



DEPARTMENT OF JUSTICE

[OMB Number 1140-0015]

Agency Information Collection Activities; Proposed eCollection eComments Requested;

Application for Tax Exempt Transfer and Registration of Firearm – ATF Form 5 (5320.5)

AGENCY: Bureau of Alcohol, Tobacco, Firearms and Explosives, Department of Justice.

ACTION: 30-day notice.

SUMMARY: The Department of Justice (DOJ), Bureau of Alcohol, Tobacco, Firearms and Explosives (ATF), 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 of 1995. The proposed information collection was previously published in the Federal Register on April 17, 2023, allowing a 60-day comment period.

DATES: Comments are encouraged and will be accepted for 30 days until [INSERT DATE 30 DAYS AFTER DATE OF PUBLICATION IN THE FEDERAL REGISTER].

FOR FURTHER INFORMATION CONTACT: If you have comments especially on the estimated public burden or associated response time, suggestions, or need a copy of the proposed information collection instrument with instructions or additional information, please contact: Connor Brandt, National Firearms Act Division either by mail at 244 Needy Road, Martinsburg, WV 25405, by email at nfaombcomments@atf.gov, or by telephone at 304-616-3175.

SUPPLEMENTARY INFORMATION: Written comments and suggestions from the public and affected agencies concerning the proposed collection of information are encouraged. Your comments should address one or more of the following four points:

- Evaluate whether the proposed collection of information is necessary for the proper performance of the functions of the agency, including whether the information will have practical utility;

- Evaluate the accuracy of the agency’s estimate of the burden of the proposed collection of information, including the validity of the methodology and assumptions used;
- Enhance the quality, utility, and clarity of the information to be collected; and/or
- Minimize the burden of the collection of information on those who are to respond, including through the use of appropriate automated, electronic, mechanical, or other technological collection techniques or other forms of information technology, e.g., permitting electronic submission of responses.

Written comments and recommendations for this information collection should be submitted within 30 days of the publication of this notice on the following website www.reginfo.gov/public/do/PRAMain. Find this particular information collection by selecting “Currently under 30-day Review—Open for Public Comments” or by using the search function and entering either the title of the information collection or the OMB Control Number 1140-0015. This information collection request may be viewed at www.reginfo.gov. Follow the instructions to view Department of Justice, information collections currently under review by OMB.

DOJ seeks PRA authorization for this information collection for three (3) years. OMB authorization for an ICR cannot be for more than three (3) years without renewal. The DOJ notes that information collection requirements submitted to the OMB for existing ICRs receive a month-to-month extension while they undergo review.

Overview of this information collection:

1. *Type of Information Collection:* Revision of a previously approved collection.
2. *Title of the Form/Collection:* Application for Tax Exempt Transfer and Registration of Firearm.
3. *Agency form number*, if any, and the applicable component of the Department of Justice sponsoring the collection: ATF Form 5 (5320.5).

Component: Bureau of Alcohol, Tobacco, Firearms and Explosives, U.S. Department of Justice.

4. *Affected public who will be asked or required to respond, as well as a brief abstract:*

Affected Public: State, local and tribal governments, individuals or households, Private Sector-for or not for profit institutions, Federal Government, Farms.

Abstract: The Application for Tax Paid Transfer and Registration of Firearm – ATF Form 4 (5320.4) must be completed to obtain permission to transfer and register a National Firearms Act (NFA) firearm. There is a tax of \$5 or \$200 on the transfer of an NFA firearm. The information collection (IC) OMB 1140-0015 (Application for Tax Exempt Transfer and Registration of Firearm – ATF Form 5 (5320.5)) is being revised to include additional questions and grammar changes.

5. **Obligation to Respond:** The obligation to respond is Mandatory. The statutory requirements are implemented in title 27, Code of Federal Regulations, part 479.
6. **Total Estimated Number of Respondents:** 10,591.
7. **Estimated Time per Respondent:** .5052 hours (30.309 minutes).
8. **Frequency:** Once a year.
9. **Total Estimated Annual Time Burden:** 5,350 hours.
10. **Total Estimated Annual Other Costs Burden:** \$33,150.

If additional information is required, contact: Darwin Arceo, Department Clearance Officer, Policy and Planning Staff, Justice Management Division, United States Department of Justice, Two Constitution Square, 145 N Street NE, 4W-218 Washington, DC 20530.

Dated: June 16, 2023.

Darwin Arceo,

Department Clearance Officer for PRA,

U.S. Department of Justice.