United States
CONSUMER PRODUCT SAFETY COMMISSION
Washington, D.C. 20207

BALLOT VOTE SHEET

DATE: FEB 25 1997

TO : The Commission
Sadye E. Dunn, Secretary

FROM : Eric A. Rubel, General Counsel
Steve Lemberg, Assistant General Counsel
Patricia M. Pollitzer, Attorney, OGC

SUBJECT: Notice of Public Hearing on Commission's Agenda, Priorities and Draft Strategic Plan

Ballot Vote Due: MAR 5 1997

Attached is a draft Federal Register notice prepared by the Office of the Executive Director announcing a public hearing on the Commission's agenda, priorities and draft strategic plan. The notice invites the public to present oral and written comments for the hearing scheduled on May 7, 1997.

Each year, pursuant to section 4(j) of the Consumer Product Safety Act ("CPSA"), the Commission holds a hearing to provide the public an opportunity to comment on its priorities and agenda for the following fiscal year. In addition, the Government Performance and Results Act ("GPRA") now requires the Commission to develop a strategic plan and to seek comments from those interested in the proposed plan. The Executive Director recommends combining the CPSA and GPRA requirements so that one hearing would be held concerning the Commission's agenda, priorities and draft strategic plan. The draft Federal Register notice reflects this recommendation.

Please indicate your vote:

A. Approve the Federal Register notice announcing the Commission's May 7, 1997 public hearing as drafted.

Signature _____ Date _____

NOTE: This document has not been reviewed or accepted by the Commission.
Initial rlc **Date** 2/25/97

CPSA 6 (b)(1) Cleared
X No Mfrs/PrvtLblrs or Products Identified 2/25/97

B. Approve the draft Federal Register notice with the following changes (please specify): _____

_____

_____

_____ Signature _____ Date

C. Do not approve the draft Federal Register notice.

_____ Signature _____ Date

D. Take other action (please specify): _____

_____

_____

_____ Signature _____ Date

Attachment

CONSUMER PRODUCT SAFETY COMMISSION

Commission Agenda and Priorities/Government Performance and Results Act (GPRA); Public Hearing

AGENCY: Consumer Product Safety Commission.

ACTION: Notice of public hearing.

SUMMARY: The Commission will conduct a public hearing to receive views from all interested parties about its agenda and priorities for Commission attention during fiscal year 1999, which begins October 1, 1998, and about its draft strategic plan, to be submitted to Congress September 30, 1997, pursuant to the Government Performance and Results Act (GPRA). Participation by members of the public is invited. Written comments and oral presentations concerning the Commission's agenda and priorities for fiscal year 1999, and strategic plan will become part of the public record.

DATES: The hearing will begin at 10 a.m. on May 7, 1997. Written comments and requests from members of the public desiring to make oral presentations must be received by the Office of the Secretary not later than April 23, 1997. Persons desiring to make oral presentations at this hearing must submit a written text of their presentations not later than April 30, 1997.

ADDRESSES: The hearing will be in room 420 of the East-West Towers Building, 4330 East-West Highway, Bethesda, Maryland 20814. Written comments, requests to make oral presentations, and texts of oral presentations should be captioned "Agenda, Priorities and Strategic Plan" and mailed to the Office of the Secretary, Consumer Product Safety Commission, Washington, D.C. 20207, or delivered to that office, room 502, 4330 East-West Highway, Bethesda, Maryland 20814.

FOR FURTHER INFORMATION CONTACT: For information about the hearing, a copy of the strategic plan (available April 1, 1997), or to request an opportunity to make an oral presentation, call or write Rockelle Hammond, Office of the Secretary, Consumer Product Safety Commission, Washington, D.C. 20207; telephone (301) 504-0800; telefax (301) 504-0127.

SUPPLEMENTARY INFORMATION:

Statutory Requirements. Section 4(j) of the Consumer Product Safety Act (CPSA) (15 U.S.C. 2053(j)) requires the Commission to establish an agenda for action under the laws it administers, and, to the extent feasible, to select priorities for action at least 30 days before the beginning of each fiscal year. Section 4(j) of the CPSA provides further that before establishing its agenda and priorities, the Commission shall conduct a public hearing and provide an opportunity for the submission of comments. In addition, section 306(d) of the Government Performance and Results Act (GPRA) (5 U.S.C. 306(d)) requires the Commission to seek comments from interested parties on the agency's proposed strategic plan. The strategic plan is a GPRA requirement. The plan will provide an overall guide to the formulation of future agency actions and budget requests. A final strategic plan is required to be submitted to the Office of Management and Budget and Congress not later than September 30, 1997. (5 U.S.C. 306(a)).

The Office of Management and Budget requires all Federal agencies to submit their budget requests 13 months before the beginning of each fiscal year. The Commission is formulating its budget request for fiscal year 1999, which begins on October 1,

1998. This budget request must reflect the contents of the agency's strategic plan developed under GPRA.

The Commission is charged by Congress with protecting the public from unreasonable risks of injury associated with consumer products. The Commission enforces and administers the Consumer Product Safety Act (15 U.S.C. 2051 et seq.); the Federal Hazardous Substances Act (15 U.S.C. 1261 et seq.); the Flammable Fabrics Act (15 U.S.C. 1191 et seq.); the Poison Prevention Packaging Act (15 U.S.C. 1471 et seq.); and the Refrigerator Safety Act (15 U.S.C. 1211 et seq.). Standards and regulations issued under provisions of those statutes are codified in the Code of Federal Regulations, title 16, chapter II.

Purpose of the Public Hearing. The Commission will conduct a public hearing on May 7, 1997 to receive comments from the public concerning its draft GPRA strategic plan, and agenda and priorities for fiscal year 1999. The Commissioners desire to obtain the views of a wide range of interested persons including consumers; manufacturers, importers, distributors, and retailers of consumer products; members of the academic community; consumer advocates; and health and safety officers of state and local governments.

While the Commission has broad jurisdiction over products used by consumers, its staff and budget are limited. Section 4(j) of the CPSA expresses Congressional direction to the Commission to establish an agenda for action each fiscal year and, if feasible, to select from that agenda some of those projects for priority attention. These priorities are reflected in the draft strategic plan developed under GPRA.

Participation in the Hearing. Persons who desire to make oral presentations at the hearing on May 7, 1997, should call or write Rockelle Hammond, Office of the Secretary, Consumer Product Safety Commission, Washington, D.C. 20207, telephone (301) 504-0800, telefax (301) 504-0127, not later than April 23, 1997. Persons who desire a copy of the draft strategic plan (available April 1, 1997) may call or write Rockelle Hammond, office of the Secretary CPSC, Washington DC 20207, telephone (301) 504-0800, (301) 504-0127

Presentations should be limited to approximately ten minutes. Persons desiring to make presentations must submit the written text of their presentations to the Office of the Secretary not later than April 30, 1997. The Commission reserves the right to impose further time limitations on all presentations and further restrictions to avoid duplication of presentations. The hearing will begin at 10 a.m. on May 7, 1997 and will conclude the same day.

Written Comments. Written comments on the Commission's draft strategic plan, and agenda and priorities for fiscal year 1999, should be received in the Office of the Secretary not later than April 23, 1997.

Dated:

Sadye E. Dunn, Secretary
Consumer Product Safety Commission