## NOTICE OF OFFICE OF MANAGEMENT AND BUDGET ACTION

Date 06/23/2008

Department of Commerce National Oceanic and Atmospheric Administration FOR CERTIFYING OFFICIAL: Suzanne Hilding FOR CLEARANCE OFFICER: Diana Hynek

In accordance with the Paperwork Reduction Act, OMB has taken action on your request received <u>06/04/2008</u>

ACTION REQUESTED: <u>No material or nonsubstantive change to a currently approved collection</u> TYPE OF REVIEW REQUESTED: <u>Regular</u> ICR REFERENCE NUMBER: <u>200806-0648-003</u> AGENCY ICR TRACKING NUMBER: TITLE: <u>Highly Migratory Species Dealer Reporting Family of Forms</u> LIST OF INFORMATION COLLECTIONS: See next page

OMB ACTION: <u>Approved without change</u> OMB CONTROL NUMBER: <u>0648-0040</u> The agency is required to display the OMB Control Number and inform respondents of its legal significance in accordance with 5 CFR 1320.5(b).

DISCONTINUE DATE:

BURDEN:	RESPONSES	HOURS	COSTS
Previous	37,435	6,152	8,258
New	37,435	6,152	8,258
Difference			
Change due to New Statute	0	0	0
Change due to Agency Discretion	0	0	0
Change due to Agency Adjustment	0	0	0
Change Due to Potential Violation of the Pl	RA 0	0	0

TERMS OF CLEARANCE: Terms of the previous clearance remain in effect.

OMB Authorizing Official:

EXPIRATION DATE: 10/31/2010

Kevin F. Neyland Deputy Administrator, Office Of Information And Regulatory Affairs

List of ICs										
IC Title	Form No.	Form Name	CFR Citation							
Application for authorization for non-government validation			50 CFR 635.5							
HMS Dealer and Landings Biweekly Reports	NA, NA, NA	HMS Trade Biweekly Dealer Report, Atlantic Bluefin Tuna Dealer Landings and Trade Biweekly Report, Southeast Region Dealer Report for HMS - revised per AU89								
Atlantic Bluefin Tuna Daily Landing Report and Tag	NOAA 88-144	Atlantic Bluefin Tuna Daily Landing Report								
Statistical Documents, Catch Documents and Re-export Certificates	NA, NA, NA	ICCAT Swordfish Statistical Document, ICCAT Bigeye Tuna Statistical Document, Bluefin Tuna Catch Document and Re-export Certificate package								

## Highly Migratory Species Dealer Reporting Family of Forms OMB Control No. 0648-0040

## Minor adjustments associated with a final rule to modify Southeast Region Dealer Reporting form for HMS (RIN 0648-AU89)

The National Marine Fisheries Service (NMFS) is modifying the Highly Migratory Species (HMS) Dealer Reporting Family of Forms (OMB Control No. 0648-0040) and its Southeast Region (SER) Dealer Reporting form for HMS to improve program efficacy and enforceability. The modified regulations will: 1) allow dealers that receive shark product to check a box on the form to indicate whether or not sharks are landed with their fins naturally attached; 2) clarify that sharks must be reported according to species, and 3) specify that forms must be received by NMFS within a specified timeframe.

The final rule will require that all sharks have their fins naturally attached through offloading. The check box added to the Dealer Reporting form for HMS will allow dealers to indicate whether or not sharks are offloaded with their fins naturally attached and maintained in this form throughout the offloading. This information will also provide dealer verification for fishermen to show if sharks were offloaded with their fins naturally attached. The final rule will also clarify that dealers must report sharks according to species on the Dealer Reporting forms (i.e., no unclassified sharks can be reported), which is the current regulation; however, unclassified sharks continue to be reported. The forms will continue to be collected on a biweekly basis to monitor swordfish, shark, and tuna (*i.e.*, bigeye, albacore, yellowfin, and skipjack or "BAYS") landings as well as landings of coastal pelagics (*i.e.*, dolphin, greater amberjack, king mackerel, escolar, and wahoo). However, the final rule will adjust NMFS regulations to indicate that the Dealer Reporting forms must be *received* by NMFS with ten days after the bimonthly reporting period (*i.e.*, the  $25^{\text{th}}$  or  $10^{\text{th}}$  of each month) rather than postmarked within ten days after the end of the bimonthly reporting period. The information on this form is used to track landings against quotas and collect landings data for use in stock assessments; timely and species-specific reports are necessary for accurate quota monitoring. There will be no change in the amount or frequency of reporting or to the costs associated to dealers as a result of these adjustments.

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SE Dealer #: (Shark and/or	D L	R -	State	Fe	rmit No	. – Ye	ar Begin D		M M	DDY	Y Y Y
NE Dealer #: (for Tuna permit)	Ferm	it No.	` fede	eral per	mit numb	northeast	ional) than labe End Da	el)	ИМ	DDY	Y Y Y
Eacility Location	— - — h (Count	- — v and St	` _				Were any HMS f (from U.S. ves		hased t	his period	Yes No
						State	If "YES", provide v Were any fish im	ressel info	or this p	equested on back o	f form.
Phone No:							(NOTE: Imports are Contact:	not to de	included d	in this form)	
(if different than lab					11		(optional)				
Shark Species	NMFS CODE	Size Code			Price	/ Pound	Large Pelagic Species	NMFS CODE	Size Code	Dressed Weight	Price / Pound
All A table i fiere (optional):   Lance i de la colspan="2"   Se Dealer #: (for Tuna permit) D L R - State - Fermit No   State - Fermit No.   (Enter both southeast and federal permit num) if applicable to your fa   Facility Location (County and State):   County County   Phone No: (If different than labe))   Shark Species NMFS CODE Size Code Dressed Weight Price   LARGE COASTAL SHARKS   Blacktip 3495 00 - </td <td></td> <td>SWORDFIS</td> <td>SH</td> <td></td> <td></td> <td></td>						SWORDFIS	SH				
Blacktip	3495	00					Swordfish	4320	15		
Bull	3497	00					> 300 lbs Swordfish				
Hammerhead	3516	00					200-299 lbs	4320	14		
Lemon	3517	00					Swordfish 100-199 lbs	4320	19		
Night	3494	00					Swordfish	4320	02		
Nurse	3480	00					50-99 lbs Swordfish		03		
Sandbar							26-49 lbs Swordfish	4320	03		
Silky							0-25 lbs (rats)	4320	04		
							Sword. chunks	4320	05		
Other/Unknown	3508	37									
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					-		MAJOR TU Albacore Tuna	i	10		1
								4651 4657	10		
							Bigeye Bigeye chunks	4657	08 09		
· · · ·							Atlantic Bonito	0330	09		
							Blackfin Tuna	4658	12		
							Skipjack	4654	00		
Ourier/Orikitown	3300	50					Yellowfin 60+	4655	40		
							Yellowfin				
SMALL CO	DASTA	L SHA	RKS				40-59 lbs	4655	41		
	3518	00					Yellowfin 20-39 lbs	4655	20		
· · · · · · · · · · · · · · · · · · ·	3485	00					Yellowfin chunks	4655	21		
Bonnethead	3483	00									
Finetooth	3481	00									
Other/Unknown	3508	39							· · · · · · · · · · · · · · · · · · ·		
							OTHER SP	-			1
	le l	NET O	nly		DRY	Only	Dolphin/Mahi	1050 1812	00		
-		lbs.	\$/lb.	20	lbs.	\$/lb.	Great Amberjack King Mackerel	1940	00 00		
Grade (A) 347				32 33		├	Oilfish/Escolar	2502	00		
Grade (B) 347 Grade (C) 347				33 34			Wahoo	4710	00		
Grade (C) 347 Grade (D) 347				34 35			Date Received:				I
Grade (E) 347				36			NMFS use only				
( ) 0											





Schedule Number: (NMFS Use Only)

**In a Black or Blue Pen** (no pencils or red pens please), list the following for all vessels or pesons that unloaded HMS products: Date Landed; Vessel Name; Documentation Number (preferred) or State Registration number; and the Port and State (using 2-letter postal abbreviation). For those vessels that landed with shark products, please indicate if all sharks landed had fins attached (Y), if not all fins were attached (N), or if the status was unknown (U). Otherwise (vessels without shark products), leave this blank.

Date Landed	Vessel Name	Documentation Number					Nu	mb	er	Port Landed	Sta Lan	Fins attached?			
/ / 20													Y	Ν	U
/ / 20													Υ	Ν	U
/ / 20													Υ	Ν	U
/ / 20													Υ	Ν	U
/ / 20													Υ	Ν	U
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Public reporting burden for this information collection is estimated to average 15 minutes per response, including time for reviewing instructions, searching existing data sources, gathering and maintaining data needed, and reviewing the completed collection of information. Send comments regarding this burden estimate or any other aspect of this collection of information, including suggestions for reducing this burden to: Highly Migratory Species Division, National Marine Fisheries Service, F/SF1, 1315 East West Highway, Silver Spring, MD 20910.

Providing the requested information on the dealer form is mandatory and necessary for managing the Atlantic highly migratory species fisheries in accordance with the Atlantic Tunas Convention Act (16 U.S.C. 971 et seq.) and the Magnuson-Stevens Fishery Conservation and Management Act (16 U.S.C. 1801 et seq.). In accordance with NOAA Administrative Order 216-100, it is agency policy not to release confidential fisheries statistics, other than in aggregate form. Notwithstanding any other provision of the law, no person is required to respond to, nor shall any person be subject to a penalty for failure to comply with a collection of information subject to the requirements of the Paperwork Reduction Act, unless that collection of information displays a currently valid OMB Control Number.