

## SUPPORTING STATEMENT

### SAFETY Act

(1640-0001)

#### A. Justification

1. The Support Anti-Terrorism by Fostering Effective Technologies Act of 2002 (the “SAFETY Act” or “the Act”) was enacted as part of the Homeland Security Act of 2002, Public Law 107-296, requires the collection of information voluntarily submitted to the Department of Homeland Security (DHS).
2. The collected information is used by the Office of SAFETY Act Implementation (OSAI) Science and Technology Directorate (S&T) DHS to facilitate the evaluation of SAFETY Act applications received from any person, firm, or other entity that provides an anti-terrorism technology. The Act applies to a broad range of technologies, including products, services, and software, or combinations thereof. Information is typically collected via the DHS S&T SAFETY Act Web site, however; the public has the option of providing the information via hardcopy forms that can be either mailed or faxed to the DHS OSAI.
3. Information technology will be used in the collection of this information to reduce the data gathering and records management burden. DHS S&T provides a secure Web site <http://www.SAFETYAct.gov>, through which the public can learn about the program, submit applications for SAFETY Act protections, submit questions to OSAI, and provide feedback. The data collection forms have standardized the collection of information that is both necessary and essential for the evaluation of SAFETY Act applications.
4. OSAI facilitates the evaluation of SAFETY Act applications based on the economic and technical criteria contained in the SAFETY Act Final Rule. Based on the results of the evaluation, OSAI makes recommendations for the Under Secretary of Science & Technology to consider in his/her determination whether to designate a particular technology as a qualified anti-terrorism technology (QATT).
5. Collection of SAFETY Act applications and related information via a secure Web site is intended to minimize burden for small businesses and other small entities, which encompass a large portion of the OSAI application pool. OSAI also developed a streamlined on-line application process that can be updated periodically. Small businesses and other small entities, which do not have access to the Internet, can request that hard copies of forms be mailed or faxed to them for completion and then be returned to the DHS OSAI.

6. The DHS OSAI collects only information in connection with SAFETY Act applications. Not collecting this information would make it much more difficult, time consuming, and costly for DHS to evaluate proposed anti-terrorism technologies. Collecting this information less frequently would result in the evaluation of fewer anti-terrorism technologies resulting in the issuance of fewer SAFETY Act protections and ultimately, fewer anti-terrorism technologies deployed to protect the nation and could save lives.
7. Federal law enforcement and intelligence officials established confidentiality procedures for safeguarding, maintenance and use of information submitted to the DHS as part of SAFETY Act applications. OSAI has the ability to process sensitive or classified application information. Applicants may submit company-proprietary information (including business confidential information as part of SAFETY Act applications. All sensitive but unclassified material is safeguarded as outlined in Department of Homeland Security Management Directive Number 11042.1, Safeguarding Sensitive But Unclassified (For Official Use Only) Information.
8. The Federal Register Notice, soliciting public comment by over a 60-day period was published on ENTER DATE AND PAGE ONCE PUBLISHED. A second Federal Register Notice soliciting public feedback over a 30-day period was published on month ENTER DATE AND PAGE ONCE PUBLISHED. VERIFY IF: No public comments were received by either of these notices.
9. DHS S&T does not provide payments or gifts to respondents in exchange for a benefit sought.
10. Confidentiality and protection of intellectual property is assured in accordance with the Final Rule, paragraph 25.10. The Privacy Act of 1974 (Public Law 93-589) mandates that personal information solicited from individuals completing Federal records and forms be kept confidential. The collection is covered under the PIA (DHS/ALL/PIA-006 - DHS General Contacts List).The collection is covered under the SORN (DHS/S&T-001 - Research, Development, Test, and Evaluation Records) and SORN (DHS/ALL-004 - General Information Technology Access Account Records System (GITAARS)). They are included in the submission package.
11. There are no questions of a sensitive nature in this information collection.
12. Estimated Annualized Burden Hours and Costs

Estimates of Annualized Labor Costs and Respondents	DHS Form # 10010: Registration of a Seller	DHS Form # 10009: Request for a Pre-Application Consultation	DHS Form # 10002: Notice of Modification
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No. of Respondents	500	150	30
Avg. Burden per Form (in hours)	.5	1	10
Total Annual Burden (in hours)	250	150	300
Average Hourly Wage Rate	\$100	\$100	\$100
Total Annual Respondent Cost	\$25,000	\$15,000	\$30,000

Estimates of Annualized Labor Costs and Respondents	DHS Form # 10001: Application for Transfer of SAFETY Act Designation	DHS Form # 10057: Application for Renewal	DHS Form # 10006: Application for Developmental testing and Evaluation Designation
No. of Respondents	10	35	25
Avg. Burden per Form (in hours)	10	50	60
Total Annual Burden (in hours)	100	1,750	1,500
Average Hourly Wage Rate	\$100	\$100	\$100
Total Annual Respondent Cost	\$10,000	\$175,000	\$150,000

Estimates of Annualized Labor Costs and Respondents	DHS Form # 10008: Application for SAFETY Act Designation	DHS Form # 10007: Application for SAFETY Act Certification	DHS Form # 10005: SAFETY Act Block Designation
No. of Respondents	125	50	10
Avg. Burden per Form (in hours)	80	40	50
Total Annual Burden (in hours)	10,000	2,000	500
Average Hourly Wage Rate	\$100	\$100	\$100
Total Annual Respondent Cost	\$1,000,000	\$200,000	\$50,000

Estimates of Annualized Labor Costs and Respondents	DHS Form # 10004: SAFETY Act Block Certification	DHS Form # 10003: Notice of License
No. of Respondents	10	5
Avg. Burden per Form (in hours)	50	50
Total Annual Burden (in hours)	500	250
Average Hourly Wage Rate	\$100	\$100
Total Annual Respondent Cost	\$50,000	\$25,000

**Annual Reporting Burden and Respondent Cost:**

**The total estimated ICR Public Burden in hours is 17,300.** This figure was derived by summing the total annual burden hours from the forms.

**Public Cost.**

**The estimated annual public cost is \$1,730,000.** This figure was derived by summing the estimated annual respondent costs for all forms.

13. There are no capital or start-up costs associated with this information collection.
14. **Government Cost:** The annualized cost associated with the program is \$9M.

The estimate annual cost to the Federal Government in relation to this information collection is \$1,906,441. It includes \$1,706,533 for operation and support of SAFETY Act Management System (SAMS) Independent Test, Evaluation, Validation and Verification performed by the ManTech Mission Cyber and Intelligence Solutions Group, Inc., (Contractor) under EAGLE contract HSHQDC-06-D-00039. Contractor provide helpdesk services, application support, application enhancements, infrastructure support, enhancing system infrastructure to improve capability, security services, technical interface support.

Contractor’s staffs required for successful completion of task order are presented below.

Labor category	Hours	Rate	Total Cost
Computer Systems Analyst (Senior)	1,880	\$75.27	\$141,508
IT Security Specialist (Senior)	1,880	\$133.93	\$251,788
IT Security Specialist	1,880	\$75.92	\$142,730

(Senior)			
Application Systems Analyst	940	\$90.94	\$85,484
Project Manager	1,880	\$112.11	\$210,767
Information Engineer (Principal)	1,880	\$124.27	\$233,628
IT Security Specialist (Senior)	1,880	\$183.07	\$344,172
IT Security Specialist (Senior)	800	\$183.07	\$146,456
Other direct cost			\$150,000
		Total:	\$1,706,533

\$100,000 estimated for data center hosting charges for servers and software to support collecting, retaining, and storing the collected information.

\$99,908 provided for additional engineering service to comply with PIV usage mandate.

We are collecting specifically information about the existence of, the capabilities, and the technical and economic data regarding anti-terrorism technologies. Without these collections, we would be entirely unable to perform our core mission. Our selected method for performing these collections is the lowest cost, most efficient method available: a 24x7 web site that automates and manages the distribution of the collected information. Without the web site, we would be forced to rely on physical mail deliveries, incurring postage and shipping costs, and significant transmission delays.

15. All SAFETY Act forms were created by DHS S&T to reduce the cost and time burden to the public.

There is no change in the burden associated with this collection. There are no proposed changes to the information being collected.

16. DHS S&T does not intend to employ the use of statistics or the publication thereof for this information collection.
17. DHS S&T will display the expiration date of OMB approval for this information collection.
18. DHS S&T does not request an exception to the certification of this information collection.

**B. Collection of Information Employment Statistical Methods.** Not Applicable.