

# NOTICE OF OFFICE OF MANAGEMENT AND BUDGET ACTION

Date 03/25/2015

Department of Commerce  
National Oceanic and Atmospheric Administration

FOR CERTIFYING OFFICIAL: Jerry Harper  
FOR CLEARANCE OFFICER: Jennifer Jessup

In accordance with the Paperwork Reduction Act, OMB has taken action on your request received 03/24/2015

ACTION REQUESTED: No material or nonsubstantive change to a currently approved collection

TYPE OF REVIEW REQUESTED: Regular

ICR REFERENCE NUMBER: 201503-0648-010

AGENCY ICR TRACKING NUMBER:

TITLE: Southeast Region Permit Family of Forms

LIST OF INFORMATION COLLECTIONS: See next page

OMB ACTION: Approved without change

OMB CONTROL NUMBER: 0648-0205

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: 04/30/2017

DISCONTINUE DATE:

BURDEN:	RESPONSES	HOURS	COSTS
Previous	13,577	6,138	539,949
New	13,577	6,138	539,949
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 PRA Violation	0	0	0

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

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
Dealer permits	NA	Federal Permit Application for an Annual Dealer Permit	50 CFR 622.200(c)(1), 50 CFR 622.240(b)(1), 50 CFR 622.370(c)(1), 50 CFR 622.20(c)(1), 50 CFR 622.90(a)(1), 50 CFR 622.170(c)(1), 50 CFR , 622.270(d)(1) , 50 CFR
Vessels fishing in the Exclusive Economic Zone, including Golden Tilefish endorsement on EEZ app	NA, NA, NA	Federal Fisheries Permits for fishing in the EEZ, online version, Vessels fishing in the EEZ application , Federal Fisheries Application for Vessels Fishing for Wreckfish off the S. Atlantic Coast	50 CFR 622.20 , 50 CFR 622.50, 50 CFR 622.70, 50 CFR 622.170, 50 CFR 622.200, 50 CFR 622.240, 50 CFR 622.370, 50 CFR 622.400, 50 CFR 622.470, 50 CFR 622.270
Annual landings report for Gulf of Mexico Shrimp	NA	Gulf Of Mexico Shrimp Landings Report	50 CFR 622.51(a)(4)
Live rock permitting and reporting	NA, NA, NA, NA	Federal Permit Application for the Harvest of Aquacultured Live Rock, Aquaculture Site Evaluation Report, Notice of intent of harvest of aquacultured live rock, Aquacultured Live Rock Deposit Harvest Report	50 CFR 622.70(a)(2) , 50 CFR 622.71(a)
Rock Shrimp VMS annual maintenance, manufacturer fees and and position transmission costs			50 CFR 622.205
Dolphin/wahoo operator cards	NA	Federal Permit Application for Southeast Region Vessel Operator Card for Dolphin/Wahoo or Rock Shrimp	50 CFR 622.270(c)
Fishing in Colombian Treaty Waters Vessel Permit Application	NA	Federal Permit/Certificate Application to Fish in Colombian Treaty Waters	50 CFR 300.123
Vessel permit transfers and notarizations using applicable permit application form			50 CFR 622.4
Golden crab permittees zone transit notification			50 CFR 622.241(b)(2)
Traps (golden crab, reef fish, snapper/grouper, spiny lobster) - notifications of authorization for retrieval or of lost/stolen traps			50 CFR 622.405(b), 50 CFR 622.403(b)(3), 50 CFR 622.249(c)

**JUSTIFICATION FOR CHANGE**  
**OMB CONTROL NO. 0648-0205**  
**SOUTHEAST REGION PERMIT FAMILY OF FORMS**

This request is for a change to the existing reporting requirements that are currently approved under OMB Control No. 0648-0205, Southeast Region Permit Family of Forms, in association with final rule, RIN 0648-BD81, Amendment 8 to the Fishery Management Plan (FMP), developed under the authority of the [Magnuson-Stevens Act](#) (MSA), 16 U.S.C. 1801, for Coral, Coral Reefs, and Live/Hard Bottom Habitats of the South Atlantic Region.

The final rule, RIN 0648-BD81, establishes a transit provision to allow fishing vessels with rock shrimp aboard to transit the Oculina Bank Habitat Area of Particular Concern (HAPC) under limited circumstances. To be considered to be in transit and thus excepted from the prohibition on possessing rock shrimp in the Oculina Bank HAPC, a vessel must have a valid commercial permit for rock shrimp, and would be required to maintain a direct and non-stop continuous course at a minimum speed of 5 knots as determined by an operating Vessel Monitoring Systems (VMS) approved for the South Atlantic rock shrimp fishery onboard the vessel that registers a VMS ping (signal) rate of 1 ping per 5 minutes, and the vessel's gear would be required to be appropriately stowed. This transit provision would allow rock shrimp fishermen to access additional rock shrimp fishing grounds in less time and using less fuel than if the fishermen were required to travel around the Oculina Bank HAPC.

NMFS received one comment on the proposed rule related to the information collection requirements (namely, regarding the requirement for VMS on rock shrimp vessels). The comment stated that Amendment 8 is not based upon the best available science because the analysis to determine the location of fishing and the socio-economic impacts of proposed extensions to the HAPCs was based on VMS data. The assumption that each VMS point should be given equal value is incorrect. Amendment 8 should have included trawl track data generated from WinPlot software matched up to trip ticket information from the state of Florida. Trawl track data may be more easily correlated with trip ticket information than VMS data to determine location and value of catches.

NMFS responded that NMFS requires VMS to monitor the rock shrimp fishery. VMS data were used in Amendment 8 to determine location of fishing effort and economic impacts. WinPlot is charting software used by some commercial fishermen including the rock shrimp fishery, and is not required by NMFS. Trawl track data from WinPlot were used by the Deepwater Shrimp Advisory Panel during its May 2013 meeting to modify the northern extension of the Oculina Bank HAPC. The revised recommendation by the Deepwater Shrimp Advisory Panel was developed to reduce fishery impacts where traditional fishing activity occurs. The Deepwater Shrimp Advisory Panel recommendation followed more closely the rock shrimp trawl track data and not a specific depth contour. The Deepwater Shrimp Advisory Panel's recommended

alternative for the proposed northern extension of the Oculina Bank HAPC was adopted by the Council as their preferred alternative in June 2014.

During the development of Amendment 8, the Council did not have access to trawl track data from WinPlot matched up to trip ticket information to determine the socio-economic impacts of the proposed extensions to the HAPCs. The possible inclusion of trawl track data from rock shrimp vessels in Amendment 8 was discussed at Deepwater Shrimp and Habitat Advisory Panel meetings. At its June 2014 meeting, the Council made a motion to update information on the rock shrimp fishery including VMS data through 2014, bycatch information from observer trips on rock shrimp vessels, detailed mapping information from the proposed northern extension of the Oculina Bank HAPC, observations on algae in the southern area of the rock shrimp fishery, and rock shrimp landings, trip cost, and value through 2014.

Based on updated information, no new or upgraded VMSs will be needed, and thus no new activation checklists will be required by RIN 0648-BD81; therefore, no burden or cost will be added to this collection. The responses, hours and total costs for this collection would remain the same at: 13,577, 6,138 and \$539,949, respectively.

## 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.