

Department of Justice
Bureau of Alcohol, Tobacco, Firearms and Explosives
Information Collection Request

Certification of Knowledge of State Laws, Submission of
Water Pollution Act
OBM Number 1140-0082

A. Justification

1. Necessity of Information Collection

ATF is charged with the responsibility for enforcing Title XI of the Organized Crime Control Act (the Act) of 1970 and the implementing regulations contained at 27 CFR, Part 555. Subtitle C of Public Law No. 107-296, the Safe Explosives Act, enacted November 25, 2003, amended the Act to require that persons wishing to acquire explosive materials from a licensee or permittee within their state of residence on no more than 6 occasions per year, must obtain a limited permit from ATF. The regulations at 27 CFR, Section 555.49 require, among other things, that (1) an applicant for a limited permit certify on their application that they will obtain explosives on no more than six occasions; (2) the applicant sign a certification of knowledge of State and local laws, and (3) the applicant has submitted the certificate required by Section 21 of the Federal Water Pollution Control Act.

2. Needs and Uses

Persons who apply for a permit to purchase explosives intrastate must certify in writing that he is familiar with and understands all published State laws and local ordinances relating to explosive materials for the location in which he tends to do business and submit the certificate required by section 21 of the Federal Water Pollution Control Act.

3. Use of Information Technology

This collection does not involve the use of automated, electronic, mechanical, or other technological collection techniques. Per 27 CFR 555.49 (a) (vii) the applicant must respond in writing. ATF believes that it is not practical or feasible to provide an

electronic form for the respondent to respond due to the fact that the response is a simple short statement that requires one sentence.

4. Efforts to Identify Duplication

ATF uses a uniform subject classification system to identify duplication and to ensure that any similar information already available cannot be used or modified for use for the purpose of this information collection.

5. Minimizing Burdens on Small Businesses

This collection has no effect on small businesses.

6. Consequences of not conducting or less frequent Collection

The consequences of not conducting this information collection would result in ATF not having a means of checking whether or not applicants have complied with State, local and Federal laws and regulations.

7. Special Circumstances

There are no special circumstances regarding this collection.

8. Public Comments and Consultations

ATF consulted with the explosive industry. A 60-day and 30-day Federal Register notice was published in order to solicit comments from the general public. No comments were received.

9. Provision of Payments or Gifts to Respondents

No payment or gift is associated with this collection.

10. Assurance of Confidentiality

Documentation required by this information collection is kept in a secured location. Confidentiality is not assured.

11. Justification for Sensitive Questions

No questions of a sensitive nature are asked.

12. Estimate of Respondent's Burden

There is a total of 50,000 respondents that are associated with this information collection request. Each respondent will respond 1 time. The total annual responses are 50,000. We estimate that the annual hour burden per respondent will be 30 seconds. The total annual burden hours associated with this burden request will be 416 hours.

13. Estimate of Cost Burden

There is no cost burden to the respondents.

14. Cost to Federal Government

There is no cost to the Federal government.

15. Reason for Change in Burden

There are no program changes or adjustments associated with this collection.

16. Anticipated Publication Plan and Schedule

The results of this collection will not be published.

17. Display of Expiration Date

ATF does not request approval to not display the expiration date of OMB approval for this collection.

18. Exception to the Certification Statement

There are no exceptions to the certification statement.

B. Collections of Information Employing Statistical Methods.

This collection of information employs no statistical methods.