

Supporting Statement for Form SSA-1383
Student Reporting Form
20 CFR 404.352(b)(2), 404.367, 404.368, 404.415, 404.434, 422.135
OMB No. 0960-0088

A. Justification

1. Introduction/Authoring Laws and Regulations

The law requires a child to notify the Social Security Administration (SSA) of any change in circumstances that could affect continued entitlement to and receipt of checks once SSA determines that a child is entitled to Social Security benefits. Sections 202(d), 203(f) and 202(x)(1) of the *Social Security Act (Act)* set forth how earnings, marriage, change in school attendance, and incarceration affect a child's continuing entitlement to benefits if the child is a student. If annual earnings exceed a prescribed amount and the student beneficiary either earned over the monthly limit or rendered substantial services in self-employment, SSA may reduce or suspend benefits as 20 CFR 404.415 and 404.434 of the *Code of Federal Regulations* provide. Section 20 CFR 404.352(b)(2) provides that marriage will terminate the student's benefits, except in rare instances. Sections 20 CFR 404.367 and 404.368 provide that a student beneficiary must be in full-time attendance at an educational institution to qualify for benefits. Finally, Section 20 CFR 422.135 of the provides that beneficiaries must report events that may cause a reduction, termination, or suspension of their benefits, as required.

2. Description of Collection

Sections 20 CFR 404.367 and 404.368 provide that a student beneficiary must attend an educational institution full-time to qualify for Social Security benefits. SSA requires beneficiaries to report events that may cause a reduction, termination, or suspension of their benefits. SSA collects information on the SSA-1383, and SSA-1383-FC to determine if the change or event a student reports affects continuing entitlement to Social Security benefits. We also use the information to determine the correct benefit amounts. We use the SSA-1383 for students who reside within the United States and the SSA-1383-FC for those students who reside in foreign countries. When SSA receives Form SSA-1372 (Advanced Notice of Termination of Child's Benefits and Student's Statement Regarding School Attendance), we send either Form SSA-1383 or Form SSA-1383-FC to the student by mail. The student can mail, or call SSA's 800 number or a local office to report changes that could affect entitlement to benefits. The respondents are Social Security student beneficiaries.

3. Use of Information Technology to Collect the Information

SSA's operating instructions provide for our local offices to give or send the reporting Form SSA-1383 to individuals who become entitled to student benefits, so students

should already have a copy of the form. Students may also call SSA's 800 number or a local office to report changes that could affect entitlement to benefits. SSA did not create an electronic version of Form SSA-1383 under the agency's Government Paperwork Elimination Act (GPEA) plan, because higher volume forms take precedence.

4. Why We Cannot Use Duplicate Information

The nature of the information we are collecting and the manner in which we are collecting it preclude duplication. SSA does not use another collection instrument to obtain similar data.

5. Minimizing Burden on Small Respondents

This collection does not affect small businesses or other small entities.

6. Consequence of Not Collecting Information or Collecting it Less Frequently

If we did not use Form SSA-1383, we would not be able to provide the beneficiary with the correct amount and might continue entitlement when we should terminate it. Because we only collect the information on an as needed basis, we cannot collect it less frequently. There are no technical or legal obstacles to burden reduction.

7. Special Circumstances

There are no special circumstances that would cause SSA to conduct this information collection in a manner inconsistent with *5 CFR 1320.5*.

8. Solicitation of Public Comment and Other Consultations with the Public

The 60-day advance Federal Register Notice published on August 26, 2010 at 75 FR 52578, and we received no public comments. SSA published the second Notice on _____ November 12, 2010 at 75 FR 69516. If we receive comments in response to the 30-day Notice, we will forward them to OMB. We did not consult with the public on the revision/maintenance of this application. We did not consult with the public in the maintenance of this form.

9. Payment or Gifts to Respondents

SSA does not provide payments or gifts to the respondents.

10. Assurances of Confidentiality

SSA protects and holds confidential the information it collects in accordance with *42 U.S.C. 1306, 20 CFR 401 and 402, 5 U.S.C. 552* (Freedom of Information Act), *5 U.S.C. 552a* (Privacy Act of 1974), and OMB Circular No. A-130.

11. Justification for Sensitive Questions

The information collection does not contain any questions of a sensitive nature.

12. Estimates of Public Reporting Burden

Form	Number of Respondents	Frequency of Response	Average Burden Per Response (Minutes)	Total Annual Burden (hours)
SSA-1383	74,887	1	6	7,489
SSA-1383-FC	113	1	6	11
Total	75,000		6	7,500

This figure represents burden hours, and we did not calculate a separate cost burden.

13. Annual Cost to the Respondents (Other)

This collection does not impose a known burden on the respondents.

14. Annual Cost To Federal Government

The annual cost to the Federal Government is approximately \$115,500. This estimate is a projection of the costs for printing and distributing the collection instrument and for collecting the information.

15. Program Changes or Adjustments to the Information Collection Request

There are no changes to the public reporting burden. Previously we did not split the burden for each form into two ICs. However, since different respondents use the SSA-1383 than use the SSA-1383-FC, we corrected this oversight in this Information Collection Request.

16. Plans for Publication Information Collection Results

SSA will not publish the results of the information collection.

17. Displaying the OMB Approval Expiration Date

OMB granted SSA an exemption from the requirement to print the OMB expiration date on its program forms. SSA produces millions of public-use forms with life cycles exceeding those of an OMB approval. Since SSA does not periodically revise and reprint its public-use forms (e.g., on an annual basis), OMB granted this exemption so SSA would not have to destroy stocks of otherwise useable forms with expired OMB approval dates, avoiding Government waste.

18. Exceptions to Certification Statement

SSA is not requesting an exception to the certification requirements at 5 *CFR* 1320.9 and related provisions at 5 *CFR* 1320.8(b)(3).

B. Collections of Information Employing Statistical Methods

SSA does not use statistical methods for this information collection.