



**DEPARTMENT OF JUSTICE**

**Bureau of Alcohol, Tobacco, Firearms and Explosives**

**[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 submit 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.

**DATES:** The proposed information collection was previously published in the *Federal Register*, on April 25, 2019, allowing for a 60-day comment period. Comments are encouraged and will be accepted for an additional 30 days until **[INSERT DATE 30 DAYS AFTER DATE OF PUBLICATION IN THE FEDERAL REGISTER]**.

**FOR FURTHER INFORMATION CONTACT:** If you have additional comments, particularly with respect to the estimated public burden or associated response time, have suggestions, need a copy of the proposed information collection instrument with instructions, or desire any other additional information, please contact: James Chancey, National Firearms Act Division either by mail at 244

Needy Road, Martinsburg, WV 25405, by email at [nfaombcomments@atf.gov](mailto:nfaombcomments@atf.gov), or by telephone at 304-616-4500. Written comments and/or suggestions can also be directed to the Office of Management and Budget, Office of Information and Regulatory Affairs, Attention Department of Justice Desk Officer, Washington, DC 20503 or sent to [OIRA\\_submissions@omb.eop.gov](mailto:OIRA_submissions@omb.eop.gov).

**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;
- Evaluate whether and if so how the quality, utility, and clarity of the information to be collected can be enhanced; and
- 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.

Overview of this information collection:

- (1) *Type of Information Collection:* Revision of a currently approved collection.
- (2) *The Title of the Form/Collection:* Application for Tax Exempt Transfer and Registration of Firearm.
- (3) *The agency form number, if any, and the applicable component of the Department sponsoring the collection:*

Form number: 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:*

Primary: Federal Government and State, Local or Tribal Government.

Other: Individuals or households, Business or other for-profit, Not-for-profit institutions, and Farms.

Abstract: The ATF Form 5 (5320.5) is required for a person with a registered National Firearms Act (NFA)(Title 26, United States Code, Chapter 53) firearm to apply for permission to transfer and register an NFA firearm. The statutory requirements are implemented in Title 27, Code of Federal Regulations, Part 479. Approval of the application effectuates the

registration of a firearm to the transferee. The transferee claims an exemption from the transfer tax by filing this application.

- (5) *An estimate of the total number of respondents and the amount of time estimated for an average respondent to respond:* An estimated 10,591 respondents will utilize the form, and it will take each respondent approximately 30.309 minutes to complete their responses.
- (6) *An estimate of the total public burden (in hours) associated with the collection:* The estimated annual public burden associated with this collection is 5,350 hours, which is equal to 10,591 (# of respondents) \* 1 (# of responses per respondents) \* .5052 hours (30.309 minutes).

If additional information is required contact: Melody Braswell, Department Clearance Officer, United States Department of Justice, Justice Management Division, Policy and Planning Staff, Two Constitution Square, 145 N Street NE, 3E.405A, Washington, DC 20530.

Dated: June 20, 2019.

**Melody Braswell,**

*Department Clearance Officer for PRA,*

*U.S. Department of Justice.*

**Billing Code: 4410-14**

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