

NOTICE OF OFFICE OF MANAGEMENT AND BUDGET ACTION

Diana Hynek  
Departmental Paperwork Clearance Officer  
Office of the Chief Information Officer  
14th and Constitution Ave. NW.  
Room 6625  
Washington, DC 20230

01/19/2005

In accordance with the Paperwork Reduction Act, OMB has taken the following action on your request for the extension of approval of an information collection received on 09/10/2004.

TITLE: Small Craft Facility Questionnaire

AGENCY FORM NUMBER(S): 77-1

ACTION : APPROVED WITHOUT CHANGE

OMB NO.: 0648-0021

EXPIRATION DATE: 01/31/2008

BURDEN:	RESPONSES	HOURS	COSTS(\$,000)
Previous	1,600	213	0
New	1,600	213	0
Difference	0	0	0
Program Change		0	0
Adjustment		0	0

TERMS OF CLEARANCE:

The agency is reminded that this approval does not cover web-enabled versions of this collection and that distribution of forms showing expiration dates in the past is confusing for the public and does not reflect well on the agency's forms management practices.

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OMB Authorizing Official	Title
Donald R. Arbuckle	Deputy Administrator, Office of Information and Regulatory Affairs

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# PAPERWORK REDUCTION ACT SUBMISSION

**Please read the instructions before completing this form. For additional forms or assistance in completing this form, contact your agency's Paperwork Clearance Officer. Send two copies of this form, the collection instrument to be reviewed, the supporting statement, and any additional documentation to: Office of Information and Regulatory Affairs, Office of Management and Budget, Docket Library, Room 10102, 725 17th Street NW, Washington, DC 20503.**

1. Agency/Subagency originating request	2. OMB control number <span style="float: right;">b. <input type="checkbox"/> None</span> a. _____ - _____
3. Type of information collection ( <i>check one</i> ) a. <input type="checkbox"/> New Collection b. <input type="checkbox"/> Revision of a currently approved collection c. <input type="checkbox"/> Extension of a currently approved collection d. <input type="checkbox"/> Reinstatement, without change, of a previously approved collection for which approval has expired e. <input type="checkbox"/> Reinstatement, with change, of a previously approved collection for which approval has expired f. <input type="checkbox"/> Existing collection in use without an OMB control number For b-f, note Item A2 of Supporting Statement instructions	4. Type of review requested ( <i>check one</i> ) a. <input type="checkbox"/> Regular submission b. <input type="checkbox"/> Emergency - Approval requested by _____ / _____ / _____ c. <input type="checkbox"/> Delegated
7. Title	5. Small entities Will this information collection have a significant economic impact on a substantial number of small entities? <input type="checkbox"/> Yes <input type="checkbox"/> No
8. Agency form number(s) ( <i>if applicable</i> )	6. Requested expiration date a. <input type="checkbox"/> Three years from approval date b. <input type="checkbox"/> Other Specify: _____ / _____
9. Keywords	10. Abstract
11. Affected public ( <i>Mark primary with "P" and all others that apply with "x"</i> ) a. ___ Individuals or households d. ___ Farms b. ___ Business or other for-profit e. ___ Federal Government c. ___ Not-for-profit institutions f. ___ State, Local or Tribal Government	12. Obligation to respond ( <i>check one</i> ) a. <input type="checkbox"/> Voluntary b. <input type="checkbox"/> Required to obtain or retain benefits c. <input type="checkbox"/> Mandatory
13. Annual recordkeeping and reporting burden a. Number of respondents _____ b. Total annual responses _____ 1. Percentage of these responses collected electronically _____ % c. Total annual hours requested _____ d. Current OMB inventory _____ e. Difference _____ f. Explanation of difference 1. Program change _____ 2. Adjustment _____	14. Annual reporting and recordkeeping cost burden ( <i>in thousands of dollars</i> ) a. Total annualized capital/startup costs _____ b. Total annual costs (O&M) _____ c. Total annualized cost requested _____ d. Current OMB inventory _____ e. Difference _____ f. Explanation of difference 1. Program change _____ 2. Adjustment _____
15. Purpose of information collection ( <i>Mark primary with "P" and all others that apply with "X"</i> ) a. ___ Application for benefits e. ___ Program planning or management b. ___ Program evaluation f. ___ Research c. ___ General purpose statistics g. ___ Regulatory or compliance d. ___ Audit	16. Frequency of recordkeeping or reporting ( <i>check all that apply</i> ) a. <input type="checkbox"/> Recordkeeping b. <input type="checkbox"/> Third party disclosure c. <input type="checkbox"/> Reporting 1. <input type="checkbox"/> On occasion 2. <input type="checkbox"/> Weekly 3. <input type="checkbox"/> Monthly 4. <input type="checkbox"/> Quarterly 5. <input type="checkbox"/> Semi-annually 6. <input type="checkbox"/> Annually 7. <input type="checkbox"/> Biennially 8. <input type="checkbox"/> Other (describe) _____
17. Statistical methods Does this information collection employ statistical methods <input type="checkbox"/> Yes <input type="checkbox"/> No	18. Agency Contact (person who can best answer questions regarding the content of this submission)  Name: _____ Phone: _____

## 19. Certification for Paperwork Reduction Act Submissions

On behalf of this Federal Agency, I certify that the collection of information encompassed by this request complies with 5 CFR 1320.9

**NOTE:** The text of 5 CFR 1320.9, and the related provisions of 5 CFR 1320.8(b)(3), appear at the end of the instructions. *The certification is to be made with reference to those regulatory provisions as set forth in the instructions.*

The following is a summary of the topics, regarding the proposed collection of information, that the certification covers:

- (a) It is necessary for the proper performance of agency functions;
- (b) It avoids unnecessary duplication;
- (c) It reduces burden on small entities;
- (d) It used plain, coherent, and unambiguous terminology that is understandable to respondents;
- (e) Its implementation will be consistent and compatible with current reporting and recordkeeping practices;
- (f) It indicates the retention period for recordkeeping requirements;
- (g) It informs respondents of the information called for under 5 CFR 1320.8(b)(3):
  - (i) Why the information is being collected;
  - (ii) Use of information;
  - (iii) Burden estimate;
  - (iv) Nature of response (voluntary, required for a benefit, mandatory);
  - (v) Nature and extent of confidentiality; and
  - (vi) Need to display currently valid OMB control number;
- (h) It was developed by an office that has planned and allocated resources for the efficient and effective management and use of the information to be collected (see note in Item 19 of instructions);
- (i) It uses effective and efficient statistical survey methodology; and
- (j) It makes appropriate use of information technology.

If you are unable to certify compliance with any of the provisions, identify the item below and explain the reason in Item 18 of the Supporting Statement.

Signature of Senior Official or designee

Date

Agency Certification (signature of Assistant Administrator, Deputy Assistant Administrator, Line Office Chief Information Officer, head of MB staff for L.O.s, or of the Director of a Program or StaffOffice)

Signature

Date

Signature of NOAA Clearance Officer

Signature

Date

**SUPPORTING STATEMENT**  
**SMALL-CRAFT FACILITY QUESTIONNAIRE**  
**OMB CONTROL NO. 0648-0021**

**A. JUSTIFICATION**

**1. Explain the circumstances that make the collection of information necessary.**

NOAA's National Ocean Service (NOS) produces nautical charts to ensure safe navigation on the nation's waterways, and thereby protects both life and property. Small-craft nautical charts are designed to meet the needs of the recreational boaters, and include information on local marina facilities such as whether fuel, repairs, etc. are available. NOS needs to update this information to produce accurate, comprehensive, and timely nautical charts, which is one of the agency's primary missions.

**2. Explain how, by whom, how frequently, and for what purpose the information will be used. If the information collected will be disseminated to the public or used to support information that will be disseminated to the public, then explain how the collection complies with all applicable Information Quality Guidelines.**

When a specific chart is going to be updated the NOAA Form 77-1 is sent to all marinas currently listed for that area. Updates occur approximately every twelve months, depending on the area involved, the number of changes occurring to the chart, etc. The forms are submitted by the operators of marinas to reflect changes in charted or related information that should be added, corrected or changed. NOS evaluates the data received and uses acceptable data to revise its charts and related publications. Many marinas only return forms when changes have taken place in the information listed, but if a marina does not report for a number of updates it may be removed from the chart unless other information exists to show it is still in operation.

New marinas also use the form in order to have their facility added to a NOS nautical chart. They usually obtain the form at boat shows or by writing to the agency requesting inclusion of the chart.

These data, as with all data used on NOS Nautical Charts, undergo a rigorous quality control process to ensure that the data is accurate and the charts are correct. The information collection is designed to yield data that meet applicable information quality guidelines. Prior to dissemination, the information will be subjected to quality control measures and a pre-dissemination review pursuant to Section 515 of Public Law 106-554.

**3. Describe whether, and to what extent, the collection of information involves the use of automated, electronic, mechanical, or other technological techniques or other forms of information technology.**

When the current physical stock of Form 77-1, SMALL-CRAFT CHART FACILITY QUESTIONNAIRE, which is used in the collection of this data is exhausted, NOS intends to reprint the form with a return email or URL address. In the future, respondents may be able to input their corrections by accessing the website and completing the necessary information on the

form online

**4. Describe efforts to identify duplication.**

NOAA Form 77-4 and 77-5 (OMB No. 648-0022) include marina information questions. These forms are filled out by members of the U.S. Power Squadrons and the U.S. Coast Guard Auxiliaries. The information they supply, frequently showing marinas that have ceased operation, are combined with the information from the 77-1 when the chart is revised. There can be some duplication (reports on the same marinas), but this aids in ensuring accuracy of the information, and much of the information is not duplicated.

**5. If the collection of information involves small businesses or other small entities, describe the methods used to minimize burden.**

Marinas are usually small businesses. The questionnaire is designed as a self-addressed, postage-paid postcard with a list of small-craft facility information that can be simply checked or left blank.

**6. Describe the consequences to the Federal program or policy activities if the collection is not conducted or is conducted less frequently.**

Reports are submitted to coincide with the printing schedule for the small-craft nautical chart covering a particular area. If reports were not submitted at this time, the chart would not be current.

**7. Explain any special circumstances that require the collection to be conducted in a manner inconsistent with OMB guidelines.**

This collection is consistent with the 5 CFR 1320.6 guidelines

**8. Provide a copy of the PRA Federal Register notice that solicited public comments on the information collection prior to this submission. Summarize the public comments received in response to that notice and describe the actions taken by the agency in response to those comments. Describe the efforts to consult with persons outside the agency to obtain their views on the availability of data, frequency of collection, the clarity of instructions and recordkeeping, disclosure, or reporting format (if any), and on the data elements to be recorded, disclosed, or reported.**

No public comments were received in response to the PRA Federal Register notice (copy attached).

Boat shows provide an opportunity to meet with marina owners and obtain any comments they may have. No problems have been identified. There are also contacts with United States Power Squadrons, United States Coast Guard Auxiliary, and NOS field inspection investigators to provide opportunities for comments and suggestions.

**9. Explain any decisions to provide payments or gifts to respondents, other than remuneration of contractors or grantees.**

Payments or gifts are not provided to respondents.

**10. Describe any assurance of confidentiality provided to respondents and the basis for assurance in statute, regulation, or agency policy.**

No confidentiality is promised or provided.

**11. Provide additional justification for any questions of a sensitive nature, such as sexual behavior and attitudes, religious beliefs, and other matters that are commonly considered private.**

No sensitive questions are asked.

**12. Provide an estimate in hours of the burden of the collection of information.**

Based on the response rates of the past few years, NOS expects the population of approximately 2,900 operators to return a total of 1,600 questionnaires per year. The estimate for the average respondents reporting action is 8 minutes (0.133 hours). The burden hours would be:

$$1,600 \text{ responses} \times 0.133 \text{ hours/response} = 213 \text{ hours.}$$

The public cost is that time it takes to fill out the form. Estimates are that it takes no longer than 8 minutes to fill out the form or .133 hours  $\times$  \$17.50/hour  $\times$  1600 = \$3,724.

**13. Provide an estimate of the total annual cost burden to the respondents or record-keepers resulting from the collection (excluding the value of the burden hours in #12 above).**

There is no cost burden to the respondents (other than their time) resulting from this collection.

**14. Provide estimates of annualized cost to the Federal government.**

The annual cost to the government for printing, mailing and related activities is estimated to be \$15,000.

**15. Explain the reasons for any program changes or adjustments reported in Items 13 or 14 of the OMB 83-I.**

No changes are requested.

**16. For collections whose results will be published, outline the plans for tabulation and publication.**

The results of the survey are incorporated into the printed chart, but are not separately published.

**17. If seeking approval to not display the expiration date for OMB approval of the information collection, explain the reasons why display would be inappropriate.**

The expiration date will be displayed.

**18. Explain each exception to the certification statement identified in Item 19 of the OMB 83-I.**

There are no exceptions to the certification statement in Item 19 of the OMB-831.

**B. COLLECTIONS OF INFORMATION EMPLOYING STATISTICAL METHODS**

Statistical methods are not used for this collection.



## SMALL-CRAFT CHART FACILITY QUESTIONNAIRE

TELEPHONE NUMBER:

DATE:

REMARKS

ADDRESS

## CHECK ITEMS AVAILABLE

APPROACH DEPTH	(Low Water—Feet)	
ALONGSIDE DEPTH	(Low Water—Feet)	
BERTHS (TRANSIENTS)		
MOORINGS (TRANSIENTS)		
ELECTRICITY (TRANSIENTS)		
LAUNCHING RAMP	SURFACED	
	NATURAL	
REPAIRS	HULL	
	MOTOR	
	RADIO	
MARINE RAILWAY (Boat length capacity in feet)		
LIFT CAPACITY (Tons)		
BOAT RENTAL	CANOE	
	ROW	
	MOTOR	
	CHARTER	
	HOUSE	
	SAIL	
FOOD		
LODGING		
CAMPING		
TOILETS		
SHOWERS		
LAUNDRY		
PUMP-OUT STATION		
WINTER BOAT STORAGE	WET	
	DRY	
NAUTICAL CHART SALES		
WATER		
ICE		
GROCERIES		
HARDWARE		
BAIT		
TACKLE		
DIESEL OIL		
GASOLINE		
VHF CHANNEL MONITORED		#
TOWING		

## **Sec. 883b. - Dissemination of data; further activities**

In order that full public benefit may be derived from the operations of the National Ocean Survey by the dissemination of data resulting from the activities herein authorized and of related data from other sources, the Secretary of Commerce is authorized to conduct the following activities:

**(1)**

Analysis and prediction of tide and current data;

**(2)**

Processing and publication of data, information, compilations, and reports;

**(3)**

Compilation and printing of nautical charts;

**(4)**

Distribution of nautical charts and related navigational publications

requirements in this fishery. In addition, these vessel owners will be required to complete and submit by mail a separate form about annual fixed cost information such as expenditures for repair and maintenance, gear purchase and repair, fishing licenses and permits, insurance, dock fees, repayment on boat and business loans, office expenses and so forth.

### III. Data

*OMB Number:* 0648-0016.

*Form Number:* None.

*Type of Review:* Regular submission.

*Affected Public:* Business and other for-profit organizations.

*Estimated Number of Respondents:* 350.

*Estimated Time Per Response:* 10 minutes per trip report; and 30 minutes for the annual fixed-cost survey.

*Estimated Total Annual Burden Hours:* 1,400.

*Estimated Total Annual Cost to Public:* \$0.

### IV. Request for Comments

Comments are invited on: (a) whether the proposed collection of information is necessary for the proper performance of the functions of the agency, including whether the information has practical utility; (b) the accuracy of the agency's estimate of the burden (including hours and cost) of the proposed collection of information; (c) ways to enhance the quality, utility, and clarity of the information to be collected; and (d) ways to minimize the collection of information burden on respondents through the use of automated collection techniques or other forms of information technology.

Comments submitted in response to this notice will be summarized and/or included in the request for OMB approval of this information collection; they also will become a matter of public record.

Dated: April 23, 2004.

#### Gwellnar Banks,

*Management Analyst, Office of the Chief Information Officer.*

[FR Doc. 04-10004 Filed 4-30-04; 8:45 am]

BILLING CODE 3510-22-S

## DEPARTMENT OF COMMERCE

### National Oceanic and Atmospheric Administration

[I.D. 042704C]

#### Proposed Information Collection; Comment Request; Small-Craft Facility Questionnaire

**AGENCY:** National Oceanic and Atmospheric Administration (NOAA).

**ACTION:** Notice.

**SUMMARY:** The Department of Commerce, as part of its continuing effort to reduce paperwork and respondent burden, invites the general public and other Federal agencies to take this opportunity to comment on proposed and/or continuing information collections, as required by the Paperwork Reduction Act of 1995, Public Law 104-13 (44 U.S.C. 3506(c)(2)(A)).

**DATES:** Written comments must be submitted on or before July 2, 2004.

**ADDRESSES:** Direct all written comments to Diana Hynek, Departmental Paperwork Clearance Officer, Department of Commerce, Room 6625, 14th and Constitution Avenue, NW, Washington, DC 20230 (or via e-mail at [dHynek@doc.gov](mailto:dHynek@doc.gov)).

**FOR FURTHER INFORMATION CONTACT:** Requests for additional information or copies of the information collection instrument and instructions should be directed to Lyn Preston, N/CS26, Station 7350, 1315 East West Highway, Silver Spring, MD 20910-3282 (301.713.2737 x123).

#### SUPPLEMENTARY INFORMATION:

##### I. Abstract

NOAA's National Ocean Service produces nautical charts to ensure safe navigation. Small-craft charts are designed for recreational boaters and include information on local marina facilities and the services they provide (fuel, repairs, etc.). NOAA must collect information to update the charts.

##### II. Method of Collection

A web-based utility has been created that facilitates the voluntary submission of user (facility owner/operator) data for available marina services.

##### III. Data

*OMB Number:* 0648-0021.

*Form Number:* None.

*Type of Review:* Regular submission.

*Affected Public:* Businesses and other for-profit organizations (small-craft facilities or marinas).

*Estimated Number of Respondents:* 1,600.

*Estimated Time Per Response:* 10 minutes.

*Estimated Total Annual Burden Hours:* 230.

*Estimated Total Annual Cost to Public:* \$0.

### IV. Request for Comments

Comments are invited on: (a) whether the proposed collection of information is necessary for the proper performance of the functions of the agency, including whether the information has practical utility; (b) the accuracy of the agency's estimate of the burden (including hours and cost) of the proposed collection of information; (c) ways to enhance the quality, utility, and clarity of the information to be collected; and (d) ways to minimize the collection of information burden on respondents through the use of automated collection techniques or other forms of information technology.

Comments submitted in response to this notice will be summarized and/or included in the request for OMB approval of this information collection; they also will become a matter of public record.

Dated: April 23, 2004.

#### Gwellnar Banks,

*Management Analyst, Office of the Chief Information Officer.*

[FR Doc. 04-10006 Filed 4-30-04; 8:45 am]

BILLING CODE 3510-JE-S

## DEPARTMENT OF COMMERCE

### National Oceanic and Atmospheric Administration

[I.D. 042704F]

#### Magnuson-Stevens Act Provisions; General Provisions for Domestic Fisheries; Application for Exempted Fishing Permits (EFPs)

**AGENCY:** National Marine Fisheries Service (NMFS), National Oceanic and Atmospheric Administration (NOAA), Department of Commerce.

**ACTION:** Notification of a proposal for EFPs to conduct experimental fishing; request for comments.

**SUMMARY:** The Assistant Regional Administrator for Sustainable Fisheries, Northeast Region, NMFS (Assistant Regional Administrator) has made a preliminary determination that the subject EFP application contains all the required information and warrants further consideration. The Assistant Regional Administrator has also made a preliminary determination that the activities authorized under the EFP would be consistent with the goals and