



**DEPARTMENT OF HOMELAND SECURITY**

**U.S. Customs and Border Protection**

**[1651-0076]**

**Agency Information Collection Activities:**

**Customs and Border Protection Recordkeeping Requirements**

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

**ACTION:** 30-Day notice and request for comments; Extension of an existing collection of information.

**SUMMARY:** U.S. Customs and Border Protection (CBP) of the Department of Homeland Security will be submitting the following information collection request to the Office of Management and Budget (OMB) for review and approval in accordance with the Paperwork Reduction Act: Customs and Border Protection (CBP) Recordkeeping Requirements. This is a proposed extension of recordkeeping requirements that were previously approved. CBP is proposing these requirements be extended with no change to the burden hours or to the recordkeeping required. This document is published to obtain comments from the public and affected agencies.

**DATES:** Written comments should be received on or before **[INSERT DATE 30 DAYS AFTER DATE OF PUBLICATION IN THE FEDERAL REGISTER]** to be assured of consideration.

**ADDRESSES:** Interested persons are invited to submit written comments on this proposed information collection to the Office of Information and Regulatory Affairs,

Office of Management and Budget. Comments should be addressed to the OMB Desk Officer for Customs and Border Protection, Department of Homeland Security, and sent via electronic mail to [oir\\_submission@omb.eop.gov](mailto:oir_submission@omb.eop.gov) or faxed to (202) 395-5806.

**FOR FURTHER INFORMATION CONTACT:** Requests for additional information should be directed to Tracey Denning, U.S. Customs and Border Protection, Regulations and Rulings, Office of International Trade, 90 K Street, NE, 10<sup>th</sup> Floor, Washington, D.C. 20229-1177, at 202-325-0265.

**SUPPLEMENTARY INFORMATION:** This proposed information collection was previously published in the **Federal Register** (80 FR 46995) on August 6, 2015, allowing for a 60-day comment period. This notice allows for an additional 30 days for public comments. This process is conducted in accordance with 5 CFR 1320.10. CBP invites the general public and other Federal agencies to comment on proposed and/or continuing information collections pursuant to the Paperwork Reduction Act of 1995 (Public Law 104-13; 44 U.S.C. 3507). The comments should address: (a) Whether the 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 estimates of the burden of the collection of information; (c) ways to enhance the quality, utility, and clarity of the information to be collected; (d) ways to minimize the burden, including the use of automated collection techniques or the use of other forms of information technology; and (e) the annual costs to respondents or recordkeepers from the collection of information (total capital/startup costs and operations and maintenance costs). The comments that are submitted will be summarized and included in the CBP request for OMB approval. All

comments will become a matter of public record. In this document, CBP is soliciting comments concerning the following information collection:

**Title:** CBP Recordkeeping Requirements

**OMB Number:** 1651-0076

**Abstract:** The North American Free Trade Agreement Implementation Act, Title VI, known as the Customs Modernization Act (Mod Act) amended title 19 U.S.C. 1508, 1509 and 1510 by revising Customs and Border Protection (CBP) laws related to recordkeeping, examination of books and witnesses, regulatory audit procedures and judicial enforcement. Specifically, the Mod Act expanded the list of parties subject to CBP recordkeeping requirements; distinguished between records which pertain to the entry of merchandise and financial records needed to substantiate the correctness of information contained in entry documentation; and identified a list of records which must be maintained and produced upon request by CBP. The information and records are used by CBP to verify the accuracy of the claims made on the entry documents regarding the tariff status of imported merchandise, admissibility, classification/nomenclature, value and rate of duty applicable to the entered goods. The CBP recordkeeping requirements are provided for by 19 CFR 163 and instructions are available at:

<http://www.cbp.gov/document/publications/recordkeeping>.

**Current Actions:** CBP proposes to extend the expiration date of this information collection with no change to the burden hours or to the recordkeeping requirements. In order to more accurately reflect these requirements, CBP proposes to change the name of this information collection from Customs Modernization Act Recordkeeping Requirements to CBP Recordkeeping Requirements.

**Type of Review:** Extension (without change)

**Affected Public:** Businesses

**Estimated Number of Recordkeepers:** 5,459

**Estimated Annual Time per Recordkeeper:** 1,040 hours

**Estimated Annual Burden Hours:** 5,677,360

Dated: October 29, 2015,

Tracey Denning,

Agency Clearance Officer,

U.S. Customs and Border Protection.

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