

**DEPARTMENT OF HOMELAND SECURITY****Transportation Security Administration**

[Docket No. TSA-2003-14610]

**Intent To Request Renewal From OMB of One Current Public Collection of Information: Security Threat Assessment for Individuals Applying for a Hazardous Materials Endorsement for a Commercial Drivers License****AGENCY:** Transportation Security Administration, DHS.**ACTION:** 60-Day notice.

**SUMMARY:** The Transportation Security Administration (TSA) invites public comment on one currently approved Information Collection Request (ICR), Office of Management and Budget (OMB) control number 1652-0027, abstracted below that we will submit to OMB for renewal in compliance with the Paperwork Reduction Act (PRA). The ICR describes the nature of the information collection and its expected burden. The collection involves applicant submission of biometric and biographic information for TSA's security threat assessment in order to obtain the hazardous materials endorsement (HME) on a commercial drivers license (CDL) issued by the U.S. States and the District of Columbia.

**DATES:** Send your comments by December 21, 2012.

**ADDRESSES:** Comments may be emailed to [TSAPRA@dhs.gov](mailto:TSAPRA@dhs.gov) or delivered to the TSA PRA Officer, Office of Information Technology (OIT), TSA-11, Transportation Security Administration, 601 South 12th Street, Arlington, VA 20598-6011.

**FOR FURTHER INFORMATION CONTACT:** Susan Perkins at the above address, or by telephone (571) 227-3398.

**SUPPLEMENTARY INFORMATION:****Comments Invited**

In accordance with the Paperwork Reduction Act of 1995 (44 U.S.C. 3501 *et seq.*), an agency may not conduct or sponsor, and a person is not required to respond to, a collection of information unless it displays a valid OMB control number. The ICR documentation is available at [www.reginfo.gov](http://www.reginfo.gov). Therefore, in preparation for OMB review and approval of the following information collection, TSA is inviting comments to—

(1) Evaluate whether the proposed information requirement is necessary for the proper performance of the functions of the agency, including whether the information will have practical utility;

(2) Evaluate the accuracy of the agency's estimate of the burden;

(3) Enhance the quality, utility, and clarity of the information to be collected; and

(4) Minimize the burden of the collection of information on those who are to respond, including using appropriate automated, electronic, mechanical, or other technological collection techniques or other forms of information technology.

**Information Collection Requirement**

*OMB Control Number 1652-0027; Security Threat Assessment for Individuals Applying for a Hazardous Materials Endorsement for a Commercial Drivers License, 49 CFR part 1572.* TSA is requesting renewal of the currently approved ICR with minor changes. This collection supports the implementation of section 1012 of the USA PATRIOT Act (Pub. L. 107-56, 115 Stat. 272, 396, Oct. 26, 2001), which mandates that no State or the District of Columbia may issue a HME on a CDL unless TSA has first determined the driver is not a threat to transportation security. On November 24, 2004, TSA published the final rule in the **Federal Register** (69 FR 68720), codified at 49 CFR part 1572, that describes the procedures, standards, and eligibility criteria for security threat assessments on individuals seeking to obtain, renew, or transfer a HME on a CDL. TSA subsequently amended the rule on January 25, 2007 (72 FR 3492). In order to conduct the security threat assessment, States (or TSA's agent in States that elect to have TSA perform the collection of information) must collect information in addition to that already collected for the purpose of HME applications, which will occur once approximately every five years. The driver is required to submit an application that includes personal biographic information (for instance, height, weight, eye and hair color, date of birth); information concerning legal status, mental health defects history, and criminal history; as well as fingerprints. TSA is amending the application to collect optional minor additional information, such as U.S. Department of State forms showing birth abroad to U.S. citizens and U.S. passport number. This information helps the applicant prove U.S. citizenship even though the applicant was born abroad. Also, the application will ask the applicant to state whether he is a new applicant, or is applying to renew or transfer the HME. This will enable the program to better understand and forecast driver retention, transfer rate, and drop-rate to help improve

customer service, reduce program costs, and provide comparability with other Federal background checks, including the Transportation Workers Identification Credential (TWIC). TSA is removing items concerning military service. In addition, the rule (49 CFR part 1572) requires States to maintain a copy of the driver application for a period of one year.

These changes should reduce the burden on applicants, States, and TSA. By receiving this information during the application process, requests for additional information or documentation will be reduced during the post-adjudication process.

From 2012 through 2014, TSA estimates respondent drivers will spend approximately 2.9 million hours on the application and background check process. TSA estimates an annualized 295,000 respondents will apply for an HME, and that the application and background check process will involve 960,000 annualized hours. TSA estimates the total costs to respondent drivers will be \$77.9 million over the three-year period (\$25 million annualized).

Issued in Arlington, Virginia, on October 12, 2012.

**Susan Perkins,**

*Paperwork Reduction Act Officer, Office of Information Technology.*

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**BILLING CODE 9110-05-P**

**DEPARTMENT OF HOMELAND SECURITY****U.S. Customs and Border Protection****Agency Information Collection Activities: Regulations Relating to Recordation and Enforcement of Trademarks and Copyrights**

**AGENCY:** U.S. Customs and Border Protection, Department of Homeland Security.

**ACTION:** 60-Day Notice and request for comments; Extension of an existing collection of information.

**SUMMARY:** As part of its continuing effort to reduce paperwork and respondent burden, CBP invites the general public and other Federal agencies to comment on an information collection requirement concerning the: Regulations Relating to Recordation and Enforcement of Trademarks and Copyrights (Part 133 of the CBP Regulations). This request for comment is being made pursuant to the Paperwork Reduction Act of 1995 (Pub. L. 104-13).