

SUPPORTING STATEMENT JUSTIFICATION FOR REGISTRATION REQUIREMENTS

1. Circumstances Making Collection Of Information Necessary:

This is a request for an extension of an approved information collection, regarding registration requirements, OMB number 0583-0128.

The Food Safety and Inspection Service (FSIS) has been delegated the authority to exercise the functions of the Secretary as provided in the Federal Meat Inspection Act (FMIA) (21 U.S.C. 601 et seq.) and the Poultry Products Inspection Act (PPIA) (21 U.S.C. 451 et seq.). These statutes mandate that FSIS protect the public by ensuring that meat and poultry products are safe, wholesome, unadulterated, and properly labeled and packaged.

Provisions of the FMIA (21 U.S.C. 643) and the PPIA (21 U.S.C. 460(c)) prohibit any person, firm, or corporation from engaging in commerce as a meat or poultry products broker, renderer, animal food manufacturer, wholesaler, or public warehouseman, or from buying, selling, or transporting, or importing any dead, dying, disabled, or diseased livestock or poultry or parts of the carcasses of livestock or poultry that died otherwise than by slaughter, unless it has registered its business as required by the regulations.

According to the regulations, (9 CFR 320.5 and 381.179), parties required to register with FSIS must do so by submitting a form (FSIS Form 5020-1, Registration of Meat and Poultry Handlers) and must provide current and correct information to FSIS, including their name, the address of all locations at which they conduct the business that requires them to register, and all trade or business names under which they conduct these businesses. They must also inform FSIS when information on the form needs to be updated.

2. How, By Whom and Purpose Information Is To Be Used:

The following is a discussion of the information collection activities.

FSIS uses this information to maintain a database of these businesses. Should Bovine Spongiform Encephalopathy (BSE) be introduced into the United States, registration information will be crucial in

quickly tracking the source of BSE to prevent its spread.

There are 150 total burden hours for the information collection request relating to registration requirements.

3. Use Of Improved Information Technology:

Under the Government Paperwork Elimination Act, FSIS form 5020-1 may be completed electronically; but, then it must be submitted in paper to FSIS.

4. Efforts To Identify Duplication:

No other USDA agency or any other Government agency requires information of this kind. There is no other available information that can be used or modified.

5. Methods To Minimize Burden On Small Business Entities:

Data required of small entities are the same as for large ones. The information collection must apply to all firms.

6. Consequences If Information Were Collected Less Frequently:

To conduct the information collections less frequently will reduce the effectiveness of the meat and poultry inspection program.

7. Circumstances That Would Cause The Information Collection To Be Conducted In A Manner:

- 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.

Firms will submit data only once a year, or less frequently; hence, the information collection and recordkeeping activities in this submission are consistent with the guidelines in 5 CFR 1320.6.

8. Consultation With Persons Outside The Agency:

In accordance with the Paperwork Reduction Act, FSIS published a 60-day notice (75 FR 5756) in the Federal Register on February 4, 2010 requesting comments regarding this information collection request. The Agency received three comments; none of them was relevant to the information collection. In addition FSIS contacted three people who work with industry (Lonnie Morrow (931-309-0512); Daniel Dover, (678-3468); Tammy, (260-490-3000). All three agreed that it takes 15 minutes to complete the form.

9. Payment or Gifts to Respondents:

Respondents will not receive any gifts or payments.

10. Confidentiality Provided To Respondents:

No assurances other than routine protection provided under the Freedom of Information Act have been provided to respondents.

11. Questions Of A Sensitive Nature:

The applicants are not asked to furnish any information of a sensitive nature.

12. Estimate of Burden

The total burden estimate for the reporting requirements associated with this information collection is 150 hours.

The Agency estimates that 600 establishments will respond once annually taking 15 minutes to supply the information needed for a total of 150 hours.

REGISTRRTATION OF MEAT AND POULTRY HANDLERS (FSIS Form 5020-1; 320.5 & 381.179)

Type of Establish-ment	No. of Respon-dents	No. of Responses per Respondent	Total Annual Responses	Time for Response in Mins.	Total Annual Time in Hours
Firms	600	1	600	15	150

The cost to the respondents is estimated at \$5,250 annually. The Agency estimates that it will cost respondents \$35 an hour in fulfilling these paperwork and recordkeeping requirements. Respondents will spend an annual total of 150 hours and \$5,250.

13. Capital and Start-up Cost and Subsequent Maintenance

There are no capital and start-up costs and subsequent maintenance burdens.

14. Annual Cost To Federal Government:

The cost to the Federal Government for these information collection requirements is \$1,750 annually. The costs arise primarily from the time spent by FSIS staff reviewing the registration data. The Agency estimates a cost of \$35 per hour.

15. Reasons For Changes In Burden:

This is an extension of an approved information collection. There is change in the burden hours.

16. Tabulation, Analyses And Publication Plans:

There are no plans to publish the data for statistical use.

17. OMB Approval Number Display:

The OMB approval number will appear on the required FSIS form. FSIS requests that it not be required to put the expiration date of the information collection of the form. Being required to put the expiration date on the form would place a burden of the Agency because 1) it would require FSIS to print new forms with the expiration date on them and would render the forms unusable in three years; 2) at the end of the approval period FSIS could not print up new forms until OMB gave a new expiration date causing unnecessary delay; and, 3) there is often a time lapse of several months between the date when the expiration expires and the time when OMB will finally give (usually) a three year approval to the extension or revision causing an almost impossible situation for the Agency of attempting to have forms with the correct expiration date on them.

18. Exceptions to the Certification:

There are no exceptions to the certification. This information collection accords with the certification in item 19 of the OMB 83-I.