

DEPARTMENT OF JUSTICE
Bureau of Alcohol, Tobacco, Firearms and Explosives

Supporting Statement
Information Collection Request (ICR)
OMB 1140-0032
Records of Acquisition and Disposition, Collectors of Firearms

A. Justification

1. Necessity of Information Collection (IC)

The recordkeeping requirements established by 18 U.S.C. § 923, under the Gun Control Act of 1968 (GCA), as amended, grants ATF the authority to inquire about the disposition of any firearm, during the course of a criminal investigation. Specifically, these regulations require a uniform recordkeeping format. These regulations also grant ATF Officers the authority to examine a collector's records, during firearms tracing or compliance inspections, per 27 CFR §§ 478.23(c) (1) and (2). In the case of the latter, compliance inspections, these activities are conducted under the authority of 18 U.S.C. §§ 923(g) (1) (A), (B), (C), and (D).

2. Needs and Uses

Unlike other federal firearms licensees (FFLs), licensed collectors are not required to use the Firearms Transaction Record - ATF F 4473 (ATF Form 5300.9). In fact, collectors records are established by entering the required information, i.e. a description of the firearm(s), acquisition receipt, and information about the disposition of the firearm(s), into the proper record book, as mandated by 27 CFR § 478.125(f). The collector must also record this information, no later than the close of the next business day after the date of acquisition, or within seven (7) days of the disposition of curios and relics firearm(s). These records must be maintained in bound form in the required format. ATF may use the collected information for criminal investigations or government inspections. The record retention requirement for this collection of information is 20 years.

3. Use of Information Technology

Collectors must record and maintain the required firearm information on the premises of the licensee, along with the description of the firearm, acquisition receipt, and disposition information, in accordance with the format required by 27 CFR § 478.125(f). Per ATF Ruling 2016-1, regarding the approved use of information technology for Acquisition and Disposition (A&D) records, collectors may also keep electronic records to fulfill the requirements of this IC.

4. Efforts to Identify Duplication

ATF uses a subject classification system to identify duplication and ensure that no previously submitted information can be reused for the purposes of this IC.

5. Minimizing Burden on Small Business

This collection of information has no significant impact on small businesses.

6. Consequences of Not Conducting or Less Frequent Collection

Less frequent collection of this information would increase the threat to public safety, since the collected information may be used during criminal investigations and firearms traces.

7. Special Circumstances

There are no special circumstances associated with this collection. This requirement is conducted in a manner consistent with 5 CFR § 1320.6.

8. Public Comments and Consultations

No comments were received during the 60-day Federal Register Notice period. However, a 30-day notice will be published in the Federal Register to solicit public comments.

9. Provision of Payments or Gifts to Respondents

No payment or gift is associated with this IC.

10. Assurance of Confidentiality

The records are maintained on the premises of the licensee in a secured location. Confidentiality is not assured.

11. Justification for Sensitive Questions

No records of a sensitive nature are maintained.

12. Estimate of Respondent's Burden

There are 51,976 respondents for this IC, which is a reduction in the number of respondents recorded during the last renewal in 2017. Each respondent will report once annually. Therefore, the total responses is also 51,976.

The estimated time to complete each report is 3 hours. As such, the annual time burden associated with inspections reporting is 155,928 hours, which can be

calculated as follows: 3 (total hours to create each inspection report) * 51,976 (# of respondents).

ATF does not have a data source to estimate the number of records produced annually per respondent. Assuming that the average respondent creates or maintains one (1) record each, and the time needed to do so is estimated at 3 minutes, (3 minutes divided by 60 minutes for 1 hour or .05. Therefore, the total record creation and maintenance burden for this IC is 2,599 hours, which is equal to .05 (3 minutes or time taken to create and maintain each record) * 51,976 (# of respondents).

Therefore, the combined total annual burden hours for this collection is 158,527, which is equal to 155,928 (total inspection report hours) + 2,599 total record creation/maintenance hours).

13. Estimate of Cost Burden

There is no new cost or annual cost associated with this collection.

14. Cost to the Federal Government

There is no cost to the Federal Government.

15. Reason for Change in Burden

The adjustments associated with this collection include a decrease in number of respondents (collector licensees) and responses by 4,952, since the last renewal in 2017. Consequently, the total annual burden hours for this IC has also reduced by 12,257.

16. Anticipated Publication Plan and Schedule

The result of this information 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 Information Employing Statistical Methods

This collection of information employs no statistical methods.