

OMB Case 0704-0216
SUPPORTING STATEMENT

A. JUSTIFICATION

1. This is a request for extension of the information collection requirement currently approved under OMB Control Number 0704-0216, which expires May 31, 2010. The estimated burden under this clearance remains unchanged at 859 hours.

This information collection requirement pertains to information that an offeror/contractor must submit to the Department of Defense (DoD) in response to the requirements of the provisions and clauses in 48 CFR Chapter 2, Defense Federal Acquisition Regulation Supplement (DFARS) Subpart 228, Bonds and Insurance, and the related clauses at 252.228 (TAB A). Specific circumstances requiring information collection are as follows:

a. DFARS 252.228-7000, Reimbursement for War-Hazard Losses, requires the contractor to provide notice and supporting documentation to the Government regarding claims or potential claims under the clause.

b. DFARS 252.228-7005, Accident Reporting and Investigation Involving Aircraft, Missiles, and Space Launch Vehicles, requires the contractor to report promptly to the ACO all pertinent facts relating to each accident involving an aircraft, missile, or space launch vehicle being manufactured, modified, repaired, or overhauled in connection with the contract.

c. DFARS 252.228-7006 requires the contractor to provide a written representation that the contractor, and any non-Spanish subcontractor, have obtained the required types of insurance in the minimum amounts specified in the contract. This information is obtained from non-Spanish concerns under service or construction contracts to be performed in Spain by other than Spanish concerns.

2. Uses of information:

The information collected under 252.225-7000 and 252.225-7005 is used by DoD claims investigators to determine the amount and extent of claims placed against the Government. If this information is not provided, the contractor would not be reimbursed for claims issued against the Government.

The information collected under 252.228-7006 is necessary to permit the contracting officer to assess whether or not a non-Spanish contractor or subcontractor, performing a service or construction contract in Spain, has insurance adequate to cover the risk assumed by the contractor.

3. Improved information technology is used to the maximum extent practicable.

4. As a matter of policy, DoD reviews the Federal Acquisition Regulation (FAR) to determine if adequate language already exists. The DFARS requirements apply solely to DoD and are not considered duplicative of any language in the FAR. No similar information is available.

5. DoD has determined that the existing information collection requirements do not have a significant impact on a substantial number of small businesses or other small entities.

6. The DFARS imposes these collections of information in the following circumstances:

- In case of an accident or potential claim. Less frequent collection would impede contracting officers in performing their administrative functions in an effective and efficient manner.
- On an occasional basis, as contracts meeting the specified criteria are awarded. Less frequent collection or no collection of information would result in increased risk for the Government.

7. There are no special circumstances for collection. Collection is consistent with the guidelines in 5 CFR 1320.6.

8. Public comments were solicited in the Federal Register on November 19, 2009 (TAB B), as required by 5 CFR 1320.8(d). No public comments were received.

9. There will be no payment or gifts to respondents, other than remuneration of contractors.

10. There are no questions of a sensitive nature.

11. Not applicable.

12. Estimates of Public Burden Hours and Associated Annualized Cost. There is no change in the estimate of public burden hours since the submission in 2006. The estimated annualized cost per hour has increased from \$39.81 to \$43.00, based on FY 2009 General Schedule salary table.

I. Respondents	49
II. Total annual responses	49
III. Hours per response	17.50
IV. Total annual hours	859
V. Cost per hour	\$43.00*
VI. Total annual cost to public	\$ 36,937

*Based on equivalent of GS-12, step (5) salary plus 32.45% overhead, rounded to the nearest whole dollar.

13. We do not estimate any annual cost burden apart from the hour burdens in Items 12 and 14.

14. Annualized Cost to the Government. The time required for the Government is based on receiving and reviewing the information submitted by the contractor. We estimate that the time associated with this task is approximately 20.43 hours per response (32 hours to review accident reports or potential claims, .5 hours to verify adequate insurance).

I. Total annual responses	49
II. Hours per response	20.43
III. Total annual hours	1001
IV. Cost per hour	\$ 43.00*
V. Total annual cost to Government	\$43,043

*Based on GS-12, step (5) salary plus 32.45% overhead, rounded to the nearest whole dollar.

15. The estimate of public burden hours has remained the same.

16. Results of this collection will not be published.

17. We do not seek approval not to display the expiration date for OMB approval of the information collection.

18. There are no exceptions to the certification statement identified in Item 19 of OMB Form 83-I.

B. Collections of Information Employing Statistical Methods.

Statistical methods will not be employed.