

SUPPORTING STATEMENT JUSTIFICATION FOR ELECTRONIC IMPORT INSPECTION

1. Circumstances Making Collection Of Information Necessary:

This is a request regarding the collection of information for electronic import inspection of meat and poultry products. 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.), the Poultry Products Inspection Act (PPIA) (21 U.S.C. 451 et seq.), and the Egg Products Inspection Act (EPIA) (21 U.S.C. 1031 et seq.). These statutes mandate that FSIS protect the public by verifying that meat, poultry, and egg products are safe, wholesome, not adulterated, and properly labeled and packaged.

The Federal Meat Inspection Act (FMIA) (21 U.S.C. 620) and the Poultry Products Inspection Act (PPIA) (21 U.S.C. 466) prohibit the importation of meat and poultry products into the United States if such products are adulterated or misbranded and unless they comply with all the inspection and other requirements of the Acts and regulations as are applied to domestic products. The Egg Products Inspection Act (EPIA) (21 U.S.C. 1046) prohibits the importation of egg products unless they were processed under an approved continuous inspection system of the government of the foreign country of origin and comply with the other pertinent requirements of the Act and regulations as are applied to domestic products.

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

The following is a discussion of the required information collection activities relating to electronic import inspection of meat, poultry, and egg products.

Under this final rule, FSIS requires foreign governments to submit additional information when submitting both the foreign establishment certificate and the foreign inspection certificate to FSIS in order for foreign establishments to be permitted to import product to the United States. (The current information collection associated with these two certificates is approved under OMB control number 0583-0094.)

The new information that will be required with the Foreign Establishment Certificate: the type of operation(s) conducted at the establishment (e.g., slaughter, processing, storage, exporting warehouse); the establishment's eligibility status (e.g., new or relisted (if previously delisted)); and, slaughter and processing establishment certifications must address the species and type of product(s) produced at the establishment and the process category.

Additional information that will be required with the Foreign Inspection Certificate includes: the

species used to produce the product and the source country and foreign establishment number, if the source materials originate from a country other than the exporting country; the product's description, including the process category, the product category, and the product group; address of the consignor; address of the consignee; the name and address of the exporter; the name and address of the importer; and, any additional information the Administrator requests to determine whether the product is eligible to be imported into the U.S.

FSIS will also require additional information on the Import Inspection Applications that will result in a burden of 2,032 hours. (The current information collection associated with this application is approved under OMB control number 0583-0153.)

FSIS will also require official import inspection establishments to develop, implement, and maintain written Sanitation Standard Operating Procedures (SSOPs), as provided in 9 CFR 416.11 through 416.17.

There are a total of 30,112 burden hours for the information collection requests relating to the new electronic import requirements.

3. Use Of Improved Information Technology:

Under the EGov Act, the additional certificate information may be submitted electronically. Records may be maintained electronically provided that appropriate controls are implemented to ensure the integrity of the electronic data.

4. Efforts To Identify Duplication:

No FSIS office, USDA agency, or any other Government agency requires information regarding exportation, transportation and importation of meat and poultry products. There is no available information that can be used or modified.

5. Methods To Minimize Burden On Small Business Entities:

Data collected from small businesses are the same as for large ones. The information collections must apply to all businesses exporting product to the United States, transporting unmarked product for further processing, and importing product into the United States. There are 100 small businesses affected by this final rule.

6. Consequences If Information Were Collected Less Frequently:

To conduct the information collections less frequently would inhibit the ability of FSIS to ensure that imported product safe, wholesome, and not adulterated.

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.**

To ensure that import inspection establishments are sanitary, there must be regular recordkeeping activities associated with Sanitation SOPS. All other information collection activities in this submission are consistent with the guidelines listed above.

8. Consultation With Persons Outside The Agency:

In accordance with the Paperwork Reduction Act, FSIS embedded a 60-day notice in the proposed rule that published in the Federal Register on November 27, 2012 requesting comments regarding this information collect request. The Agency received comments on the regulation but none were related to the paperwork package.

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 and recordkeeping requirements associated with this information collection is 30,112.

The Agency estimates that it takes on the average 16 minutes to manually supply the information concerning the Import Inspection Application. (This includes the additional 6 minutes estimated to supply the additional information on the new form.) The Agency estimates that it takes on average 4 minutes to electronically supply the information on the Import Inspection Application. (This includes the additional one minute estimated to supply the additional information required.) The total annual time for supplying the information on the Import Inspection Applications is 7,824 hours. (This includes the total additional time estimated of 2,032 hours for the new information.)

**IMPORT INSPECTION APPLICATION: ADDITIONAL INFORMATION (MANUAL)
(9 CFR 327.2 (a)(3), 381.196 (a)(3), 590.910)**

Type of Respondent	No. of Respondents	No. of Responses per Respondent	Total Annual Responses	Time for Response in Mins.	Total Annual Time in Hours
Foreign	2,300	1	2,300	16	614

Type of Respondent	No. of Respondents	No. of Responses per Respondent	Total Annual Responses	Time for Response in Mins.	Total Annual Time in Hours
Est.					

**IMPORT INSPECTION APPLICATION: ADDITIONAL INFORMATION (ELECTRONIC)
(9 CFR 327.2 (a)(3), 381.196 (a)(3), 590.910)**

Type of Respondent	No. of Respondents	No. of Responses per Respondent	Total Annual Responses	Time for Response in Mins.	Total Annual Time in Hours
Foreign Est.	108,140	1	108,140	4	7,210

The Agency estimates that it takes on the average 3 minutes to supply the additional information concerning the Foreign Establishment Certificate. Approximately 30 establishments a year will use respond once a year for a total of 1.5 hours.

**FOREIGN ESTABLISHMENT CERTIFICATE ADDITIONAL INFORMATION
(9 CFR 327.2 (a)(3), 381.196 (a)(3), 590.910)**

Type of Respondent	No. of Respondents	No. of Responses per Respondent	Total Annual Responses	Time for Response in Mins.	Total Annual Time in Hours
Foreign	30	1	30	3	1.5

Type of Respondent	No. of Respondents	No. of Responses per Respondent	Total Annual Responses	Time for Response in Mins.	Total Annual Time in Hours
Gov'ts					

FSIS estimates that it will take 30 foreign governments 3 minutes per certificate about 555 times a year to add additional information to the certificate for a total of 832.5 hours.

**FOREIGN INSPECTION CERTIFICATE
(9 CFR 327.4, 381.197 & 590.915)**

Type of Respondent	No. of Respondents	No. of Responses per Respondent	Total Annual Responses	Time for Response in Minutes	Total Annual Time in Hours
Foreign Governments	30	555	16,650	3	832.5

FSIS estimates that 120 Import Inspection establishments will spend three hours one time developing Sanitation Standard Operating Procedures for a total of 360 hours.

**SANITATION SOP PLAN DEVELOPMENT
(9 CFR 381.22 (a))**

Type of Establishment	No. of Respondents	No. of Responses per Respondent	Total Annual Responses	Time for Response in Hours	Total Annual Time in Hours

Type of Establish-Ment	No. of Respon-dents	No. of Responses per Respon-den-t	Total Annual Responses	Time for Response in Hours	Total Annual Time in Hours
Import Inspection	120	1	120	3	360

FSIS estimates that 120 Import Inspection establishments will spend 1 hour 3 times a year evaluating and revising their Sanitation Standard Operating Procedures for a total of 360 responses and 360 hours.

**SANITATION SOP PLAN EVALUATION AND REVISION
(9 CFR 381.22 (a))**

Type of Establish-Ment	No. of Respon-dents	No. of Responses per Respon-den-t	Total Annual Responses	Time for Response in Hours	Total Annual Time in Hours
Import Inspection	120	3	360	1	360

FSIS estimates that 120 Import Inspection establishments will spend 30 minutes 260 times per establishment a year for a total of 31,200 responses with recordkeeping associated with their Sanitation Standard Operating Procedures for a total of 15,600 hours.

SANITATION SOP RECORDKEEPING

(9 CFR 381.22(a))

Type of Establish-Ment	No. of Respon-dents	No. of Responses per Respon-den-t	Total Annual Responses	Time for Response in Minutes	Total Annual Time in Hours
Import Inspection	120	260	31,200	30	15,600

FSIS estimates that 120 Import Inspection establishments will spend 5 minutes 260 times per establishment for a total of 31,200 responses a year reviewing records of their Sanitation Standard Operating Procedures for a total of 2,600 hours.

**SANITATION SOP RECORD REVIEW
(9 CFR 381.22 (a))**

Type of Establish-Ment	No. of Respon-dents	No. of Responses per Respon-den-t	Total Annual Responses	Time for Response in Hours	Total Annual Time in Hours
Import Inspection	120	260	31,200	5	2,600

The cost to the respondents for electronic importation inspection information collection activities is estimated at \$1,144,256 annually. The Agency estimates that it will cost respondents \$38 an hour in fulfilling these paperwork and recordkeeping requirements. Respondents will spend an annual total of 30,112 hours and \$1,144,256.

13. Capital and Start-up Cost and Subsequent Maintenance

There are no related capital and start-up costs associated with these information collection activities.

14. Annual Cost To Federal Government:

The cost to the Federal Government for these information collection requirements is \$7,600 annually. FSIS estimates that it will cost the Federal Government \$38 an hour for Agency personnel time.

15. Reasons For Changes In Burden:

This is a new information collection. Between the proposed rule and the final Rule, the burden hours have increased by 7,824 hours to account for the time to supply information on the import inspection applications.

16. Tabulation, Analyses And Publication Plans:

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

17. OMB Approval Number Display:

FSIS will display the OMB number on any instructions it publishes relating to these recordkeeping activities.

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.