PERSONS WORKING AT THIS ESTABLISHMENT DURING THE PAYROLL PERIOD THAT INCLUDED THE 12TH OF THE MONTH.	
_____ PLANT ADDRESS _____		JAN	FEB
		APR	MAY
		JUL	AUG
		OCT	NOV
		REPORT PREPARED BY (Print or type Name)	
		Phone or E-mail	

***** PRODUCTS (1) 1) SPECIFY: FRESH, FROZEN, CURED or INDUSTRIAL	FOR NMFS USE	UNIT	QUANTITY	VALUE FOB PLANT	CHECK

***** CANNED (1)	FOR NMFS USE	UNIT	OUNCES	PACK	# OF CASES	VALUE FOB PLANT
		CS				
		CS				
		CS				
		CS				
		CS				

Your cooperation is needed to make the results of the survey comprehensive. Individual reports are confidential and only summary totals are published. This report is authorized by law, 16 U.S.C. 1854(e).

YEAR	2012	NOAA FORM 88-13 (REV 10/95)	U.S. DEPARTMENT OF COMMERCE NOAA-NMFS		ARE YOU A:	
REGION					PROCESSOR	
STATE					WHOLESALER (Does Not Process)	
PLANT NO					COLD STORAGE	
COUNTY					OTHER	

**FISHERY PRODUCTS REPORT
U. S. PROCESSORS, ANNUAL**

NEW PRODUCTS (1) 1) SPECIFY: FRESH, FROZEN, CURED or INDUSTRIAL	FOR NMFS USE	UNIT	QUANTITY	VALUE FOB PLANT	CHECK

NEW CANNED (1)	FOR NMFS USE	UNIT	OUNCES	PACK	# OF CASES	VALUE FOB PLANT
		CS				
		CS				
		CS				
		CS				
		CS				

This report is authorized by law 13 U.S.C. 61 and 16 U.S.C. 1854(e). While you are not required to respond your cooperation is needed to make the results of this survey comprehensive, accurate and timely.

OMB Control No. 0648-0018
Expiration Date: 08-31-2013

MONTH		NOAA Form 88-13c (11-98)	U.S. DEPARTMENT OF COMMERCE NOAA-NMFS
REGION		FISHERY PRODUCTS REPORT	
STATE		FISH MEAL AND OIL, MONTHLY	
PLANT NO.			

INSTRUCTIONS: 1. Report production of fish/shellfish meal, oil, and solubles products produced at the plant for the month specified. If no production occurred please indicate on the form. 2. Return form to the originating NMFS office. 3. Your report is accorded confidential treatment, as required by section 402 (b) of the Magnuson-Stevens Act and NOAA Administrative Order 216-100. 4. Public reporting burden for this collection is estimated to average 15 minutes per response, including the time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, and completing and reviewing the collection of information. Send comments regarding this burden estimate or any other aspect of this survey to: Fisheries Statistics Division F/ST1, NMFS, Silver Spring MD 20910. Notwithstanding any other provision of the law, no person is required to respond to, nor shall any person be subject to a penalty for failure to comply with, a collection of information subject to the requirements of the Paperwork Reduction Act, unless that collection of information displays a currently valid OMB Control Number.

SPECIES	FISH / SHELLFISH MEAL AND DRY SCRAP <i>Short Tons</i>	FISH OIL <i>Gallons</i>	FISH SOLUBLE <i>Gallons</i>

MENHADEN UTILIZED DURING MONTH (*MILLION FISH*)

REMARKS

FIRM	ADDRESS
SUBMITTED BY (<i>SIGNATURE</i>)	TITLE

DEPARTMENT OF COMMERCE**National Oceanic and Atmospheric Administration****Proposed Information Collection; Comment Request; Crab Rationalization (CR) Program: Annual Report**

AGENCY: National Oceanic and Atmospheric Administration (NOAA), Commerce.

ACTION: Notice.

SUMMARY: The Department of Commerce, as part of its continuing effort to reduce paperwork and respondent burden, invites the general public and other Federal agencies to take this opportunity to comment on proposed and/or continuing information collections, as required by the Paperwork Reduction Act of 1995.

DATES: Written comments must be submitted on or before June 11, 2013.

ADDRESSES: Direct all written comments to Jennifer Jessup, Departmental Paperwork Clearance Officer, Department of Commerce, Room 6616, 14th and Constitution Avenue NW., Washington, DC 20230 (or via the Internet at Jjessup@doc.gov).

FOR FURTHER INFORMATION CONTACT: Requests for additional information or copies of the information collection instrument and instructions should be directed to Patsy A. Bearden, (907) 586-7008 or Patsy.Bearden@noaa.gov.

SUPPLEMENTARY INFORMATION:**I. Abstract**

This request is for a new information collection.

Since implementation of the Crab Rationalization (CR) Program (prior to the 2005–2006 season), critics of the program have pointed to high lease rates, fleet consolidation, absentee quota share (QS) ownership, and changes in crew compensation as some of the program's greatest shortcomings.

At its December 2011 meeting, the North Pacific Fisheries Management Council (Council) requested and received a report from the National Marine Fisheries Service (NMFS) reviewing the performance of the CR Program during its first 5 years. Based on the report and public testimony, the Council identified certain aspects of the program that need additional attention. The Council requested a discussion paper concerning certain measures from CR cooperatives that might promote acquisition of QS by crew and other active participants and promote equitable crew compensation. The Council specifically requested that the

paper examine the “best practice” requirements for cooperative agreements. The paper was presented to the Council at the February 2013 meeting.

After receiving the presentation of the paper, the Council passed a motion in February 2013 requesting that each cooperative in the CR Program voluntarily provide an annual report to the Council to describe the measures the cooperative is taking to increase the transfer of quota share to active participants and crew members. While the high flexibility allowed cooperatives in use of their IFQ has permitted QS holders to achieve operational efficiencies, it has also allowed for inactive QS holders and inequitable crew compensation. Holdings of inactive QS holders may limit the amount of QS on the market. One solution may be to require that any cooperative member must meet an active participation requirement.

The annual report would also describe measures the cooperative is taking to lower currently high lease rates and to increase currently low crew compensation. The high lease rates in the fisheries may contribute to the decline in revenues to persons who actively participate in the fisheries as vessel owners and crew. Lower lease rates may allow for more of the fisheries' revenues to be realized by vessel owners and crews. Crews in the crab fisheries are typically paid a share (or percentage) of adjusted vessel revenues, with adjustments made for normal vessel expenses, such as bait and fuel. Since implementation of the CR Program, many vessel operators have also made adjustments for QS lease payments. To limit the effects of the leasing market and to protect crews from the financial impacts of high lease rates, the amount of any lease payments charged to crews could be limited or capped.

The annual report should describe the effectiveness of the measures implemented through the cooperatives and the estimated level of member participation in any voluntary measures, and should include supporting information and data. These reports are to be provided to the Council at its October meeting.

II. Method of Collection

Respondents have a choice of either electronic or paper forms. Methods of submittal include email, mail, and facsimile transmission of paper forms.

III. Data

OMB Control Number: None.
Form Number: None.

Type of Review: Regular submission (request for a new collection).
Affected Public: Business or other for-profit organizations.

Estimated Number of Respondents: 10.

Estimated Time per Response: CR Cooperative Annual Report, 10 hours.

Estimated Total Annual Burden Hours: 100.

Estimated Total Annual Cost to Public: \$50 in recordkeeping/reporting costs.

IV. Request for Comments

Comments are invited on: (a) Whether the proposed collection of information is necessary for the proper performance of the functions of the agency, including whether the information shall have practical utility; (b) the accuracy of the agency's estimate of the burden (including hours and cost) of the proposed collection of information; (c) ways to enhance the quality, utility, and clarity of the information to be collected; and (d) ways to minimize the burden of the collection of information on respondents, including through the use of automated collection techniques or other forms of information technology.

Comments submitted in response to this notice will be summarized and/or included in the request for OMB approval of this information collection; they also will become a matter of public record.

Dated: April 8, 2013.

Gwellnar Banks,

Management Analyst, Office of the Chief Information Officer.

[FR Doc. 2013–08568 Filed 4–11–13; 8:45 am]

BILLING CODE 3510-22-P

DEPARTMENT OF COMMERCE**National Oceanic and Atmospheric Administration****Proposed Information Collection; Comment Request; Processed Products Family of Forms**

AGENCY: National Oceanic and Atmospheric Administration (NOAA), Commerce.

ACTION: Notice.

SUMMARY: The Department of Commerce, as part of its continuing effort to reduce paperwork and respondent burden, invites the general public and other Federal agencies to take this opportunity to comment on proposed and/or continuing information collections, as required by the Paperwork Reduction Act of 1995.

DATES: Written comments must be submitted on or before June 11, 2013.

ADDRESSES: Direct all written comments to Jennifer Jessup, Departmental Paperwork Clearance Officer, Department of Commerce, Room 6616, 14th and Constitution Avenue NW., Washington, DC 20230 (or via the Internet at Jjessup@doc.gov).

FOR FURTHER INFORMATION CONTACT: Requests for additional information or copies of the information collection instrument and instructions should be directed to Melissa Yenko, (301) 427-8193 or melissa.yenko@noaa.gov.

SUPPLEMENTARY INFORMATION:

I. Abstract

This request is for extension of a current information collection.

National Oceanic and Atmospheric Administration (NOAA) annually collects information from seafood and industrial fishing processing plants on the volume and value of their processed fishery products and their monthly employment figures. NOAA also collects monthly information on the production of fish meal and oil. The information gathered is used by NOAA in the economic and social analyses developed when proposing and evaluating fishery management actions.

II. Method of Collection

In the current survey, NOAA Fisheries provides each processor with a pre-printed survey form that includes the products produced by that processor in the previous year. The processor only needs to fill in the quantity of product, value of product, monthly employment, and add any new products. New firms to the survey are provided blank forms. Responses are submitted by mail, via postage-paid envelopes provided by NOAA Fisheries.

III. Data

OMB Control Number: 0648-0018.

Form Number: NOAA Forms 88-13, 88-13C.

Type of Review: Regular submission (extension of a current information collection).

Affected Public: Business or other for-profit organizations.

Estimated Number of Respondents: 855.

Estimated Time per Response: 30 minutes for an Annual Processed Products Report and 15 minutes for a Fishery Products Report Fish Meal and Oil, Monthly.

Estimated Total Annual Burden Hours: 440.

Estimated Total Annual Cost to Public: \$0.

IV. Request for Comments

Comments are invited on: (a) Whether the proposed collection of information is necessary for the proper performance of the functions of the agency, including whether the information shall have practical utility; (b) the accuracy of the agency's estimate of the burden (including hours and cost) of the proposed collection of information; (c) ways to enhance the quality, utility, and clarity of the information to be collected; and (d) ways to minimize the burden of the collection of information on respondents, including through the use of automated collection techniques or other forms of information technology.

Comments submitted in response to this notice will be summarized and/or included in the request for OMB approval of this information collection; they also will become a matter of public record.

Dated: April 8, 2013.

Gwellnar Banks,

Management Analyst, Office of the Chief Information Officer.

[FR Doc. 2013-08569 Filed 4-11-13; 8:45 am]

BILLING CODE 3510-22-P

DEPARTMENT OF COMMERCE

National Oceanic and Atmospheric Administration

RIN 0648-XC597

Magnuson-Stevens Act Provisions; General Provisions for Domestic Fisheries; Application for Exempted Fishing Permits

AGENCY: National Marine Fisheries Service (NMFS), National Oceanic and Atmospheric Administration (NOAA), Commerce.

ACTION: Notice; request for comments.

SUMMARY: The Assistant Regional Administrator for Sustainable Fisheries, Northeast Region, NMFS (Assistant Regional Administrator), has made a preliminary determination that an exempted fishing permit application contains all of the required information and warrants further consideration. This exempted fishing permit would facilitate compensation fishing under the monkfish Research Set-Aside Program by exempting vessels from monkfish days-at-sea possession limits. The compensation fishing is in support of a 2012 Monkfish Research Set-Aside project that is attempting to validate monkfish aging methods. The project is being conducted by the University of

Massachusetts, Dartmouth, School for Marine Science and Technology.

Regulations under the Magnuson-Stevens Fishery Conservation and Management Act require publication of this notification to provide interested parties the opportunity to comment on applications for proposed exempted fishing permits.

DATES: Comments must be received on or before April 29, 2013.

ADDRESSES: You may submit written comments by any of the following methods:

- *Email:* nero.efp@noaa.gov. Include in the subject line "Comments on SMAST Monkfish RSA EFP."

- *Mail:* John K. Bullard, Regional Administrator, NMFS, Northeast Regional Office, 55 Great Republic Drive, Gloucester, MA 01930. Mark the outside of the envelope "Comments on SMAST monkfish RSA EFP."

- *Fax:* (978) 281-9135.

FOR FURTHER INFORMATION CONTACT:

Jason Berthiaume, Fishery Management Specialist, 978-281-9177.

SUPPLEMENTARY INFORMATION: To conduct compensation fishing in support of the project, SMAST initially submitted an application for an EFP on April 20, 2012, requesting exemptions from the monkfish DAS possession limits. However, due to complications resulting from the listing of Atlantic sturgeon under the Endangered Species Act, an EFP was not issued. The applicant has since modified their EFP application by stating that vessels would only fish under the EFP in depths greater than 50 fathoms (91 m), where Atlantic sturgeon interactions are extremely rare. The revised application was submitted on March 18, 2013. Twenty-five vessels have been identified by the applicant to conduct monkfish compensation fishing under the requested EFP. The vessels conducting the compensation fishing would use standard commercial gillnet gear.

Monkfish EFPs that waive possession limits were first issued in 2007, and each year thereafter through 2011. The EFPs were approved to increase operational efficiency and to optimize research funds generated from research set-aside (RSA) DAS. To ensure that the amount of monkfish harvested by vessels operating under the EFPs was similar to the amount of monkfish that was anticipated to be harvested under the 500 RSA DAS set-aside by the New England and Mid-Atlantic Fishery Management Councils, NMFS associated 3,600 lb (1,633 kg) of whole monkfish per RSA DAS. This amount of monkfish was the equivalent of a double