

NOTICE OF OFFICE OF MANAGEMENT AND BUDGET ACTION

Date 08/14/2009

Department of Commerce
National Oceanic and Atmospheric Administration
FOR CERTIFYING OFFICIAL: Suzanne Hilding
FOR CLEARANCE OFFICER: Diana Hynek

In accordance with the Paperwork Reduction Act, OMB has taken action on your request received 05/26/2009

ACTION REQUESTED: No material or nonsubstantive change to a currently approved collection
TYPE OF REVIEW REQUESTED: Regular
ICR REFERENCE NUMBER: 200905-0648-006
AGENCY ICR TRACKING NUMBER:
TITLE: Highly Migratory Species Dealer Reporting Family of Forms
LIST OF INFORMATION COLLECTIONS: See next page

OMB ACTION: Approved without change
OMB CONTROL NUMBER: 0648-0040

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: 10/31/2010

DISCONTINUE DATE:

BURDEN:	RESPONSES	HOURS	COSTS
Previous	37,435	6,152	8,258
New	37,435	6,152	8,258
Difference			
Change due to New Statute	0	0	0
Change due to Agency Discretion	0	0	0
Change due to Agency Adjustment	0	0	0
Change Due to Potential Violation of the PRA	0	0	0

TERMS OF CLEARANCE: Terms of the previous clearance remain in effect.

OMB Authorizing Official: Kevin F. Neyland
Deputy Administrator,
Office Of Information And Regulatory Affairs

List of ICs

IC Title	Form No.	Form Name	CFR Citation
Application for authorization for non-government validation			50 CFR 635.5
HMS Dealer and Landings Biweekly Reports	NA, NA, NA	HMS Trade Biweekly Dealer Report, Atlantic Bluefin Tuna Dealer Landings and Trade Biweekly Report, Southeast Region Dealer Report for HMS - revised per AU89	
Atlantic Bluefin Tuna Daily Landing Report and Tag	NOAA 88-144	Atlantic Bluefin Tuna Daily Landing Report	
Statistical Documents, Catch Documents and Re-export Certificates	NA, NA, NA, NA, NA	Bluefin Tuna Catch Document, Bluefin Tuna Catch Document - Pacific, ICCAT Swordfish Statistical Document, ICCAT Bigeye Tuna Statistical Document, Re-export certificate	

Highly Migratory Species Dealer Reporting Family of Forms OMB Control No. 0648-0040

JUSTIFICATION OF CHANGE: *Minor adjustment to allow Voluntary Electronic Report Submission*

Communication systems in the United States have rapidly shifted to electronic formats such as email, text messaging, and use of internet portals to provide information. National Marine Fisheries Service (NMFS) has incorporated such new technologies already in some dealer or vessel reporting programs. NMFS would like to update the HMS Dealer Reporting Family of Forms (OMB Control No. 0648-0040) to allow HMS dealers to satisfy appropriate NMFS reporting requirements electronically, on a voluntary basis, saving dealers time and money.

NMFS is constructing an internet portal to allow dealers to create and submit export bluefin catch documents. Through this portal, which will be a link from <http://www.nmfs.noaa.gov/sfa/hms/ITP/index.htm>, International Trade Permit holders may enter and store data to be used to create bluefin catch documents for exports. Once all information is entered, then the documents would be printed out and exported along with the bluefin shipment, as required by the International Commission for the Conservation of Atlantic Tunas (ICCAT) bluefin catch document program. Use of paper data forms will still be available to permit holders whose preference is to submit hard copy forms. Alternatively, forms could be completed and emailed to BFTRreporting@NOAA.gov.

Further, certain dealer reports do not require submission of the original, hard-copy document or submission via a particular medium (i.e., FAX). NMFS would like to allow the following reports to be submitted via email. Those in the list below that require a signature could be scanned and emailed.

- Biweekly Atlantic Bluefin Tuna Dealer Landings and Trade Report
- Highly Migratory species (HMS) Trade Biweekly Dealer Report
- (ICCAT) Bluefin Tuna Re-export Certificate
- Swordfish Statistical Documents and re-export certificates (for exports)
- Southern Bluefin tuna statistical document & re-export certificate (for exports)
- Bigeye Tuna statistical documents and re-export certificates (for export)
- HMS Biweekly Dealer Report

For certain other reporting requirements, such as import documents under the regulations implementing the ICCAT bluefin catch document program and statistical document programs, original documents must be submitted to NMFS. These documents include:

- ICCAT Bluefin tuna catch document and re-export certificate (import)
- ICCAT Swordfish statistical document and re-export certificate (import)
- Southern bluefin tuna statistical document and re-export certificate (import)
- Bigeye tuna statistical document or re-export certificate (import)

This requirement may change as NMFS implements the International Trade Data System (ITDS). Dealer reporting regulations at 50 CFR 300 Subpart M and 635 clarify whether original documents are currently necessary.

As NMFS implements the International Trade Data System, electronic reporting (via a portal) is also expected to be available for imports. The ITDS is a single data entry portal that is under development as required by the Safe Ports Act of 2006 (P.L. 109-347, October 13, 2006) for entry of all Federal government-required trade data. An Advanced Notice of Proposed Rulemaking published on May 8, 2009 (74 FR 21615), and NMFS anticipates full ITDS integration for import data by 2012. An additional change request will be submitted at the time of Final Rule publication, to address this change.

The burden hours and costs for the instruments in this reporting package previously approved under 0648-0040 would stay the same as a result of this currently proposed adjustment.

PAPERWORK REDUCTION ACT CHANGE WORKSHEET

Agency/Subagency	OMB Control Number _____ - _____	
<i>Enter only items that change</i>		
	Current record	New record
Agency form number (s)		
Annual reporting and recordkeeping hour burden		
Number of respondents		
Total annual responses		
Percent of these responses collected electronically	%	%
Total annual hours		
Difference		
Explanation of difference		
Program change		
Adjustment		
Annual reporting and recordkeeping cost burden (in thousands of dollars)		
Total annualized Capital/Startup costs		
Total annual costs (O&M)		
Total annualized cost requested		
Difference		
Explanation of difference		
Program change		
Adjustment		
Other changes**		
Signature of Senior Official or designee:	Date:	For OIRA Use _____ _____

** This form cannot be used to extend an expiration date.

PAPERWORK REDUCTION ACT NOTICE*: Collection of information through dealer trade reports is mandatory for the purpose of managing highly migratory species (HMS) fisheries. Data are used to monitor trade of HMS. Reporting burden for the collection of information is estimated to average 20 minutes per completed form, including time for reviewing instructions, searching existing data sources, gathering and maintaining data needed, and completing and reviewing the information. Send comments regarding this burden estimate or suggestions for reducing this burden to: NMFS, Highly Migratory Species Division, 1315 East-West Highway, Silver Spring, MD 20910. Pursuant to Section 402(b) of the Magnuson-Stevens Act, and consistent with NOAA Administrative Order 216-100 (Confidentiality of Fisheries Statistics), the Agency does not release confidential information submitted in compliance with provisions of the Act, other than in aggregate form and under circumstances required or authorized by law. Whenever data are requested or released to the general public, the Agency ensures that information on the pecuniary business activity of a dealer is not identified. 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.

OMB Control No. 0648-0040
Expiration Date: 10/31/2010

* To be posted on on the website: <http://www.nmfs.noaa.gov/sfa/hms/IPT/index.htm>