

**Department of Transportation
Office of the Chief Information Officer**

**SUPPORTING STATEMENT
REQUEST FOR REVOCATION OF AUTHORITY GRANTED**

The purpose of this document is to request from the Office of Management and Budget (OMB) a three-year renewal of the information collection (IC) entitled “Request for Revocation of Authority Granted” and assigned OMB Control No. 2126-0018. This IC is scheduled to expire on 09/30/2007.

A. Justification.

1. Circumstances that make collection of information necessary:

The Federal Motor Carrier Safety Administration (FMCSA) registers for-hire motor carriers of regulated commodities under 49 U.S.C. § 13902 (see Attachment A), surface freight forwarders under 49 U.S.C. § 13903 (see Attachment B), and property brokers under 49 U.S.C. § 13904 (Attachment C). Each registration is effective from the date specified and remains in effect for such period as the Secretary of Transportation determines appropriate by regulation per 49 U.S.C. § 13905 (see Attachment D).

Subsection (c) of 49 U.S.C. § 13905 provides that on application of the registrant, the Secretary may amend or revoke a registration. Form OCE-46 (Attachment E) allows these transportation entities to apply voluntarily for revocation of their registration (operating rights) or parts thereof. If the transportation entity fails to maintain evidence of the required level of insurance coverage on file with FMCSA, its registration (operating authority) will be revoked involuntarily. Although the effect of both types of revocation is the same, some carriers prefer to request voluntary revocation. For various business reasons, a carrier may also request revocation of some part, but not all, of its operating authority.

This information collection supports the DOT Strategic Goal of Safety by enabling motor carriers to voluntarily request revocation of operating authority, or some part of that authority, by identifying themselves to the FMCSA.

2. How, by whom, and for what purpose is the information used:

A completed Form OCE-46 is filed with FMCSA by the registrant for the purpose of requesting that all, or a part, of its registration (operating rights) be revoked. The information contained on the form is used by the FMCSA in making a determination on the revocation request. The use of Form OCE-46 has proven to be an easy and effective means by which a registrant can request revocation of its registration.

3. Extent of automated information collection:

Form OCE-46 is filed by registrants on a voluntary, and for the most part, one-time basis. It calls for a very limited amount of information to identify the registrant and the scope of its request. Thus, the information collection itself has not been automated, although the information collected is ultimately entered into an automated data base. Eighty five percent (85%) of the Form OCE-46 are submitted electronically to FMCSA.

4. Efforts to identify duplication:

There are no similar filings made with any other Federal agency or within the Department of Transportation which would result in duplication of this information.

5. Efforts to minimize the burden on small businesses:

Paperwork burdens have been minimized for small businesses. Form OCE-46 is completed by filling in blank spaces with limited information, identifying the registrant and its operations, and having the form notarized. When the form is signed in the presence of an FMCSA staff member, notarization is not required. The information collected is the minimum necessary to accomplish the purpose of the filing.

6. Impact of less frequent collection of information:

There is no requirement for Form OCE-46 to be filed on a periodic basis. Because the form is submitted to FMCSA on an “as needed” basis, its purpose would be defeated if the data were collected less frequently.

7. Special circumstances:

There are no special circumstances related to this information collection.

8. Compliance with 5 CFR § 1320.8:

FMCSA published a notice in the Federal Register (72 FR 15932) with a 60-day public comment period to announce this proposed information collection on April 3, 2007 (see Attachment F) at Attachment F. No comment related to IC was received in response to this notice.

FMCSA published a notice in the Federal Register (72 FR 51893) with a 30-day public comment period that announced this information would be sent to OMB for approval on September 11, 2007 (see Attachment G).

9. Payments or gifts to respondents:

Respondents are not provided with any payments or gifts for this information collection.

10. Assurance of confidentiality:

There is no assurance of confidentiality. The form is submitted on a voluntary basis and merely calls for information identifying the registrant, scope and basis of its requested revocation.

11. Justification for collection of sensitive information:

The information requested and collected is not of a sensitive nature.

12. Estimate of burden hours for information requested:

It is estimated that approximately 3,250 registrants will file Form OCE-46 annually. This estimate is based on the number of forms filed in recent years. The form is filed on an “as-needed” basis, and there is no continuing information collection function associated with the form. The form asks for very limited information which is readily available to the filer.

Estimated Total Annual Burden: 813 hours [3,250 annual filers x 15 minutes/60 minutes per filing = 812.5 rounded to 813 hours].

The FMCSA estimates that the average hourly rate of pay for persons completing Form OCE-46 is \$35.00. The total, estimated annual salaries associated with the filing is thus \$28,438 [3,250 filers x 15 minutes per filing/60 minutes x \$35.00 = \$ 28,437.5 rounded to \$28,438].

13. Estimate of total annual costs to respondents:

There are no annual costs to the respondents other than the salary and staffing costs indicated in item 12.

14. Estimate of cost to the Federal government:

Form OCE-46 is processed by Transportation Assistants, average Grade 7. The average hourly rate of pay of a Grade 7 employee is \$18.00, and FMCSA estimates that processing each Form OCE-46 takes approximately 15 minutes.

Estimated Total Annual Cost to the Federal Government: \$14,625 [3,250 forms annually x 15 minutes/60 minutes to process each form x \$18.00 per hour wage = \$14,625].

15. Explanation of program changes or adjustments:

This program adjustment is due to an increase in the number of Form OCE-46s filings from 1,000 to 3,250 per year.

16. Publication of results of data collection:

The information collected is not intended for publication for statistical purposes.

17. Approval for not displaying the expiration data for OMB approval:

The FMCSA is not seeking approval to not display the expiration date of OMB's approval of the information collection.

18. Exceptions to certification statement:

No exceptions to the certification statement are requested.

ATTACHMENTS:

- A. 49 U.S.C. 13902, Registration of motor carrier, January 7, 2003.
- B. 49 U.S.C. 13903, Registration of freight forwarders, January 7, 2003.
- C. 49 U.S.C. 13904, Registration of broker, January 7, 2003.
- D. 49 U.S.C. 13905, Effective periods of registration, January 7, 2003.
- E. Form OCE-46.
- F. 60-day Federal Register notice (72 FR 15932), April 3, 2007.
- G. 30-day Federal Register notice (72 FR 51893) September 11, 2007.