

SUPPORTING STATEMENT
OMB Clearance 0579-0335
National Management Information System (Wildlife Service)

May 2010

A. Justification

1. Explain the circumstances that make the collection of information necessary. Identify any legal or administrative requirements that necessitate the collection. Attach a copy of the appropriate section of each statute and regulation mandating or authorizing the collection of information.

The United States Department of Agriculture (USDA), Animal and Plant Health Inspection Service (APHIS), Wildlife Services (WS), is a service program that responds to requests by persons and agencies needing help with wildlife damage. Congress has directed APHIS/WS to take a leadership role in managing conflicts that occur between people and wildlife. Assistance is available to all citizens upon request. The primary statutory authority for the APHIS/WS program is the Act of March 1931 (7 U.S.C. 426-426c; 46 Stat. 1468), as amended. Section 426 of the Animal Damage Control Act authorizes the “Secretary of Agriculture to conduct a program of wildlife services with respect to injurious animal species and take any action the Secretary considers necessary in conducting the program. The Secretary administers the program in a manner consistent with all of the WS authorities in effect on the day before the date of the enactment of the Agriculture, Rural Development, Food and Drug Administration, and Related Agencies Appropriations Act, 2001.” Section 426c states that “hereafter, the Secretary of Agriculture is authorized, except for urban rodent control, to conduct activities and to enter into agreements with States, local jurisdictions, individuals, and public and private agencies, organizations, and institutions in the control of nuisance mammals and birds and those mammal and bird species that are reservoirs for zoonotic diseases...”

In the normal course of business in response to requests for wildlife damage management assistance, WS collects information about organizations, industry, Federal and non-Federal entities, and members of the public as part of its program. That program is usually viewed as having two parts: the cooperative direct control and technical assistance programs. In the cooperative direct control program, WS provides goods, services, and expertise to address wildlife damage. Customers must reimburse USDA for money and time spent by WS to conduct these kinds of programs. In technical assistance programs, WS gives advice in the form of telephone consultations, personal onsite consultations, training sessions, demonstration projects, etc. WS usually provides only technical expertise in these activities and the customer usually conducts whatever activities are likely to resolve or mitigate resource damage by wildlife of concern. These activities are usually free to the public.

Information provided by customers in the WS programs is voluntary so that WS can prepare to help them, and do a good job. For the purpose of understanding, all persons who receive help from WS are referred to as “Cooperators” in this document.

2. Indicate how, by whom, and for what purpose the information is to be used. Except for a new collection, indicate the actual use the Agency has made of the information received from the current collection.

Information collected in most situations is used in routine business communication activities by WS as part of its cooperative programs initiated by request from the public, and Government entities. Other information collected by the WS Customer Satisfaction Survey: Mail/Electronic Survey Form 25 in this package is collected on a voluntary basis from former or current Cooperators to determine levels of satisfaction in service the customer has experienced. This information is gathered to help WS modify and improve its programs to better fulfill mission objectives, suit the needs of Cooperators, and provide increasingly superior service.

This information is used by the Agency to:

- Uniquely identify and differentiate between Cooperators (i.e., property owners, land managers, or resource owners) who request assistance to manage damage caused by wildlife,
- Identify the land areas where wildlife damage management activities would be conducted,
- Identify the relationship between resources or property and the damage caused by wild animals,
- Evaluate frequency and efficacy of methods or damage management activities WS uses to address wildlife damage,
- Establish a cooperative agreement with a Cooperator,
- Document that permission has been obtained for WS employees to go on the property of the Cooperator to perform activities that are related to the work defined in “Work Initiation Documents for Wildlife Damage Management,” and Work and Financial Plans,
- Record wildlife damage occurrences on the Cooperator’s property and steps that WS will take to address them,
- Record occurrences which may have affected non-target species or humans during, or related to, WS project actions,
- Determine levels of satisfaction in service the customer has experienced to help WS evaluate, modify, and improve its programs to better fulfill mission objectives, suit the needs of Cooperators, and provide increasingly superior service.

Some of the information collected is used by WS field specialists actively doing business with Cooperators who submitted the information. WS uses the information to report to supervisors, and to communicate with the Cooperator. WS clerks and program managers as well as WS budget specialists and analysts who track program progress and budgets at the district, State, and regional level, use some of the collected information to keep a record as part of Agency requirements related to administrative process and budget tracking. WS database managers use the information to create data links between one element of datum and another about activities conducted on the properties of Cooperators. In addition, the information is used by WS supervisors who have some supervisory authority over those working with the project where the information was collected. WS

uses the collected information to assess and track progress regarding projects being performed by field specialists, and to contact the Cooperator when needed for the benefit of the overall program. In addition, part of the collected information is used by both field specialists and supervisors to report to appropriate regulatory Federal and State agencies about WS use of restricted-use pesticides, or for reporting animal incidents that might be part of the responsibility of such an Agency or regulatory authority. Other uses of information collected are in accordance with “routine uses” as described in WS’ Privacy Act Notice. All information collections are itemized below with additional information about each.

Also, all forms associated with developing and maintaining cooperative program activities with customers are discussed below. Please note that all forms, except surveys, are completed by WS field employees with information available from public sources (i.e., county and State land records) and through interviews with cooperators.

WS FORM 12A and 12A Addendum (Work Initiation Document for Wildlife Damage Management)

This form authorizes WS to enter premises, apply certain methods, tools, or strategies to address damage being caused by certain species, and to conduct direct control activities on private, non-private, or adjacent landowner property, and/or conduct aerial operations on certain premises. A completed Form 12A contains the Cooperator’s name, address, telephone number, and signature in addition to the class of land involved in the work authorized by the work initiation document.

WS FORM 12B and 12B Addendum (Work Initiation Document for Wildlife Damage Management - Multiple Resource Owners)

This form documents that WS will enter certain premises by authorization from a primary Cooperator, use certain techniques, and conduct direct control activities on the property for the protection of resources located on that property that may be owned or managed by different individuals, companies, or organizations (i.e., multiple resource owners). For example, if several ranchers are grazing their cattle on the same allotment that is managed by the Department of Interior, Bureau of Land Management, then this form must be completed. This form enables WS to capture information about all resource owners involved in an agreement.

WS FORM 12C (Work Initiation Document for Management of Wildlife Damage on Urban Properties)

This form collects information specific to WS Cooperative Service Agreements conducted in urban settings. Information collected includes landowner names, addresses, telephone numbers, types of property, and signatures.

WS FORM 17 (Pocatello Supply Depot Order Form)

This form is used by State Directors to place orders for supplies carried by Pocatello Supply Depot. These forms are completed when something is ordered for a specific State program, or for a requester who may be a non-WS entity or individual. In cases where the order is placed for supplies for the latter, the name, address, telephone number, and the pesticide applicator license number of an individual may be recorded.

WS FORM 14 (Project Report)

This form collects information about damage to resources of different types. Information collected includes the name, address, and telephone number of the resource owner.

WS FORM 18 (Control Materials Sales Record)

This form captures information about a customer who purchases control materials from WS. This information includes the buyer's land class, name, address, certified pesticide applicator's license or certificate number, and signature.

WS FORM 30 (WS Assistance Request)

This form is used to record data from a request by an individual for assistance with a wildlife damage problem. This completed form captures the name, address, and phone number of the Cooperator; the location where the damage is occurring; and may collect information about the resource being damaged and the lost value of the resource.

WS Form 45 (Resource Values Survey)

This form is used to obtain prices for various resources which are listed in the WS database but are not available through the internet or other forms of open advertising used by various businesses. Information collected will include current prices on marketed items that individual companies offer for sale. Other information recorded on this form such as name of business and contact information about the business is acquired by WS employees from the internet or other advertisements. This survey will not employ statistical methods because it is conducted for the sole purpose of obtaining an average wholesale or retail value of selected resources (products) to populate resource values in the WS database. This survey will query an average of 50 business entities per year.

WS FORM 35 (Report of Injury or Death of Nontarget Animal)

This form collects information about a nontarget animal which was injured or killed during a WS Wildlife Damage Management activity. Information captured includes the name, address, and phone number of the owner of the animal being reported (if applicable), and location of the occurrence.

WS FORM 37 (Migratory Bird Damage Project Report)

This form collects information about damage being caused by a migratory bird species for the purpose of assisting a requester to obtain a depredation permit from the U.S. Fish and Wildlife Service in order to take some action to reduce damage. Information collected includes the Cooperator's name, address, telephone number, and location of the damage occurring. This information is voluntarily sent to the U.S. Fish and Wildlife Service by the Cooperator in an application package requesting a permit.

WS FORM 66 (Nuisance Wildlife Permit [Louisiana])

This form is used to assist requesters in Louisiana to obtain a nuisance wildlife permit from the Louisiana Department of Wildlife and Fisheries (DWF). Information captured is used by WS and DWF to provide services to the requester and to process the permit. Information includes the name, address, phone number, and property location where the protected resource is located.

WS Form 68 (WS Abatement Program Assignment of U.S. Government Property)

This form captures information about equipment sales or rental to the Cooperators in State wildlife damage abatement programs. Information collected includes name, address, telephone number, and social security number of participating cooperators.

Cooperative Agreement Forms (SF 424, 424a, 424b, and LLL)

WS enters into agreements with States, local jurisdictions, individuals, public and private agencies, organizations, and institutions in the control of nuisance mammals and birds and those mammal and bird species that are reservoirs for zoonotic diseases.

3. Describe whether, and to what extent, the collection of information involves the use of automated, electronic, mechanical, or other technological collection techniques or other forms of information technology. Also describe any consideration of using information technology to reduce burden.

Almost all information collection activities (estimated 98%) are currently performed through non-electronic, non-automated, mechanical collection methods. Forms are usually completed through collaboration between Cooperators and WS employees by telephone or in person. This process is most often used because hard copy documents are kept which have the signature or name of the WS employee or the Cooperator, or both.

Most collection instruments listed in Question 2 are connected with agreements for management of wildlife damage, and require the Cooperators' signatures. So, if direct contact with the person who signs for the cooperating entity is not convenient or possible, WS mails documents through Federal Express or the U.S. Postal Service to them for signature. In some instances (5% or less), field managers may generate electronic documents which are e-mailed to Cooperators who electronically or manually complete them. They are then printed by the Cooperator, manually signed (when required), and returned to the originating WS office where they are signed by WS representatives and executed copies are then returned by mail or are hand-delivered to the Cooperator. A similar procedure is used for a small percentage of facsimile copies sent to Cooperators upon request.

WS is considering the use of current information technology, such as electronic delivery, processing of fillable and non-fillable forms, and digital validation and authentication technology for security and legality. In this initiative, WS intends to make electronic forms available to WS field offices through downloadable files located at the APHIS website and also available to office managers on compact discs. When requestors wish to obtain WS assistance, which would require a prior collection of information, WS representatives can provide appropriate forms by e-mail followed by phone-based technical assistance to help the person complete and send forms back. At this time, no digital signature technology is planned for electronically transferred information collection documents. Recipients of

electronic forms are assigned pin numbers for opening, viewing, and printing e-mail transmitted documents which are returned to the originating office in a hard-copy signed form.

4. Describe efforts to identify duplication. Show specifically why any similar information already available cannot be used or modified for use for the purpose described in Item 2 above.

Evaluation of all information collection activities by WS was conducted to identify any situations where duplication might be occurring. APHIS collects no data elsewhere about individuals, organizations, or Government entities that might be duplicated by WS in its collection process. WS forms are exclusive to APHIS. Any duplication cannot be used or modified because the information collection is specific for acquiring authorization to conduct wildlife damage management activities in agreement with the Cooperator, and for tracking the progress and results of such activities.

5. If the collection of information impacts small businesses or other small entities (Item 5 on OMB Form 83-I), describe any methods used to minimize burden.

WS perceives the information collection impact to be negligible for small businesses or other small entities. Over 70 percent of all respondents in the collection are considered small businesses. As described in Question 3, however, WS is initiating development of electronic forms which can be emailed to such entities for signature when this helps to reduce the burden.

6. Describe the consequence to Federal program or policy activities if the collection is not conducted or is conducted less frequently, as well as any technical or legal obstacles to reducing burden.

The services that WS provides helps to minimize the negative impacts of wildlife on agriculture, property, natural resources, and human health and safety. Without the methods of collection, the mission of WS would be negatively impacted. WS would be unable to carry out business procedures with its Cooperators or measure annual Agency progress against performance objectives. Without this information collection, program managers would be unable to monitor and track data, refine program policies, or implement new programs.

7. Explain any special circumstances that require the collection to be conducted in a manner inconsistent with the general information collection guidelines in 5 CFR 1320.5.

- **requiring respondents to report information to the agency more often than quarterly;**
- **requiring respondents to prepare a written response to a collection of information in fewer than 30 days after receipt of it;**
- **requiring respondents to submit more than an original and two copies of any document;**
- **requiring respondents to retain records, other than health, medical, government contract, grant-in-aid, or tax records for more than three years;**

- **in connection with a statistical survey, that is not designed to produce valid and reliable results that can be generalized to the universe of study;**
- **requiring the use of a statistical data classification that has not been reviewed and approved by OMB;**
- **that includes a pledge of confidentiality that is not supported by authority established in statute or regulation, that is not supported by disclosure and data security policies that are consistent with the pledge, or which unnecessarily impedes sharing of data with other agencies for compatible confidential use; or**
- **requiring respondents to submit proprietary trade secret, or other confidential information unless the agency can demonstrate that it has instituted procedures to protect the information's confidentiality to the extent permitted by law.**

No special circumstances exist that would require this collection to be conducted in a manner inconsistent with the general information collection guidelines in 5 CFR 1320.5.

8. Describe efforts to consult with persons outside the Agency to obtain their views on the availability of data, frequency of collection, the clarity of instructions and recordkeeping, disclosure, or reporting form, and on the data elements to be recorded, disclosed, or reported. If applicable, provide a copy and identify the date and page number of publication in the Federal Register of the Agency's notice, soliciting comments on the information collection prior to submission to OMB.

WS engaged in productive consultations with the following individuals in 2010:

Eddie Gutterman
4309 Glennview Ave.
Glennview, KY 40025
502/262-4761

Hugh Warren
Catfish Farmers of America
1100 Highway 82 East, Suite 202
Indianola, MS 38751

Blaine Winger
6815 U.S. Highway 42
Goshen, KY 40026

The Agency's notice of information collection activity was announced in the Federal Register on Friday, August 27, 2010, pages 52710 – 52711. No comments were received.

On Wednesday, April 30, 2008, pages 23404 – 23405, the Agency published a Systems of Records Federal Register Publication.

9. Explain any decision to provide any payment or gift to respondents, other than remuneration of contractors or grantees.

There are no plans to provide any payments or gifts to respondents.

10. Describe any assurance of confidentiality provided to respondents and the basis for the assurance in statute, regulation, or Agency policy.

Confidentiality is ensured under the conditions prescribed by WS in the Privacy Act Notice (attached) provided to respondents in the collection of information.

11. Provide additional justification for any questions of a sensitive nature, such as sexual behavior or attitudes, religious beliefs, and other matters that are commonly considered private.

This information collection activity asks no questions of a personal or sensitive nature.

12. Provide estimates of the hour burden of the collection of information.

- **Indicate the number of respondents, frequency of response, annual hour burden, and an explanation of how the burden was estimated.**
- **Provide estimates of annualized cost to respondents for the hour burdens for collection of information, identifying and using appropriate wage rate categories.**

See APHIS Form 71 for burden estimates. The cost to the public was determined by multiplying the total number of burden hours (4,267) x the wage per hour (\$22.47) which equals \$95,879.49.

\$22.47 is the hourly rate derived from the U.S. Department of Labor, Bureau of Labor Statistics Report - National Compensation Survey: Occupational Wages in the United States, April 2, 2010. See <http://www.bls.gov/news.release/empsit.nr0.htm> .

13. Provide estimates of the total annual cost burden to respondents or recordkeepers resulting from the collection of information (do not include the cost of any hour burden shown in items 12 and 14). The cost estimates should be split into two components: (a) a total capital and start-up cost component annualized over its expected useful life; and (b) a total operation and maintenance and purchase of services component.

There is zero annual cost burden associated with capital and start-up, operation and maintenance, and purchase of services in connection with this program.

14. Provide estimates of annualized cost to the Federal Government. Provide a description of the method used to estimate cost and any other expense that would not have been incurred without this collection of information.

The estimated cost to the Federal Government is \$134,989.88. (See APHIS Form 79.)

15. Explain the reasons for any program changes or adjustments reported in Items 13 or 14 of the OMB Form 83-1.

In the 2008 submission, OMB did not approve use of the WS Form 25. This form was deleted from the collection. However, when OMB adjusted the figures, 19,459 annual responses were subtracted from the 94,621 total annual responses that APHIS notated on the APHIS 71. The difference should have been -380 annual responses for the removal of WS Form 25 totaling 94,241 annual responses instead of 75,162 annual responses which has appeared in the OMB Inventory for the last 3 years. It now looks like the number of respondents and total burden hours have decreased but the annual responses have increased - but, in reality, the annual responses decreased by 3,175. However, it is not possible for APHIS to reflect this because of the inaccurate data that is reported in ROCIS.

There was an adjusted increase of +18,520 of respondents who complete WS Forms 12A, 12B, 12C, 14 and 18. The number of responses to these forms increased by +18,520, resulting in an increase of +776 total burden hours. There was a decrease of -21,695 to the number of respondents completing WS Forms 17, 45, 35, 37, 66 and 68. The number of responses to these forms decreased by -21,695, resulting in a decrease of -1798 total burden hours. Therefore, +776 - 1,798 = -1,022 total burden hours.

16. For collections of information whose results are planned to be published, outline plans for tabulation and publication.

APHIS has no plans to tabulate or publish the information it is collecting.

17. If seeking approval to not display the expiration date for OMB approval of the information collection, explain the reasons that display would be inappropriate.

APHIS will display the expiration date on all Forms.

18. Explain each exception to the certification Statement identified under “Certification for Paperwork Reduction Act.”

Statistical methods will not be used in this information collection.