

Department of Justice
Bureau of Alcohol, Tobacco, Firearms and Explosives
Information Collection Request
OMB 1140-0075

Transactions Among Licensees/Permittees, Limited

A. Justification

1. Necessity of Information Collection

The Bureau of Alcohol, Tobacco, Firearms and Explosive (ATF) is responsible for enforcing Title XI of the Organized Crime Control Act (the Act) of 1970 and implementing regulations contained at 27 Code of Federal Regulations (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 six separate occasions during the one-year period of the permit. The 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 of persons who are authorized to accept deliveries of explosive materials on their behalf.

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 item 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 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

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

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 100 respondents associated with this collection of information. Each respondent will respond one (1) time. The total responses are 100. We estimate that each respondent will take approximately 30 minutes to provide the required information for respond to this collection. The total annual burden hours associated with this request is 50.

13. Estimate of Cost Burden

There is no cost burden to the respondent.

14. Cost to Federal Government

There is no cost to the Federal government.

15. Reason for Change in Burden

The reduction of the total respondents and burden hours from 125 and 63 hours in 2019, to 100 and 50 hours respectively, is due to fewer permittees during the current renewal.

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 omit the Office of Management and Budget expiration date for this collection.

18. Exception to the Certification Statement

There are no exceptions to the certification statement.

B. This Collections of Information Employs No Statistical Methods.