SUPPORTING STATEMENT
Form 8896

1.   CIRCUMSTANCES NECESSITATING COLLECTION OF INFORMATION

        IRC section 45H allows small business refiners to claim a credit for the production of
              low sulfur diesel fuel. The American Jobs Creation Act of 2004, section 339
brought it   into existence.

2.   USE OF DATA

         Form 8896 will allow taxpayers to use a standardized format to claim this credit.

3.   USE OF IMPROVED INFORMATION TECHNOLOGY TO REDUCE BURDEN

        We have no plans at this time to offer electronic filing because of the low volume
        compared to the cost of electronic enabling.

4.   EFFORTS TO IDENTIFY DUPLICATION

        We have attempted to eliminate duplication within the agency wherever possible.

5.   METHODS TO MINIMIZE BURDEN ON SMALL BUSINESSES OR OTHER
        SMALL ENTITIES

        Not applicable.

6.   CONSEQUENCES OF LESS FREQUENT COLLECTION ON FEDERAL
        PROGRAMS OR POLICY ACTIVITIES

        Not applicable.

7.   SPECIAL CIRCUMSTANCES REQUIRING DATA COLLECTION TO BE
        INCONSISTENT WITH GUIDELINES IN 5 CFR 1320.5(d)(2)

        Not applicable.

8.   CONSULTATION WITH INDIVIDUALS OUTSIDE OF THE AGENCY ON
        AVAILABILITY OF DATA, FREQUENCY OF COLLECTION, CLARITY
        OF INSTRUCTIONS AND FORMS, AND DATA ELEMENTS

        Periodic meetings are held between IRS personnel and representatives of the American
Bar Association, the National Society of Public Accountants, the American Institute of
Certified Public Accountants, and other professional groups to discuss tax law and tax

forms. During these meetings, there is an opportunity for those attending to make comments regarding Form 8896.

We received no comments during the comment period in response to the **Federal Register** notice dated February 8, 2008 (73 FR 7629).

9.   EXPLANATION OF DECISION TO PROVIDE ANY PAYMENT OR GIFT TO RESPONDENTS

Not applicable.

10.   ASSURANCE OF CONFIDENTIALITY OF RESPONSES

Generally, tax returns and tax return information are confidential as required by 26 USC 6103.

11.   JUSTIFICATION OF SENSITIVE QUESTIONS

Not applicable.

12.   ESTIMATED BURDEN OF INFORMATION COLLECTION

The burden estimate is as follows:

	Number of Responses	Time per Response	Total Hours
Form 8896	66	4.47	313

Estimates of the annualized cost to   respondents for the hour burdens shown are not available at this time.

13.   ESTIMATED TOTAL ANNUAL COST BURDEN TO RESPONDENTS

As suggested by OMB, our **Federal Register** notice dated February 8, 2007 (73 FR 7629), requested public comments on estimates of cost burden that are not captured in the estimates of burden hours, i.e., estimates of capital or start-up costs and costs of operation, maintenance, and purchase of services to provide information. However, we did not receive any response from taxpayers on this subject. As a result, estimates of the cost burdens are not available at this time.

14.   ESTIMATED ANNUALIZED COST TO THE FEDERAL GOVERNMENT

The primary cost to the government consists of the cost of printing Form 8896. We estimate that the cost of printing the form is $100.

15. REASONS FOR CHANGE IN BURDEN

    14 line items and 1 attachment were deleted. 5 Code references were added for a net decrease in burden of 287 hours. We are making this submission to renew the OMB approval.

16. PLANS FOR TABULATION, STATISTICAL ANALYSIS AND PUBLICATION

    Not applicable.

17. REASONS WHY DISPLAYING THE OMB EXPIRATION DATE IS INAPPROPRIATE

    See attachment.

18. EXCEPTIONS TO THE CERTIFICATION STATEMENT ON OMB FORM 83-I

    Not applicable.

Note: The following paragraph applies to all of the collections of information in this submission:

    An agency may not conduct or sponsor, and a person is not required to respond to, a collection of information unless the collection of information displays a valid OMB control number. Books or records relating to a collection of information must be retained as long as their contents may become material in the administration of any internal revenue law. Generally, tax returns and tax return information are confidential, as required by 26 U.S.C. 6103.