NOTICE OF OFFICE OF MANAGEMENT AND BUDGET ACTION

Date 10/08/2008

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>05/08/2008</u>

ACTION REQUESTED: Extension without change of a currently approved collection

TYPE OF REVIEW REQUESTED: Regular ICR REFERENCE NUMBER: 200804-0648-014

AGENCY ICR TRACKING NUMBER:

TITLE: NOAA Satelite Ground Station Customer Questionnaire LIST OF INFORMATION COLLECTIONS: See next page

OMB ACTION: <u>Approved without change</u> OMB CONTROL NUMBER: <u>0648-0227</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).

EXPIRATION DATE: <u>10/31/2011</u> DISCONTINUE DATE:

BURDEN:	RESPONSES	HOURS	COSTS
Previous	300	25	0
New	102	17	0
Difference			
Change due to New Statute	0	0	0
Change due to Agency Discretion	0	0	0
Change due to Agency Adjustment	-198	-8	0
Change Due to Potential Violation of the PRA	0	0	0

TERMS OF CLEARANCE:

OMB Authorizing Official: Kevin F. Neyland

Deputy Administrator,

Office Of Information And Regulatory Affairs

List of ICs				
IC Title	Form No.	Form Name	CFR Citation	
NOAA Satelite Ground Station Customer Questionnaire	NA	NOAA Satellite Ground Station Questionnaire		

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 b. [] None 3. Type of information collection (*check one*) Type of review requested (check one) Regular submission a. [b. [Emergency - Approval requested by ____ a. [] New Collection Delegated b. [] Revision of a currently approved collection c. [] Extension of a currently approved collection 5. Small entities Will this information collection have a significant economic impact on a substantial number of small entities? [] Yes [] No d. [] Reinstatement, without change, of a previously approved collection for which approval has expired e. [] Reinstatement, with change, of a previously approved collection for which approval has expired 6. Requested expiration date f. [] Existing collection in use without an OMB control number a. [] Three years from approval date b. [] Other Specify: For b-f, note Item A2 of Supporting Statement instructions 7. Title 8. Agency form number(s) (if applicable) 9. Keywords 10. Abstract 11. Affected public (Mark primary with "P" and all others that apply with "x") 12. Obligation to respond (check one) a. __Individuals or households d. ___Farms
b. __Business or other for-profite. ___Federal Government] Voluntary Business or other for-profite. Federal Government

Not-for-profit institutions f. State, Local or Tribal Government Required to obtain or retain benefits 1 Mandatory 13. Annual recordkeeping and reporting burden 14. Annual reporting and recordkeeping cost burden (in thousands of a. Number of respondents b. Total annual responses a. Total annualized capital/startup costs 1. Percentage of these responses b. Total annual costs (O&M) collected electronically c. Total annualized cost requested c. Total annual hours requested d. Current OMB inventory d. Current OMB inventory e. Difference e. Difference f. Explanation of difference f. Explanation of difference 1. Program change 1. Program change 2. Adjustment 2. Adjustment 16. Frequency of recordkeeping or reporting (check all that apply) 15. Purpose of information collection (Mark primary with "P" and all others that apply with "X") a. [] Recordkeeping b. [] Third party disclosure] Reporting a. ___ Application for benefits Program planning or management 1. [] On occasion 2. [] Weekly Program evaluation f. Research 3. [] Monthly General purpose statistics g. Regulatory or compliance 4. [] Quarterly 5. [] Semi-annually 6. [] Annually 7. [] Biennially 8. [] Other (describe) 18. Agency Contact (person who can best answer questions regarding 17. Statistical methods Does this information collection employ statistical methods the content of this submission) [] Yes [] No Phone:

OMB 83-I 10/95

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

OMB 83-I 10/95

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 NOAA SATELLITE GROUND STATION CUSTOMER QUESTIONNAIRE OMB CONTROL NO. 0648-0227

A. JUSTIFICATION

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

NOAA operates a minimum of four meteorological satellite imagery transmission systems, two from geostationary operational environmental (GOES) satellites and two from polar-orbiting television infrared operational (TIROS) satellites in addition to two or three legacy backup and standby polar-orbiting satellites that continue transmitting beyond their design life. The data transmitted are available worldwide, and any user can establish a ground receiving station for reception of the data without the prior consent or other approval from NOAA. With such an open access policy, it is currently not possible to have a comprehensive understanding of the range and numbers of the data users and application of the data received.

The purpose of collecting the information contained in the "Questionnaire" is to satisfy the following objectives:

- a. To comply with international agreements so that NOAA can provide environmental satellite data and processed satellite data products to the public domain.
- b. To improve Government efficiencies of data dissemination using cost-saving technologies to minimize the expenditure of personnel and financial resources.

The collection of information from a respondent is initiated when an individual contacts NESDIS via letter, telephone, fax or email. If the nature of the contact indicates the individual may operate a satellite receiving station for the acquisition of NOAA satellite data, the individual is requested to complete an on-line electronic questionnaire, which is found on a NOAA Internet site. The questionnaire is completed at the respondent's discretion.

2. Explain how, by whom, how frequently, and for what purpose the information will be used.

The information collected is used by NOAA/NESDIS in designing future satellite transmission systems, and determining the data content of present and future transmission systems. Within the past 5 years, collection information has been used in, but not confined to, the following activities, in combination with information posted on the NOAA Satellite and Information System (NOAASIS) web site:

- a. To determine the impact of changing data transmission rates on the forthcoming NOAA national polar-orbiting operational environmental satellite system (NPOESS) satellites on the user community.
- b. To notify domestic and international users of changes to the transmission format of the Low Resolution Picture Transmission (LRPT) and GOES VARiable rate (GVAR) data from NOAA satellites launched during 2002-2003.

- c. To notify users of high-resolution TIROS data of changes in the method of data calibration.
- d. To revise the content of the Weather Facsimile (WEFAX) and Low Rate Image Transmission (LRIT) data transmission to ensure Government/military requirements for products are fulfilled.
- e. To satisfy the annual obligation to the World Meteorological Organization (WMO) to provide the geographic location and receiving capability of any reception station known to NOAA.

Information is collected once upon initial contact and subsequently only if there are changes to the information from the initial collection.

As explained in the preceding paragraphs, the information gathered has utility. NOAA will retain control over the information and safeguard it from improper access, modification, and destruction, consistent with NOAA standards for confidentiality, privacy, and electronic information. See response #10 of this Supporting Statement for more information on confidentiality and privacy. The information collection is designed to yield data that meet all 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. <u>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.</u>

NOAA's information requirements are minimal. A questionnaire identical to the paper version is offered on the NOAASIS web site at: http://noaasis.noaa.gov/NOAASIS/ and is available in English, French, Spanish and Portuguese languages at:

http://directreadoutsurvey.noaa.gov/user/survey form english.jsp. The type of respondents to this collection will have Internet access, and the electronic form reduces the respondent's burden. No additional or improved technology has been identified that can further reduce the burden to the respondent.

4. Describe efforts to identify duplication.

The information being collected from respondents is unique and highly relevant to the operation of the Satellite Services Division and its support to other NOAA/NESDIS operations. No other NOAA/NESDIS components are collecting similar information.

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

The burden is minimal on all respondents.

6. <u>Describe the consequences to the Federal program or policy activities if the collection is not conducted or is conducted less frequently.</u>

If this information were not collected, there would be no other source of information which describes the database of NOAA satellite users. Without such information, short-term operational decisions and long-term planning and development would occur without being able to significantly gauge the scientific and monetary impact of such actions on the global user community, which includes other national governments and foreign meteorological agencies, and scientific and educational institutions. The Office of Satellite Processing and Distribution (OSDPD)/Satellite Services Division would be unable to fulfill its reporting requirement to the NOAA. This could eventually impact further reporting to international bodies such as the WMO.

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

The collection is consistent with OMB guidelines.

8. Provide information on 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.

A <u>Federal Register</u> Notice published on January 28, 2008 (72 FR 4840) solicited public comment. No comments were received.

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

No payments or gifts are made.

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

The Freedom of Information Act (5 U.S.C 552) is cited on the survey webpage as the authority for protection of any personal information, which, for this collection, would be only name, mailing address and email address.

Electronic records are protected by a user identification/password. The user identification/password is issued to individuals as authorized, by authorized personnel. There are two such individuals who manage the database.

11. <u>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.</u>

No sensitive questions are asked.

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

We estimate an annualized total of 102 unduplicated respondents and responses. At 10 minutes per response, the annualized hourly burden will be 17 hours.

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).

All respondents complete the form online, and thus there is no recordkeeping or reporting cost.

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

NOAA requires approximately 10 minutes to review and process each questionnaire. Verification of the information in the data base by a GS-7 technician (\$21.67/hour, OPM 2008 mean) costs NOAA \$2,275 per year.

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

Based on responses during the past three years, estimated unduplicated respondents and responses have decreased from 300 to 102. In addition, the time per response has been corrected from 5 minutes to 10 minutes (it was previously 10 minutes, but recorded as 5 minutes in the burden calculation). The net decrease due to these adjustments is 8, from 25 hours to 17.

16. <u>For collections whose results will be published, outline the plans for tabulation and publication.</u>

There is no intention to publicly disseminate or publish the information collected. The intended purpose for collecting the information is to identify our satellite user community and assist NOAA in providing collated satellite operational data services to interested users.

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

N/A.

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

There are no exceptions.

B. COLLECTIONS OF INFORMATION EMPLOYING STATISTICAL METHODS

1. <u>Describe</u> (including a numerical estimate) the potential respondent universe and any sampling or other respondent selection method to be used. Data on the number of entities (e.g. establishments, State and local governmental units, households, or persons) in the universe and the corresponding sample are to be provided in tabular form. The tabulation must also include expected response rates for the collection as a whole. If the collection has been conducted before, provide the actual response rate achieved.

The potential respondent universe is comprised of:

a) NOAA customers/users of NOAA satellite imagery who have purchased ground satellite systems. These systems range from:

Inexpensive units costing less than \$1000 for receiving:

Automatic Picture Transmission (APT) from polar-orbiting satellites and Low Rate Information Transmission (LRIT) imagery and products from geostationary satellites, to:

Systems that cost tens of thousands of dollars capable of receiving:

High Resolution Picture Transmission (HRPT) images from polar orbiting satellites and Geostationary GOES VARiable rate (GVAR) imagery.

b) Manufacturers of these systems.

Some of these customers are local, state and federal government agencies from the United States and around the world.

There is no definitive answer to the size of the respondent universe. It is estimated to be in the thousands. There are 2,860 entries in the database, which spans 7 years. Almost all of the records are unduplicated. There have been 408 new survey respondents in the past four years. The database can provide reports based on the:

- Type of ground system
- The affiliation to a range of groups, examples of which are government meteorological agencies, other government agencies, universities, other secondary schools, military or media
- Customer location.

The table below gives the numbers of each user by affiliation.

Table 1: Summary of Records by Organizational Affiliation

Category	Number of Records*
	Records
Installation by Organizational Affiliation	* Number of Users
Amateur	1,485
Commercial / Business	287
Equipment Software Manufacturer	84
Government Meteorological Organization	174
Other Civil Government	192
Military	94
High, Technical or Elementary Schools	214
University or College	222
Television or Radio Broadcast Station	19
Other	89
TOTAL	2,860

*Note: Record numbers approximate due to minimal duplication.

There are respondents from all parts of the world, though only a few countries in Africa are represented. For those countries with 25 or more users registered: Argentina, China, Mexico, New Zealand, South Africa and Sweden each account for 1%; Brazil, France and the Netherlands, each, 2%; Australia, Germany and Italy, each, 3%; Canada, 5%; United Kingdom, 20% and the U.S., 46%.

2. <u>Describe the procedures for the collection, including: the statistical methodology for stratification and sample selection; the estimation procedure; the degree of accuracy needed for the purpose described in the justification; any unusual problems requiring specialized sampling procedures; and any use of periodic (less frequent than annual) data collection cycles to reduce burden.</u>

In addition to linking those contacting NESDIS to the survey on the Internet, NOAA explains the survey and its purposes, and provides the url, in conferences, meetings and other venues frequented by the target audience of potential respondents. It is estimated that we attend between 2 and 5 events per year, with an attendance of between 40 and 2,000. Although we discuss the survey with potential respondents, we do not actively record data at these events. No periodic survey is used and no sampling techniques are utilized. No attempt is made to contact a fixed number of respondents. No unusual problems have been identified.

3. Describe the methods used to maximize response rates and to deal with nonresponse. The accuracy and reliability of the information collected must be shown to be adequate for the intended uses. For collections based on sampling, a special justification must be provided if they will not yield "reliable" data that can be generalized to the universe studied.

We attempt to maximize response by informing all those who contact NESDIS either directly or by attending an applicable event, of the survey, its location, and its purposes. The audience is made up of those who are likely to have a vested interest in improving the satellite services. The questionnaire is also very brief.

Although at this point we do not have enough knowledge of the respondent universe to judge the representativeness of our sample, it is apparent that there is broad representation throughout the world, with higher percentages of registered users in the more developed countries. Also, providing the opportunity to respond to the questionnaire furthers our knowledge of the universe and also allows us to address stated needs. The primary data fields are: contact information, which types of imagery the respondents are receiving and/or what type of equipment or software is being employed or manufactured. The information collected is used for several purposes:

Respondents provide input on how upcoming NOAA satellite planning, changes in satellite and satellite transponder configuration, spacecraft design and other events (posted on our applicable websites) could affect user ground station configuration.

- 1. We can also gather some input indirectly by referring to the database on how many users have ground stations for different categories of reception.
- 2. We have been able to determine, and provide information to respondents on, how many ground stations exist in foreign countries.
- 3. We have been able to determine whether respondents were aware of a change in a downlink frequency.
- 4. <u>Describe any tests of procedures or methods to be undertaken. Tests are encouraged as effective means to refine collections, but if ten or more test respondents are involved OMB must give prior approval.</u>

N/A.

5. <u>Provide the name and telephone number of individuals consulted on the statistical aspects of the design, and the name of the agency unit, contractor(s), grantee(s), or other person(s) who will actually collect and/or analyze the information for the agency.</u>

Marlin Perkins
Direct Readout Program Manager
301-817-4523
Direct Service Branch
Satellite Services Division
Office of Satellite Data Processing and Distribution
NOAA Environmental Satellite Data and Information Service
National Oceanic and Atmospheric Administration
Department of Commerce

Paul Seymour
Direct Broadcast Program Manager
301-817-4521
Direct Service Branch
Satellite Services Division
Office of Satellite Data Processing and Distribution
NOAA Environmental Satellite Data and Information Service
National Oceanic and Atmospheric Administration
Department of Commerce

NOAASIS

NESDIS Bannei	: with links	to NOA	A and NESDIS
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Information Quicklook Special Bulletins Survey

Organizational Links

National Environmental Satellite, Data, and Information Service (NESDIS)

- Office of Satellite Operations
- Office of Satellite Data Processing and Distribution
- Office of Research and Applications
- Office of Systems Development
- National Climatic Data Center
- National Oceanographic Data Center
- · National Geophysical Data Center

NOAA Satelite Information System

The NOAA

Satellite Information System (NOAASIS) web site is a central location for finding information about NOAA environmental satellites (GOES and POES). Information is provided by various contributors within the National Environmental Satellite, Data, and Information Service (NESDIS) and the external satellite community. This site provides information of particular interest to users who operate their own direct readout receiving stations.

The NOAASIS is operated by the Satellite Services Division, Data Services Branch, within the Office of Satellite Data Processing and Distribution (OSDPD). In addition to providing assistance to the global direct readout community, the Data Services Branch has responsibilities for Search and Rescue Satellite-Aided Tracking (SARSAT) and the GOES and Polar Data Collection Systems (GOES DCS and Argos DCS).

Select from the following:

- Information Gateway: Guide to all satellite information available on this web site.
- Quick Look: Direct access to *limited* navigational and operational information only.
- Special Bulletins: Announcements of satellite operations that may affect the receipt of data.
- LRIT GOES Low-Rate Information Transmission home page
- <u>Survey</u>: HELP NOAA SERVE YOU BETTER! A new on-line user survey is now available. All NOAA satellite ground station operators and data users, worldwide, are invited to complete this short survey.

Site Map | Contact Us

Phone: 301-763-8051 Fax: 301-763-8131

US Department of Commerce - NOAA -

NESDIS

Our Mailing Address:

Satellite Services Division Direct Services Branch, E/SP2 5200 Auth Road Camp Springs, MD 20746 USA Privacy Policy | Disclaimer | Information

Quality http://noaasis.noaa.gov

nttp://noaasis.noaa.gov

Last Modified: 04/25/2008



NOAA Satellite Ground Station Customer Questionnaire

OMB Authorization #0648-0227 expires 31 May 2008

Languages: Spanish French Portuguese

This survey is for any organization or person operating a ground station who receives data from NOAA meteorological and environmental satellites.

NOAA, the operator of Geostationary Operational Environmental Satellites (GOES) and Polar Orbiting Environmental Satellites (POES), maintains a voluntary list of known meteorological satellite receiving stations throughout the world. NOAA will make significant changes to its satellite systems over the next few years and this user list enables NOAA to keep its satellite user community informed.

This survey is designed to help NOAA provide the best service to you. It also assists us in planning and evaluating changes to the next generation of NOAA satellites and in providing limited information to the global meteorological community through the World Meteorological Organization (WMO).

If you have not completed a similar survey for NOAA during the past 12 months or would like to update your previously submitted information, please complete this short survey. We are specifically interested in responses from all users throughout the world who receive meteorological data from NOAA satellites.

All respondents are advised that any information you submit will be treated in accordance with the U.S. Freedom of Information Act. We do not disclose any of your personal information that would constitute an invasion of your personal privacy.

NOAA provides a limited amount of information about the type of station you operate and satellite data you receive to the WMO. NOAA does not provide personal information about you to the WMO.

Thank you for taking the time to complete this survey. Please answer all questions that apply to you and your reception equipment.

Please Note: * Indicates a Required Field

- 1. * Select one user category that best describes your activity:
 - 1a. Other Category:
 - 1b. You've selected, Equipment or Software manufacturer, please check products/services that you make:

APT AHRPT Software

LRPT LRIT Image interpretation services

HRPT GOES GVAR Complete 'turn key' installations

GNCA

2. * What data types do you receive?

Please check all products or services below that apply

APT AHRPT EMWIN

LRPT LRIT Do not know or Not

Applicable

HRPT GVAR GNC-A

3. What is the location of your receiving station antenna?

Not Applicable (no antenna but receive data via the internet, cable, etc.)

LATITUDE*

(Please use DD:MM:SS format; ie 32 degrees, 34 minutes, 3

(Please use DD:MM:SS format; ie 32 degrees, 34 minutes, 3 seconds N would be 32:34:03 N or DD.dddd decimal format; ie

LONGITUDE * 32.5675 degrees N would be 32.5675 N)

ELEVATION

4. User Information (Please Note: * Indicates a Required Field)

Name (Last,

First)

Title

Organization

Division

Country *

Street

Address ⁷

City/Town*

State/

Province*

Postal/ZIP

Code *

Telephone

FAX

NOAA page banner

OMB Reporting Requirements

Public reporting burden for this collection of information is estimated to average 10 minutes per response, including the time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, and completing and reviewing the 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 NOAA/NESDIS E/SP3, 5200 Auth Road, Suitland, MD 20746-4304. NOAA may not conduct, nor are you required to respond to, this collection of information unless a currently valid OMB control number appears on this form.

enforceable under PACA regulations and PACA's claim settlement process. According to Mr. Frazier, in settling a claim, PACA will uphold actions taken by a signatory or a signatory's representative (collectively "signatory") to comply with the Agreement to the extent that the sales contract for the transaction at issue establishes that the sale is subject to the terms of the Agreement. In other words, if, prior to making the sale, the signatory, or the Selling Agent acting on behalf of the signatory through a contractual arrangement, informs the customer that the sale is subject to the terms of the Agreement and identifies those terms, PACA will recognize the identified terms of the Agreement as integral to the sales contract. In particular, signatories should inform their customers that their contractual agreement to allow defect claim adjustments is limited in accordance with the Agreement, including:

- Claims for adjustments must be supported by an unrestricted USDA inspection called for no more than six hours from the time of arrival at the receiver and performed in a timely fashion thereafter.
- The USDA inspection must find that the condition defects exceed the thresholds outlined in Appendix D above.
- Any price adjustments will be limited to the actual percentage of condition defects as documented by a USDA inspection certificate.
- The price adjustments will be limited to actual destruction costs, the allocated freight expense, and salvaging and reconditioning expenses calculated in accordance with Appendix D above.
- The customer may not resell any defective tomatoes. Instead, they must be destroyed, returned or donated to a non-profit food bank. Signatories should provide a copy of the Agreement to any customer which may be unfamiliar with its terms or which has questions about those terms.

The process by which a signatory could provide evidence to PACA that its sales contracts were made subject to the terms of the Agreement including, in particular, those terms listed above is outlined below.

- The signatory should maintain written documentation demonstrating that it had informed its customers and the customers accepted that the sales were subject to the terms of the Agreement prior to issuing the invoice. A signed contract to that effect would be the best evidence of that fact; however, a purchase by the customer after being informed of the relevance of the Agreement is evidence of acceptance.
- The signatory should send letters to its customers via registered mail, return receipt requested, informing the customers that, as a signatory to the Agreement, all of the signatory's sales are subject to the terms of the Agreement and that, by purchasing from them, the buyer agrees to those terms. The letter should also indicate that the signatory's sales personnel do not have authority to alter the terms of the Agreement.
- In addition, the signatory should include a statement on its order confirmation sheets that its contract with the buyer is subject to the terms of the Agreement as detailed in the signatory's "pre-season" letter and maintain a copy of the order confirmations and fax

receipts demonstrating that they were sent to the customer prior to making the sale. If the sale is to a first-time purchaser that did not receive a "pre-season" letter, a letter should be supplied to the buyer prior to making a sale.

• The signatory should instruct its sales personnel to inform customers making purchases by telephone or at the loading dock that the sale is subject to the terms of the Agreement and its restrictions on price adjustments and, by purchasing from them, the buyer agrees to those terms. In fact, the sales personnel should provide a copy of the letter to the customer and, ideally, have the customer acknowledge receipt of the letter, in writing, prior to making the sale. Such an established practice will help to ensure that even new customers are informed properly of the terms of sale prior to completing a contract.

PACA does not require any one particular form of written documentation but USDA officials have confirmed that, if signatories maintain written evidence demonstrating that their customers were informed that their sales were made subject to the terms of the Agreement prior to sale, PACA will recognize those terms as part of the sales contract.

[FR Doc. E8–1442 Filed 1–25–08; 8:45 am] BILLING CODE 3510–DS–P

DEPARTMENT OF COMMERCE

National Oceanic and Atmospheric Administration

Proposed Information Collection; Comment Request; NOAA Satellite Groundstation Customer Questionnaire

AGENCY: National Oceanic and Atmospheric Administration (NOAA), Department of Commerce.

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.

DATES: Written comments must be submitted on or before March 28, 2008.

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 the Internet at dHynek@doc.gov).

FOR FURTHER INFORMATION CONTACT:

Requests for additional information or copies of the information collection instrument and instructions should be directed to Paul Seymour, 301–763–

8051, extension 109 or paul.seymour@noaa.gov.

SUPPLEMENTARY INFORMATION:

I. Abstract

NOAA requests people who operate ground receiving stations that receive data from NOAA satellites to complete a questionnaire about the types of data received, its use, the equipment involved, and similar subjects. The data obtained are used by NOAA for short-term operations and long-term planning.

II. Method of Collection

The information is collected via an online questionnaire.

III. Data

OMB Number: 0648–0227. Form Number: None. Type of Review: Regular submission.

Affected Public: Not-for-profit institutions, business or other for-profit organizations, Individuals or households, Federal Government, and State, Local or Tribal Government.

Estimated Number of Respondents: 300.

Estimated Time Per Response: 5 minutes.

Estimated Total Annual Burden Hours: 25.

Estimated Total Annual Cost to Public: \$0 in capital and recordkeeping/reporting costs.

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 shall have 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 burden of the collection of information on respondents, including 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: January 22, 2008.

Gwellnar Banks,

Management Analyst, Office of the Chief Information Officer.

[FR Doc. E8–1408 Filed 1–25–08; 8:45 am] BILLING CODE 3510–HR–P