

**Supporting Statement for
Technical Updates to Applicability of the
Supplemental Security Income (SSI)
Reduced Benefit Rate for Individuals Residing in
Medical Treatment Facilities
20 CFR 416.708(k)**

OMB 0960-0758

A. Justification

1. Introduction/Authorizing Laws and Regulations

Section 1611(e)(1)(A) of the *Social Security Act* specifies residents of a public institution are ineligible for Supplemental Security Income (SSI). However, Sections 1611(e)(1)(B) and (G) list certain exceptions to this provision, making it necessary for the Social Security Administration (SSA) to collect information about SSI recipients who enter or leave a medical treatment facility or other public or private institutions to determine their continuing eligibility for SSI.

Section 20 *CFR* 416.708 (k) of the *Code of Federal Regulations* describes the reporting requirements for SSI recipients. If a medical treatment facility or public or private institution admits or discharges an SSI recipient, the recipient or another person must notify us.

2. Description of Collection

SSA uses this information collection to determine SSI eligibility or the benefit amount for SSI recipients who enter or leave institutions. SSA personnel collect this information directly from SSI recipients or someone reporting on their behalf. An SSI recipient who enters an institution may be unable to report; therefore, a family member sometimes makes this report on behalf of the recipient. When contacting SSA, the recipient or family member of the recipient provides the name of the institution, the date of admission, and the expected date of discharge. The respondent may submit this information in person, by telephone, by fax, or by mail. There is no standard form for submitting this information. The respondents are SSI recipients.

3. Use of Information Technology to Collect the Information

Since there is no standard form for this information collection, SSA employees input all information directly into the modernized SSI claims system or MSSICS, regardless of how we receive the information from the respondent.

4. Why We Cannot Use Duplicate Information

The nature of the information we are collecting and the manner in which we are collecting it preclude duplication. SSA does not use another collection instrument to obtain similar data.

- 5. Minimizing Burden on Small Respondents**
This collection does not significantly affect small businesses or other small entities.
- 6. Consequence of Not Collecting Information or Collecting it Less Frequently**
If we did not collect this information, we would not be able to make correct determinations of SSI eligibility or SSI payment amounts. Because we only collect the information on an as needed basis, we cannot collect it less frequently. There are no technical or legal obstacles to burden reduction
- 7. Special Circumstances**
There are no special circumstances that would cause SSA to conduct this information collection in a manner inconsistent with 5 *CFR 1320.5*.
- 8. Solicitation of Public Comment and Other Consultations with the Public**
The 60-day advance Federal Register Notice published on March 20, 2013, at 78 FR 17276, and we received no public comments. SSA published the second Notice on May 30, 2013 at 78 FR 32527. If we receive comments in response to the 30-day Notice, we will forward them to OMB.

We did not consult with the public on the maintenance of this information collection.
- 9. Payment or Gifts to Respondents**
SSA does not provide payments or gifts to the respondents.
- 10. Assurances of Confidentiality**
SSA protects and holds confidential the information we collect in accordance with 42 *U.S.C. 1306*, 20 *CFR 401* and 402, 5 *U.S.C. 552* (Freedom of Information Act), 5 *U.S.C. 552a* (Privacy Act of 1974), and OMB Circular No. A-130.
- 11. Justification for Sensitive Questions**
The information collection does not contain any questions of a sensitive nature.
- 12. Estimates of Public Reporting Burden**
Approximately 34,200 respondents take 7 minutes each to report under this information collection each year. Accordingly, the burden is 3,990 hours, and we did not calculate a separate cost burden.
- 13. Annual Cost to the Respondents (Other)**
This collection does not impose a known cost burden to the respondents.
- 14. Annual Cost To Federal Government**
The annual cost to the Federal Government is approximately \$370,000. This estimate is a projection of the costs for collecting the information.

15. **Program Changes or Adjustments to the Information Collection Request**
There are no changes in the public reporting burden.
16. **Plans for Publication Information Collection Results**
SSA will not publish the results of the information collection.
17. **Displaying the OMB Approval Expiration Date**
SSA is not requesting an exception to the requirement to display the OMB approval expiration date.
18. **Exceptions to Certification Statement**
SSA is not requesting an exception to the certification requirements at 5 *CFR* 1320.9 and related provisions at 5 *CFR* 1320.8(b)(3).

B. Collections of Information Employing Statistical Methods

SSA does not use statistical methods for this information collection.