

Supporting Statement for Forms SSA-4814-F5 and SSA-4815-F6
Medical Report on Adult with Allegation of Human
Immunodeficiency Virus Infection;
Medical Report on Child with Allegation of Human
Immunodeficiency Virus Infection
20 CFR 416.933-416.934
OMB No. 0960-0500

A. Justification

1. Introduction/Authoring Laws and Regulations

Section 1633 of the *Social Security Act (Act)* provides the Commissioner of the Social Security Administration (SSA) with the authority to make administrative and other arrangements to provide supplemental security income (SSI) to individuals who are disabled. Section 1614(a)(3) of the *Act* defines when we consider a person to be disabled. Section 1631(e)(1) authorizes the Commissioner to gather information to make a determination about an applicant's claim for SSI payments. Section 1631(a)(4) provides that the Commissioner may pay benefits to an applicant for a period not exceeding six months prior to the determination of the individual's disability, if the individual is presumptively disabled and is determined to be otherwise eligible for benefits; this procedure is called Presumptive Disability (PD). Under the provisions of *20 CFR 416.933-416.934* of the Code of Federal Regulations, SSA or State Disability Determination Services (DDS) agencies may make findings of PD if the evidence available at the time reflects a high degree of probability that we will find the individual disabled.

2. Description of the Collection

SSA uses Forms SSA-4814-F5 and SSA-4815-F6 to collect the information necessary to determine if an individual with human immunodeficiency virus (HIV) infection, who is applying for SSI disability payments, meets the requirements for PD. SSA mails the appropriate paper form to the claimant's medical source to complete and return to SSA. If SSA is unable to make a PD finding based on the information the applicant's medical source provides, the DDS agency is free to do so at its discretion. The respondents are the medical sources of the applicants for SSI disability payments.

3. Use of Information Technology to Collect the Information

SSA did not create an electronic version of these forms under the agency's Government Paperwork Elimination Act (GPEA) plan because of the individualized nature of the evidence respondents will be submitting, and due to the low volume of usage and the agency's limited resources.

- 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 Forms SSA-4814-F5 and SSA-4815-F6, SSA would not be able to make PD payments for individuals with HIV infection. Because we only collect the information once, 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**

SSA published the 60-day advance Federal Register Notice on April 4, 2016 at 81 FR 19283, and we received no public comments. We published the 30-day Federal Register Notice on June 20, 2016 at 81 FR 39990. If we receive any public comments, we will forward them to OMB. There have been no outside consultations with members of the public.
- 9. Payment of 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 respondents for these forms provide medical information that is sensitive by its nature. However, SSA needs this information to permit an early PD determination for those individuals alleging HIV infection. Both forms contain an explanation to the respondents that, if they complete the form, their patients may receive early payments. The form includes a signed authorization for release of information by the respondents' patients.

12. Estimates of Public Reporting Burden

Modality of Completion	Number of Responses	Frequency of Response	Average Burden Per Response (minutes)	Total Estimated Total Annual Burden (hours)
SSA-4814-F5	18,750	1	8	2,500
SSA-4815-F6	120	1	10	20
Totals	18,870			2,520

The total burden for this ICR is 2,520 hours. This figure represents burden hours, and we did not calculate a separate cost burden.

13. Annual Cost to the Respondents

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

14. Annual Cost to the Federal Government

The annual cost to the Federal government is approximately \$132,832.10. 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

Due to a decline in claims alleging HIV infection, the burden decreased.

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 usable forms with expired OMB approval dates, avoiding Government waste.

18. Exemption to Certification Statement

SSA is not requesting an exception to the certification requirements at 5 *CFR* 1320.9 and related provisions at 5 *CFR* 1320.9(b)(3).

B. Collections of Information Employing Statistical Methods

SSA does not use statistical methods for this information collection.