

Department of Justice
Bureau of Alcohol, Tobacco, Firearms and Explosives
Information Collection Request

OMB Number 1140-0075
Transactions Among Licensees/Permittees, Limited

A. Justification

1. Necessity of Information Collection

ATF is charged with the responsibility for enforcing Title XI of the Organized Crime Control Act (the Act) of 1970 and the implementing regulations contained at 27 CFR Part 555. Subtitle C of Public Law No. 107-296, the Safe Explosive Act, enacted November 25, 2002, amended Chapter 40 by requiring all individuals purchasing explosive materials intrastate, to obtain a federal limited permit. This amendment affected regulations under 27 CFR 555.105. According to the Safe Explosives Act, a licensed importer, licensed manufacturer, or licensed dealer may distribute explosive materials to a holder of a limited permit if the holder of such permit is a resident of the same State in which the licensee's business premise is located. A holder of a limited permit may receive explosive materials on no more than 6 separate occasions during the one-year period of the permit. A holder of a user permit may dispose of surplus stocks of explosive materials to a holder of a limited permit who is a resident of the same State in which the premises of the holder of the user permit are located. A licensed importer, licensed manufacturer, licensed dealer, or permittee, must, prior to delivering the explosive materials, obtain from the limited permittee a current list person who are authorized to accept deliveries of the explosive materials on behalf of the limited permittee.

2. Needs and Uses

Specific requirements for licensees and permittees regarding limited explosive permits are outlined in this information collection. The transactions are stated in #1.of this supporting statement. This information will be used by ATF to implement the provisions of the Safe Explosives Act.

3. Use of Information Technology

No automated, electronic, or other mechanical means of reporting will be utilized.

4. Efforts to Identify Duplication

ATF uses a uniform subject classification system to identify duplication and to ensure that any similar information already available cannot be used or modified for use for the purpose of this information collection.

5. Minimizing Burden on Small Businesses

This collection will not affect small businesses.

6. Consequences of Not Conducting or Less Frequent Collection

This collection is necessary to ensure that respondents comply with the requirements for licensees and permittees to distribute explosive materials.

7. Special Circumstances

Respondents are required to report information only as often as necessitated by criminal and regulatory activities. Respondents are required to maintain the information on their licensed place of business for a period of five years from the date of the distribution. No special circumstances are associated with this collection.

8. Public Comments and Consultations

ATF consulted with the explosives industry. A 60-day and 30-day Federal Register notice was published in order to solicit comments from the general public. No comments were received from the 60-day or 30-day FR notice.

9. Provision of Payments or Gifts to Respondents

No payment or gift is associated with this collection.

10. Assurance of Confidentiality

Documentation regarding this collection will be kept in a secured location. Confidentiality is not assured.

11. Justification for Sensitive Questions

No questions of a sensitive nature are asked.

12. Estimate of Respondent's Burden

We estimate that there are a total of 125 respondents associated with this collection of information. Each respondent will respond 1 time. The total number of responses is 125. We estimate that each respondent will spend approximately 30 minutes on the information. The total annual burden hours associated with this request is 63.

13. Estimate of Cost Burden

The transactions outlined in this collection do not involve a cost to the respondent. There is no cost burden to the respondent.

14. Cost to Federal Government

There is no cost to the Federal government. The transactions regarding limited permittees according to the regulations (27 CFR 555.105) do not involve a cost to the Federal government.

15. Reason for Change in Burden

There are adjustments associated with this collection. The number of ATF limited permit holders has decreased dramatically over the past several years.

16. Anticipated Publication Plan and Schedule

The results of this collection will not be published.

17. Display of Expiration Date

ATF does not request approval to not display the expiration date of OMB approval for this collection.

18. Exception to the Certification Statement

There are no exceptions to the certification statement.

B.Collections of the Information Employing Statistical Methods.

This collection of information employs no statistical methods.