

**SUPPORTING STATEMENT
FOR PAPERWORK REDUCTION ACT SUBMISSION
EXPORT-IMPORT BANK OF THE UNITED STATES
BENEFICIARY CERTIFICATE AND AGREEMENT
FORM EIB 92-37**

A. Justification

1. The Export-Import Bank of the United States (Ex-Im Bank), pursuant to the Export-Import Bank Act of 1945, as amended (12 USC 635, et seq.), facilitates the finance of the export of U.S. goods and services. By neutralizing the effect of export credit insurance offered by foreign governments and by absorbing credit risks that the private sector will not accept, Ex-Im Bank enables U.S. exporters to compete fairly in foreign markets on the basis of price and product. This collection of information is necessary, pursuant to 12 USC 635 (a) (1), to determine eligibility of the applicant for Ex-Im Bank assistance or participation.
2. The form is used when the beneficiary of the letter of credit, the recipient of a funding under a direct buyer credit loan, or the recipient of payment under a reimbursement loan or a payment under a supplier credit is not the exporter. If the need to use this form arises, the insured holds it in the event of a claim, at which time it would submit it to Ex-Im Bank along with all other claim documentation. The form provides Ex-Im Bank staff with the information necessary to make a determination of the eligibility of the claimed export transaction for coverage.
3. This form can be delivered to the Ex-Im Bank either electronically or in paper.
4. All applications are independent of each other, i.e., no duplication, since each application corresponds to a unique insurance product or function. In circumstances when some information may already be on file at Ex-Im Bank the application includes language allowing the applicant to indicate so.
5. It is possible that small businesses would use this form. Ex-Im Bank has no method of reducing the burden of filling out the form for any customer. The intent is to minimize the burden of completing the form for all users, while obtaining the information needed to fulfill the Bank's mission.
6. Absent the information required in the Beneficiary Certificate and Agreement, Ex-Im Bank would be unable to determine that there is a beneficiary other than the exporter and would not be able to make payment to the beneficiary.
7. This collection is consistent with guidelines in 5 CFR 1320.6.
8. A request for comments was published September 21, 2010, Federal Register, 75, volume 182, page 57465. No comments have been received.

- 9. Not applicable. Ex-Im Bank does not provide a payment or gift to respondents.
- 10. Ex-Im Bank and its officers and employees are subject to the Trade Secrets Act, 18 U.S.C. Sec. 1905, which requires Ex-Im Bank to protect confidential business and commercial information from disclosure, and to 12 CFR 404.1, which provides that, except as required by law, Ex-Im Bank will not disclose information provided in confidence without the submitter's consent.
- 11. The Export Import Bank Charter, Sec. 2(b)(1)(E)(iii)(II) requires us to "put particular emphasis on conducting outreach and increasing loans to socially and economically disadvantaged small business concerns, small business concerns owned by women, and small business concerns employing fewer than 100 employees."

In the past we collected this information from Dun & Bradstreet but in 2007 the Bank's Small Business Committee determined that the Bank was under identifying woman-owned and minority-owned businesses. Therefore, it was decided that the question "Is the majority ownership of your business represented by: women or a minority?", would be added to the application forms. Using the data provided on the forms and the Dun & Bradstreet report we identify authorizations that we know directly benefit women or minority owned businesses. This data is reported to Congress monthly and is also contained in our Annual Report.

12 Estimates of the Burden of Collection:

No. of respondents.....10
 Frequency of ResponseOnce
 Annual hour burden10

13 Not applicable.

14 Estimated annualized cost to the Federal government.

Reviewing time/hrs 15 minutes
 Responses/yr 10
 Review time/yr 2.5 hours
 Avg. wages/hr x\$50
 Benefits & overhead 100%
 Total Government cost \$250.00

15 The only change is the estimated hourly rate for the Government. We have increased this rate to reflect a more accurate Government burden.

16 Not applicable. Information is not published. Any publishing of information collected is not related to the original purpose of the application.

17 Ex-Im Bank is not seeking approval to not display the expiration date.

18 There are no exceptions to the certification statement.

B. Collections of Information Employing Statistical Methods

Statistical methods are not used in this information collection.