

Supporting Statement for Agreement to Sell Property, SSA-8060-U3
20 CFR 416.1240 - 416.1245
OMB No. 0960-0127

A. Justification

1. Introduction/Authoring Laws and Regulations

Section 1613(b) of the *Social Security Act* (the Act) and the 20 CFR 416.1240-416.1245 of the *Code of Federal Regulations* allow the Social Security Administration (SSA) to pay benefits to applicants for Supplemental Security Income (SSI) and recipients of SSI who meet all of the requirements for payment but exceed the non-liquid resource limit. SSA makes payment on a conditional basis. The recipient of conditional benefits acknowledges the benefits are overpayments and due when the property sells. SSA documents this agreement using the Agreement to Sell Property, SSA-8060-U3.

2. Description of Collection

Individuals or couples who are otherwise eligible for SSI payments, but whose resources exceed the allowable limit may receive conditional payments if they agree to dispose of the excess non-liquid resources and make repayments. SSA uses Form SSA-8060-U3 to document this agreement, and to ensure the individuals understand their obligations. Respondents are applicants for and recipients of SSI payments who will be disposing of excess non-liquid resources

SSA collects the information on Form SSA-8060-U3 through a personal interview with the applicant, after which we print the form for the applicant or recipient's signature, and scan the form back into the electronic folder.

3. Use of Information Technology to Collect the Information

In accordance with the agency's Government Paperwork Elimination Act plan, SSA created an intranet version of Form SSA-8060-U3. Based on our data, we estimate approximately 100% of respondents under this OMB number use the electronic version.

4. Why We Cannot Use Duplicate Information

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

5. **Minimizing Burden on Small Respondents**

This collection does not affect small businesses or other small entities.

6. **Consequence of Not Collecting Information or Collecting it Less Frequently**

If we did not use Form SSA-8060-U3, we would have a way to make conditional benefit payments to otherwise eligible and potentially needy applicants. Because we collect this 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 September 12, 2013, at 78 FR 56265, and we received no public comments. The 30-day FRN published on December 3, 2013 at 78 FR 72744. If we receive any comments in response to this Notice, we will forward them to OMB. We did not consult with the public in the revision of this form.

Note: The first Federal Register Notice shows incorrect burden information for the SSA-8060-U3. We have corrected for this in the second Notice, in #12 below and on ROCIS.

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 it collects 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**

Modality of Completion	Number of Respondents	Frequency of Response	Average Burden Per Response (minutes)	Estimated Total Annual Burden (hours)
SSA-8060-U3	20,000	1	10	3,333

The total burden for this ICR is 3,333 hours. This figure represents burden hours, and we did not calculate a separate cost burden.

13. **Annual Cost to the Respondents (Other)**

This collection does not impose a cost burden on the respondents.

14. **Annual Cost To Federal Government**

The annual cost to the Federal Government is approximately \$80,325. This estimate is a projection of the costs for printing and distributing the collection instrument and for collecting the information.

15. **Program Changes or Adjustments to the Information Collection Request**

There are no changes to 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**

OMB granted SSA an exemption from the requirement to print the OMB expiration date on its program forms. SSA produces millions of public-use forms with life cycles exceeding those of an OMB approval. Since SSA does not periodically revise and reprint its public-use forms (e.g., on an annual basis), OMB granted this exemption so SSA would not have to destroy stocks of otherwise useable forms with expired OMB approval dates, avoiding Government waste.

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.