

NOTICE OF OFFICE OF MANAGEMENT AND BUDGET ACTION

Date 08/22/2011

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

In accordance with the Paperwork Reduction Act, OMB has taken action on your request received 08/03/2011

ACTION REQUESTED: No material or nonsubstantive change to a currently approved collection  
TYPE OF REVIEW REQUESTED: Regular  
ICR REFERENCE NUMBER: 201108-0648-005  
AGENCY ICR TRACKING NUMBER:  
TITLE: Northeast Region Permit Family of Forms  
LIST OF INFORMATION COLLECTIONS: See next page

OMB ACTION: Approved without change  
OMB CONTROL NUMBER: 0648-0202

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: 04/30/2013

DISCONTINUE DATE:

BURDEN:	RESPONSES	HOURS	COSTS
Previous	202,817	28,737	6,269,242
New	206,688	29,059	6,271,565
Difference			
Change due to New Statute	0	0	0
Change due to Agency Discretion	3,871	322	2,323
Change due to Agency Adjustment	0	0	0
Change Due to Potential Violation of the PRA	0	0	0

TERMS OF CLEARANCE:

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
Gillnet Designations/Requests for Tags	NA, NA	Gillnet Tag Order Form, Gillnet Tag Replacement Form	
Vessel permit application and renewal	NA, NA	Federal Fisheries Vessel Permit Application - Renewal, Federal Fisheries Vessel Permit Application - Initial	
Replacement/upgrade, permit history retention, vessel specification verification, unseaworthy vessel (proof of loss)	NA	Application for vessel replacement, upgrade and confirmation of permit history	
Herring vessels - bycatch notification of landing to Office of Law Enforcement			50 CFR 648.14
Midwater Trawl Exemption Request			50 CFR 648.80
LOA for WGOM and Cashes Ledge Closed Area Charter/Party Exemption Certificate			50 CFR 648.80
Summer Flounder Small-Mesh Exemption			50 CFR 648.104
Purse Seine Exemption			50 CFR 648.80
Cultivator Shoals Whiting and Nantucket Shoals Dogfish Exemptions			50 CFR 648.80
Vessels Standing by Entangled Whales - Notification			50 CFR 648.14
DAS Credit for Standing By Entangled Whale			50 CFR 648.14
Raised Footrope Trawl Whiting Fishery Exemption (Sept 1 - Dec 31)			50 CFR 648.80
Monkfish Southern Fishery Management Area Landing Limit and Minimum Fish Size Exemption			50 CFR 648.94
VMS/Call-In Requirements - MS, Monkfish vessels days out of fishery; depart/landing for monkfish and occasional sea scallop vessels	NA	VMS call-in addition of question about landing an extra monkfish	50 CFR 648

List of ICs

IC Title	Form No.	Form Name	CFR Citation
Expedited submission of proposed SAPs			50 CFR 648.85
NE Multispecies VMS Power Down Exemption	NA	VMS Power Down Exemption Request Form	50 CFR 648.10
NE Multispecies Days at Sea Transfer Program	NA	Application to Permanently Transfer NE Multispecies Days at Sea	
Multispecies Area and DAS Declaration - Groundfish vessels fishing under an NE Multispecies DAS			50 CFR 648.10
NE Multispecies Proposed Sector Allocation			50 CFR 648
Northeast Region Dealer Permitting - Initial Permit and Renewal	NA, NA	Initial dealer permit application form, Dealer Permit Application Form - Renewal	
VMS proof of installation and confirmation of VMS connectivity with OLE (for 550 vessels per year), plus costs of installation, maintenance and automated polling	NA	VMS Certification of Activation	50 CFR 648.14
Foreign fishing vessels arrival/departure from EEZ notification			50 CFR 300.140
Foreign fishing vessel VMS purchase, installation/maintenance and position reporting costs and certification responses and costs	NA	VMS Certification of Installation	50 CFR 300.140
Area and DAS Declaration: Gulf of Maine Differential Days at Sea Area Heaving-To Declaration			50 CFR 648.10
Vessel operator permit application - initial and renewal	NA, NA	Vessel Operator Application - Renewal, Vessel operator permit application - initial	
SNE Little Tunny Gillnet and Winter Flounder State Waters Exemptions			50 CFR 648.80
State Waters Sea Scallop Exemption			50 CFR 648.80

List of ICs

IC Title	Form No.	Form Name	CFR Citation
NAFO Regulatory Area Request (exemption)			50 CFR 648.80
GOM/Nantucket Lightship Party/Charter Exemption			50 CFR 648.81
Change in Multipspecies Permit Category, Transiting to Another Port and Transfer at Sea			50 CFR 648.10
Lobster Area Designation and Requests for Trap Tags	NA, NA	Lobster Trap Tag Request Form, Lobster trap tag replacement request form	
Lobster Area 5 Waiver			50 CFR 697.26
State Quota Transfers			50 CFR 648.100, 648.160
Monkfish Fishery Days at Sea VMS Declaration			50 CFR 648.94
LOA for declaring that a vessel intends to fish south of the Gulf of Maine (GOM) Regulated Mesh Area			50 CFR 648.86
Herring VMS catch report			50 CFR 648.7

**JUSTIFICATION FOR CHANGE  
NORTHEAST REGION PERMIT FAMILY OF FORMS  
OMB CONTROL NO. 0648-0202**

As part of Final Rule RIN: 0648-BA79, the National Oceanic and Atmospheric Administration's (NOAA) National Marine Fisheries Service (NMFS) proposes to increase catch reporting in the herring fishery through the submission of daily catch reports using vessel monitoring systems (VMS). The Magnuson-Stevens Fishery Conservation and Management Act (MSA) (§402(a)(2)), in conjunction with regulations at 50 CFR Part 648.7, provide NMFS with the authority to revise fishery reporting requirements as necessary to monitor an FMP. Recognizing the importance of timely catch information to better monitor herring catch against the stock-wide herring ACL and management areas sub-ACLs, as well as helping prevent sub-ACL overages, NMFS proposes increasing the frequency of catch reporting in the herring fishery.

To ensure timely catch data are available to better inform management decisions, **NMFS proposes that owner/operators of vessels issued limited access herring permits (Categories A-C) be required to report herring catch, retained and discarded, daily via VMS.** Daily catch reports would include the following information: Vessel name, VTR serial number, date, and the amounts of herring retained and discarded from each management area. This requirement is consistent with daily reporting requirements for owner/operators of vessels issued Northeast multispecies permits engaged in fishing in United States (U.S)/Canada management areas and special access programs. The proposed catch reporting changes will increase information vessel owner/operators must report through their VMS units. As all herring limited access permit holders are already required to own and maintain VMS units according to the regulations at §648.10(b) (8), the burden to the limited access herring fishery will be minimal.

The burden table below shows the additional burden to the public from the proposed catch reporting requirements. This requirement will affect 97 vessel owner/operators (the number of permitted limited access herring vessels in 2010), which would be required to submit a total of 3,871 daily catch reports annually. Each submission of the herring catch report will take 5 minutes, and an additional 2 minutes if the vessel is also reporting all fish kept, for a total of 429 hours. Because of differences in fishing behavior, vessels in each herring permit category are estimated to submit different numbers of catch reports each year. Each Category A herring vessel is estimated to submit 76 catch reports per vessel annually; each Category B vessel is estimated to submit 4 catch reports; and each Category C vessel is estimated to submit 13 catch reports annually. In addition, an estimated 42 vessels out of the 97 Category A, B, and C vessels will have to fill out the 'kept all' field on each catch report which will add an additional \$0.05 per report for those vessels.

The average number of daily catch reports (items per entity) that will be required as a result of this amendment was estimated by multiplying the average number of VMS declarations per herring permit times the average trip length. This was separated by herring permit category as different permit categories have different fishing behavior and therefore different average trip lengths. In addition, some portion of these reports will be required to include all fish kept, if the vessel fished with midwater trawl gear in certain areas. The number of daily catch reports that

would include this additional information was estimated based on historic participation in the midwater trawl fishery (only Category A vessels have reported fishing with midwater trawl gear). This is a conservative estimate of the number of limited access vessels that may be required to report all fish kept, because not all Category A vessels may fish with midwater trawl gear on all trips.

Each daily catch report submission will cost the public \$0.60 (\$0.30 per message + \$0.003 per character (100 characters maximum in each catch report)). The combined changes to the reporting requirements will result in a total public cost burden of \$2,323. An average of 3 hours, 2 minutes' burden will be added per entity. *Note: through a related request for OMB Control No. 0648-0212, each entity will have 52 fewer 4-minute weekly catch report responses through interactive voice response system (IVR). Although VMS daily items per entity are only for days on which vessels are on a declared herring trip, the weekly IVR requirement applied whether or not fish were caught.*

Final burden table for proposed catch reporting requirements:

Information Collection	Vessel Permit Categories	# of Entities	Items per Entity	Total # of Items	Response Time (Min)	Total Burden (Hr)	Public Cost Per Item	Cost to Public
<b>VMS Catch Reporting</b>								
VMS Catch Reporting	A	42	76	3192	5	266	\$0.60	\$1,915
VMS Catch Reporting	B	4	4	16	5	1	\$0.60	\$10
VMS Catch Reporting	C	51	13	663	5	55	\$0.60	\$398
<b>Total*</b>		<b>97</b>	<b>-</b>	<b>3871</b>	<b>-</b>	<b>322</b>	<b>-</b>	<b>\$2,323</b>

## 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.