

Revisions to This Information Collection

As part of this ICR renewal, ATF is making no revisions to this information collection, OMB 1140–0028. However, ATF has revised the title of the ICR from “Inventories: Licensed Explosives Importers, Manufacturers, Dealers, and Permittees” to “Explosives Licensee/Permittee Inventories” for plain writing purposes and to make it shorter. In addition, the number of annual respondents has decreased since the last renewal—from 9,219 in 2023 to 9,130 in 2026—a drop of 89 respondents. This resulted in a corresponding decrease in the total annual burden hours, from 18,438 to 18,260, a difference of 178 hours.

Dated: October 26, 2026.

Darwin Arceo,

Department Clearance Officer for PRA, U.S. Department of Justice.

[FR Doc. 2026–22013 Filed 10–27–26; 8:45 am]

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DEPARTMENT OF JUSTICE

[OMB 1140–0072]

Agency Information Collection Activities; Proposed Collection; Comments Requested; Revising a Previously Approved Collection Explosives Employee Possessor Questionnaire (EPQ)—ATF Form 5400.28

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

ACTION: 60-Day notice.

SUMMARY: The Department of Justice (DOJ), Bureau of Alcohol, Tobacco, Firearms, and Explosives (ATF), will be submitting the following information collection request (ICR) to the Office of Management and Budget (OMB) for review and approval in accordance with the Paperwork Reduction Act of 1995.

DATES: ATF encourages comments on this information collection. You may submit written comments until midnight on December 28, 2026.

ADDRESSES: Submit written comments and recommendations for this information collection, especially on the estimated public burden or associated response time, to Shawn Stevens, Federal Explosives Licensing Center, by email to FELC@atf.gov, or by mail to Federal Explosives Licensing Center (ATF–FELC); 244 Needy Road; Martinsburg, WV 25405. Identify

comments by the OMB control number 1140–0072. You may view the proposed information collection instrument online at <https://www.atf.gov/rules-and-regulations/federal-register-actions/forms-and-information-collection>.

FOR FURTHER INFORMATION CONTACT: If you have questions or need a copy of the proposed information collection instrument with instructions or additional information, contact Shawn Stevens, Federal Explosives Licensing Center, by email at FELC@atf.gov, or by telephone at 877.283.3352. If you require additional information on DOJ’s ICR process for this renewal request, contact Darwin Arceo, Department Clearance Officer; United States Department of Justice; Justice Management Division, Enterprise Portfolio Management; Two Constitution Square, 145 N Street NE; 4W–218; Washington, DC.

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

- Evaluate whether the proposed information collection is necessary to properly perform ATF’s functions, including whether the information will have practical utility;
- Evaluate the agency’s estimate of the proposed information collection’s burden for accuracy, including validity of the methodology and assumptions used;
- Evaluate whether the quality, utility, and clarity of the information being collected can be enhanced, and if so, how; and
- Minimize the information collection’s burden on those who are to respond, including using appropriate automated, electronic, mechanical, or other technological collection techniques or other forms of information technology, *e.g.*, permitting people to submit electronic responses.

Overview of This Information Collection

Abstract: Title XI of the Organized Crime Control Act of 1970 (the Act) and its implementing regulations at 27 CFR part 555 require that persons who want to engage in the business of manufacturing, importing, or dealing in explosives, or using them, must file an application with ATF for an explosives license/permit. This requirement also mandates that the applicant include

specific information about responsible persons (RPs) and other employees who are authorized to handle explosives in the course of their duties (employee possessors, EPs). Further, 18 U.S.C. 843(h) requires ATF to conduct background checks on the applicant and any RPs and EPs. These requirements help ensure compliance with the provisions of 18 U.S.C. 842(i), which prohibits certain persons from possessing explosive materials. This information collection covers the requirement to submit information on EPs. All persons holding ATF explosives licenses/permits must report to ATF identifying information about their EPs and any subsequent changes to their EPs. ATF’s regulations establish that applicants must use ATF Form 5400.28, Explosives Employee Possessor Questionnaire (EPQ) for this purpose. Doing so helps ensure that respondents provide all the necessary information to conduct the EP background checks and ensure they are not prohibited from operations involving explosives.

Type of information collection: revising a previously approved collection.

Title of the form/collection: Explosives Employee Possessor Questionnaire (EPQ).

Agency form number, if any, and the applicable component of the Department sponsoring the collection: Form number: ATF Form 5400.28. Component: Bureau of Alcohol, Tobacco, Firearms, and Explosives.

Affected public who will be asked or required to respond, as well as the obligation to respond: Affected public: business or other for-profit, individuals or households. **Obligation to respond:** required to obtain a benefit.

Estimate of the total number of respondents and the amount of time estimated for an average respondent to respond: There are an estimated 80,661 respondents associated with this collection per year, and it will take each respondent an average of approximately 20 minutes (0.33 hours) per response to complete their responses.

Estimate of the total annual burden (in hours) associated with the collection: The estimated annual public burden associated with this collection is 26,860 hours, which is equal to 80,661 (total respondents) * 1 (# of responses per respondent) * 0.33 hours.

Estimate of the total annual other cost burden associated with the collection, if applicable: 0; there are no costs.

ESTIMATED TOTAL HOURLY BURDEN

Activity	Number of respondents	Frequency	Total annual responses	Time per response (hours)	Total annual burden (hours)
Completing application	80,661	1	80,661	0.33	26,860

Revisions to This Information Collection

As part of this ICR renewal, ATF is making a minor change to the title of the IC to align with the way ATF and industry have been referring to it, from “List of Responsible Persons” to “Explosives Responsible Person Questionnaire (RPQ).” ATF has also updated the digitally fillable and signable form to include an email address and instructions for submitting electronically, and made minor plain writing edits throughout. Finally, the number of respondents has decreased during the past three years, from 83,125 in 2023 to 80,661 now, a decrease of 2,464 respondents. The decrease in respondents resulted in a corresponding decrease in the total annual burden hours, from 27,708 to 26,860, a decrease of 848 hours.

Dated: October 26, 2026.

Darwin Arceo,

Department Clearance Officer for PRA, U.S. Department of Justice.

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DEPARTMENT OF JUSTICE

[OMB 1140–0098]

Agency Information Collection Activities; Proposed Collection; Comments Requested; Revising a Previously Approved Collection Title—Prevent All Cigarette Trafficking (PACT) Act Registration Form—ATF Form 5070.1

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

ACTION: 60-Day notice.

SUMMARY: The Department of Justice (DOJ), Bureau of Alcohol, Tobacco, Firearms, and Explosives (ATF), will be submitting the following information collection request (ICR) to the Office of Management and Budget (OMB) for review and approval in accordance with the Paperwork Reduction Act of 1995.

DATES: ATF encourages comments on this information collection. You may submit written comments until midnight on December 28, 2026.

ADDRESSES: Submit written comments and recommendations for this information collection, especially on the estimated public burden or associated response time, to Moliki Alexander, National Firearms Trafficking Center, by email to ATEBmailbox@atf.gov, or by mail to National Firearms Trafficking Center, Mailstop 8.E–406; 99 New York Ave NE; Washington, DC 20226. Identify comments by the OMB control number 1140–0098. You may view the proposed information collection instrument online at <https://www.atf.gov/rules-and-regulations/federal-register-actions/forms-and-information-collection>.

FOR FURTHER INFORMATION CONTACT: If you have questions or need a copy of the proposed information collection instrument with instructions or additional information, contact Moliki Alexander, either by mail at National Firearms Trafficking Center; 99 New York Ave NE; Washington, DC 20226, by email at ATEBmailbox@atf.gov, or by telephone at 202–648–7720. If you require additional information on DOJ’s ICR process for this renewal request, contact Darwin Arceo, Department Clearance Officer; United States Department of Justice; Justice Management Division, Enterprise Portfolio Management; Two Constitution Square, 145 N Street NE; 4W–218; Washington, DC.

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

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- Evaluate the agency’s estimate of the proposed information collection’s burden for accuracy, including validity of the methodology and assumptions used;
- Evaluate whether the quality, utility, and clarity of the information being collected can be enhanced, and if so, how; and
- Minimize the information collection’s burden on those who are to respond,

including using appropriate automated, electronic, mechanical, or other technological collection techniques or other forms of information technology, *e.g.*, permitting people to submit electronic responses.

Overview of This Information Collection

Abstract: The Prevent All Cigarette Trafficking Act of 2009 (15 U.S.C. 375–378, 18 U.S.C. 1716E) requires any person who sells, transfers, or ships for profit cigarettes or smokeless tobacco in interstate commerce to register with the Attorney General of the United States (delegated to ATF) and the state tax administrators of the states to which the person ships the tobacco products or in which the person advertises or offers them. Persons who sell these products must report sales into the jurisdictions, and if they engage in delivery sales, they must comply with state and local tax laws. In 2021, electronic nicotine delivery systems (ENDS) became subject to regulation under the PACT Act through the Preventing Online Sales of E-Cigarettes to Children Act. This act expanded the definition of a ‘cigarette’ within the PACT Act to include “any electronic device that, through an aerosolized solution, delivers nicotine, flavor, or any other substance to the user inhaling from the device.” Respondents use ATF Form 5070.1, Prevent All Cigarette Trafficking (PACT) Act Registration Form, to comply with the federal registration requirements. ATF uses the collected information to register applicants and to create and maintain a PACT Act registration database for registrants and a database for the unregistered/non-compliant delivery sellers. The non-compliant list is available to the attorneys general and tax administrators of each state, common carriers, and other persons the Attorney General deems appropriate.

Type of information collection: revising a previously approved collection.

Title of the form/collection: Prevent All Cigarette Trafficking (PACT) Act Registration Form.

Agency form number, if any, and the applicable component of the Department sponsoring the collection: Form number: ATF Form 5070.1.