

Dated: January 23, 2002.

**Faryar Shirzad,**

*Assistant Secretary for Import Administration.*

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## DEPARTMENT OF DEFENSE

### Office of the Secretary

#### Proposed Collection; Comment Requested

**AGENCY:** Office of the Under Secretary of Defense (Personnel and Readiness).

**ACTION:** Notice.

In compliance with section 3506(c)(2)(A) of the Paperwork Reduction Act of 1995, the Office of the Under Secretary of Defense (Personnel and Readiness) announces the following proposed reinstatement of a public information collection and seeks public comment on the provisions thereof. Comments are invited on: (a) Whether the proposed 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 estimate of burden of the proposed information collection; (c) ways to enhance the quality, utility, and clarity of the information to be collected; and (d) ways to minimize the burden of the information collection on respondents, including through the use of automated collection techniques or other forms of information technology.

**DATES:** Consideration will be given to all comments received March 31, 2003.

**ADDRESSES:** Written comments and recommendations on the proposed information collection should be sent to the Office of the Under Secretary of Defense (Personnel and Readiness) (Program Integration) Legal Policy, ATTN: Lt Col Patrick Lindemann, 4000 Defense Pentagon, Washington, DC 20301-4000.

**FOR FURTHER INFORMATION CONTACT:** To request more information on this proposed information collection or to obtain a copy of the proposal and associated collection instruments, please write to the above address or call at (703) 697-3387.

*Title, Associated Form, and OMB Control Number:* Application for Correction of Military Record Under the Provisions of Title 10, U.S. Code, Section 1552, DD Form 149, OMB Control Number 0704-0003.

*Needs and Uses:* This information collection requirement is necessary for all Service personnel (current and

former servicemembers) to apply to their respective Boards for Correction of Military Records (BCMR) for a correction of their military records under Title 10, United States Code Section 1552. The BCMRs of the Services are the highest administration boards and appellate review authorities in the Services for the resolution of military personnel disputes. The Service Secretaries, acting through the BCMRs, are empowered with broad powers and are duty bound to correct records if an error or injustice exists. The range of issues includes, but is not limited to, awards, clemency petitions (of court-martial sentences), disabilities, evaluation reports, home of record, memoranda of reprimands, promotions, retirements, separations, survivor benefit plans, and titling decisions by law enforcement authorities.

Information collection is needed to provide current and former servicemembers with a method through which to request correction of a military record, and to provide the Services with the basic data needed to process the request.

*Affected Public:* Individuals or households.

*Annual Burden Hours:* 14,000.

*Number of Respondents:* 28,000.

*Responses Per Respondent:* 1.

*Average Burden Per Response:* 30 minutes.

*Frequency:* On Occasion.

#### SUPPLEMENTARY INFORMATION:

##### Summary of Information Collection

The respondents for this information collection are current and former servicemembers requesting correction to their military records. The servicemember submits to the respective Board for Correction of Military Records (BCMR) a DD Form 149, "application for Correction of Military Record Under the provisions of Title 10, U.S. Code Section 1552." The information from the DD Form 149 is used by the respective Service Boards for Correction of Military Records in processing the applicant's request authorized under Title 10 U.S.C. 1552. The DD Form 149 was devised to standardize applications to the BCMRs. This information is used to identify and secure the appropriate official military and medical records from the appropriate records storage facilities. Information on the form is used by the BCMRs to identify the issues and arguments raised by applicants, identify any counsel representing applicants, and determine if the applicants filed their petitions within the three-year statute of limitations established by Congress.

Dated: January 22, 2003.

**Patricia L. Toppings,**

*Alternate OSD Federal Register Liaison Officer, Department of Defense.*

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## DEPARTMENT OF DEFENSE

### Office of the Secretary

#### Submission for OMB Review; Comment Request

**ACTION:** Notice.

The Department of Defense will submit to OMB for emergency processing, the following proposal for collection of information under the provisions of the Paperwork Reduction Act (44 U.S.C. Chapter 35).

**DATES:** Consideration will be given to all comments received by February 10, 2003.

*Title, Applicable Form, and OMB Number:* Application for Department of Defense Impact Aid for Children with Severe Disabilities; SD Form 816 and SD Form 816C; OMB Number 0704—[To be Determined].

*Type of Request:* New Collection; Emergency processing requested with a shortened public comment period of ten days. An approval date by February 28, 2003, has been requested.

*Number of Respondents:* 50.

*Responses Per Respondent:* 1.

*Annual Responses:* 50.

*Average Burden Per Response:* 8 hours.

*Annual Burden Hours:* 400.

*Needs and Uses:* Department of Defense funds are authorized for local educational agencies (LEAs) that educate military dependent students with severe disabilities and meet certain criteria. Eligible LEAs are determined by their responses to the U.S. Department of Education (ED) from information they submitted on children with disabilities, when they completed the Impact Program form for the Department of Education. This new application will be requested of LEAs who educate military dependent students with disabilities, who have been deemed eligible for the U.S. Department of Education Impact Aid program, to determine if they meet the criteria to receive additional funds from the Department of Defense due to high special education costs of the military dependents with severe disabilities that they serve.

*Affected Public:* State, Local or Tribal Government.

*Frequency:* On occasion.

*Respondent's Obligation:* Required to obtain or retain benefits.