

INFORMATION COLLECTION REQUEST  
SUPPORTING STATEMENT PART A

**Prioritization and Allocation Authority Exercised By the Secretary of  
Transportation Under the Defense Production Act**  
OMB Control Number 2105-

This supporting statement is associated with the Notice of Final Rule for the request for **Prioritization and Allocation Authority Exercised By the Secretary of Transportation Under the Defense Production Act.**

**A. Justification**

1. Circumstances that make the collection of information necessary.

This information collection accompanies a final rule that sets forth the policies and procedures by which the Secretary of the Department of Transportation (DOT) would carry out certain authorities and responsibilities assigned under Executive Order 12919, National Defense Industrial Resources Preparedness. The Defense Production Act Reauthorization of 2009 (P.L. 111-67, September 30, 2009) requires each Federal agency with delegated authority under section 101 of the Defense Production Act to issue final rules establishing standards and procedures to promote the national defense, under both emergency and non-emergency conditions. DOT's final rule is part of a multi-agency effort that forms the Federal Priorities and Allocations System. Simply put, the information collection facilitates the supply of civil transportation resources that are essential to support national defense, including emergency preparedness activities conducted pursuant to title VI of the Robert T. Stafford Disaster Relief and Emergency Assistance Act and critical infrastructure protection and restoration.

2. How, by whom, and for what purposes are the information collections to be used?

This final rule contains an information collection requirement. As required by the Paperwork Reduction Act of 1995 (44 U.S.C. 3501-3520). DOT estimates that the public reporting burden for submission of Form OST F 1254 is an average of 30 minutes per response, including the time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, and completing and reviewing the collection of information.

3. Describe whether, and to what extent, the collection of information involves the use of automated, electronic technology.

The form is a fillable fileable .pdf document

4. Identify efforts to eliminate duplication

The form does not have duplicative information on it. The information is not collected anywhere else within the Department of Transportation and/or across the federal government for the purposes required under the Defense Production Act.

5. Minimizing information collection burden on small businesses and other small entities.

The information requested is the minimum required by the Department of Transportation to fulfill its responsibilities under the Defense production Act.

6. Describe the consequences to Federal program or policy activities if the collections are not conducted or are conducted less frequently.

Without this information collection, there would be no way for the Department of Transportation to facilitate the supply of transportation resources essential to the national defense.

7. Explain special circumstances that would cause the information collections to be inconsistent with 5 CFR 1320.5.

These information collection requirements are consistent with this and other applicable laws and regulations.

8. Compliance with 5 CFR 1320.8.

No comments were received concerning the proposed rulemaking notice which was published on February 15, 2011 (76 FR 8675.)

9. Explain any decision to provide payment or gifts to respondents.

Not applicable.

10. Describe any assurance of confidentiality provided to respondents.

Information provided by the public for this information collection will be deemed BUSINESS CONFIDENTIAL under Sec. 705(d) of the Defense Production Act of 1950 [50 U.S.C. App. 2155(d)] which prohibits publication or disclosure of this information unless the President determines that withholding it is contrary to the interest of the national defense. The Department of Transportation will assert the appropriate Freedom of Information Act (FOIA) exemptions if such information is the subject of FOIA requests. The unauthorized publication or disclosure of such information by Government personnel is prohibited by law. Violators are subject to fine and/or imprisonment.

The U.S. Department of Transportation reserves the right to request more detailed information from Applicant(s) on any responses given in the completed application for the purpose of making determinations for Special Priorities Assistance to Applicant(s).

11. Provide additional justification for any questions of a sensitive nature.

Not applicable.

12. Provide estimates of burden hours.

**Affected Public:** Private transportation companies organizations.

**Number of Respondents:** 6 respondents annually

**Frequency of response:** once a year

**Estimated Total Burden on Respondents:** 3 hours

Approximately 6 respondents prepare one application per year. Estimating 30 minutes per application, resulting in an estimated 3-hour burden estimate.

13. Provide an estimate of the total annual cost burden to respondents not reported in other items.

There are no additional annual costs to respondents not reported in other items.

14. Provide annualized estimates of costs to the Federal government.

The Department estimates that its tasks related to the information requirements cited in this request that are submitted to us for review (i.e., report of accomplishments) will result in 3 hours per year. (i.e., assuming an hour or staff review time for each application). Assuming the reports are reviewed by a mid-level GS-13 @ \$48.51/hr, the Federal cost of review would be \$145.

15. Explain the reasons for any program or adjustments reported in Items 12, 13 or 14 above.

This is a new Information Collection Request

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

Not applicable.

17. Approval not to display the expiration date for OMB approval of an Information Collection.

Not applicable.

18. Exception to certification statement.

Not applicable.