United States Environmental Protection Agency
Washington, DC 20460

Interagency Agreement
Amendment

Part 1 - General Information

1. EPA IA Identification Number
   RW-81-92375501 - 0

2. Funding Location by Region
   EPA HQ

3. Other Agency IA ID Number (If known)
   CPSC-I-09-0008; MOD #4

4. Awarding Office
   IASSC East

5. Type of Action
   New

6. IA Specialist
   Lenore Connell
   202-564-5343
   Connell.Lenore@epamail.epa.gov

7. Name and Address of EPA Organization
   US Environmental Protection Agency
   IASSC East
   1200 Pennsylvania Avenue, NW, Mail Code 3903R
   Washington, DC 20460

8. Name and Address of Other Agency
   Consumer Product Safety Commission
   4330 East-West Highway, Rm. 502
   Bethesda, MD 20814

9. DUNS: 029128984
10. BETC: COLL
11. DUNS: 069287522
12. BETC: DISB

13. Project Title and Description
   IA with CPSC for the 2013 eRulemaking Allocation

   To provide support for the operations and maintenance of the government-wide electronic docket management system under the eRulemaking Program.

14. EPA Project Officer (Name, Address, Telephone Number)
    Holly Douglas
    1200 Pennsylvania Ave, NW (2822T)
    Washington, DC 20460
    202-564-8434
    E-Mail: Douglas.Holly@epamail.epa.gov
    FAX: 202-565-1611

15. Other Agency Project Officer (Name, Address, Telephone Number)
    Todd A. Stevenson
    4330 East-West Highway, Rm. 502
    Bethesda, MD 20814
    301-504-6835
    E-Mail: tslevenson@cpsc.gov
    FAX: 301-504-0127

16. Project Period: 01/14/2013 to 09/30/2013
17. Budget Period: 01/14/2013 to 09/30/2013

18. Scope of Work (See Attachment)
    See attached MOA.

19. Employer/Tax ID No. 5208526656
20. CAGE No.: 347A4
21. ALC: 68-01-0727
22. Statutory Authority for Transfer of Funds and Interagency Agreement
    Clinger-Cohen Act 40 U.S.C. 11318

23. Other Agency Type
    Federal Agency

24. Revise Reimbursable Funds and Direct Fund Cites (only complete if applicable)

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<th>Previous Funding</th>
<th>This Action</th>
<th>Amended Total</th>
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<tbody>
<tr>
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<td>$47,099</td>
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30. Fiscal Information

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<th>FY</th>
<th>Appropriation</th>
<th>Budget Org</th>
<th>PRC</th>
<th>Object Class</th>
<th>Site/Project</th>
<th>Cost Org</th>
<th>Ob/De-Ob Amt</th>
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<td>682/03108</td>
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<td>BR</td>
<td>H3AOX27</td>
<td>ZZHZH51</td>
<td>0</td>
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EPA Form 1818-1 (Rev. 11-03) Previous editions are obsolete.
**Part II - Approved Budget**

<table>
<thead>
<tr>
<th>Budget Categories</th>
<th>Itemization of All Previous Actions</th>
<th>Itemization of This Action</th>
<th>In-Kind Itemization of This Action</th>
<th>Itemization of Total Project Cost to Date</th>
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</thead>
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<tr>
<td>(a) Personnel</td>
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<tr>
<td>(b) Fringe Benefits</td>
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<td>(c) Travel</td>
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<td>(d) Equipment</td>
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</tr>
<tr>
<td>(e) Supplies</td>
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<tr>
<td>(f) Procurement / Assistance</td>
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<td></td>
<td></td>
<td>$47,099</td>
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<td>(g) Construction</td>
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<tr>
<td>(h) Other</td>
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<td>$0</td>
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<tr>
<td>(i) Total Direct Charges</td>
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<tr>
<td>(j) Indirect Costs</td>
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</table>

Charged - Amount
Rate: 0%
Base: 5
Not Charged:
Funds-In: Not charged by EPA
Amount $0

(k) Total
(EPA Share %)
(Other Agency Share %)

$47,099

32. How was the IDC Base calculated?
33. Is equipment authorized to be furnished by EPA or leased, purchased, or rented with EPA funds?  □ Yes □ No
(Identify all equipment costing $1,000 or more)
34. Are any of these funds being used on Procure/Assistance agreements?  □ Yes □ No

**Type of Procure/Assistance Agreement Contract**

<table>
<thead>
<tr>
<th>Contractor/Recipient Name (if known)</th>
<th>Total Procure/Assistance Amount Under This Project</th>
<th>Percent Funded by EPA (if known)</th>
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<tr>
<td>Booz Allen Hamilton</td>
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<td>Total 47,099.00</td>
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**Part III - Funding Methods and Billing Instructions**

(Note: EPA Agency Location Code (ALC) - 68010727)

35. □ Disbursement Agreement
    □ Repayment
    □ Monthly □ Quarterly □ Upon Completion of Work
    □ Advance
    Only available for use by Federal agencies on working capital fund or with appropriate justification of need for this type of payment method. Unexpended funds at completion of work will be returned to EPA. Quarterly cost reports will be forwarded to the Financial Management Center, EPA, Cincinnati, OH 45268-7002.

36. □ Reimbursement Agreement
    □ Repayment □ Advance
    Used to transfer obligational authority or transfer of function between Federal agencies. Must receive prior approval by the Office of Comptroller, Budget Division, Budget Formulation and Control Branch, EPA HQs. Forward appropriate reports to the Financial Reports and Analysis Branch, Financial Management Division, PM-228F, EPA, Washington, DC 20460.

Other Agency's Billing Address (Include ALC or Station Symbol Number) 61000001
Other Agency's Billing Instructions and Frequency

EPA Form 1610-1 (Rev. 11-06), Previous editions are obsolete.
### Part IV - Acceptance Conditions

37. Terms and Conditions, when included, are located at the end of the 1510-1, or as an attachment.

### Part V - Offer and Acceptance

**Note:**

A) For Fund-out actions, the agreement/amendment must be signed by the other agency official in duplicate and one original returned to the Grants and IA Management Division for Headquarters agreements or to the appropriate EPA Regional IA administration office within 3 calendar weeks after receipt of within any extension of time that may be granted by EPA. The agreement/amendment must be forwarded to the address cited in Item 29 after acceptance signature.

Failure to return the properly executed document within the prescribed time may result in the withdrawal of offer by EPA. Any change to the agreement/amendment by the other agency after the document is signed by the EPA Award Official, which the Award Official determines to materially alter the agreement/amendment, shall void the agreement/amendment.

B) For Funds-in actions, the other agency will initiate the action and forward two original agreements/amendments to the appropriate EPA program office for signature. The agreements/amendments will then be forwarded to the appropriate EPA IA administration office for signature on behalf of the EPA. EPA will return one original copy after acceptance returned to the other agency after acceptance.

<table>
<thead>
<tr>
<th>EPA IA Administration Office (for administrative assistance)</th>
<th>EPA Program Office (for technical assistance)</th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>38. Organization/Address</strong></td>
<td><strong>39. Organization/Address</strong></td>
</tr>
<tr>
<td>U.S. Environmental Protection Agency</td>
<td>US Environmental Protection Agency</td>
</tr>
<tr>
<td>IASSC East</td>
<td>OEI - Office of Environmental Information</td>
</tr>
<tr>
<td>1200 Pennsylvania Avenue, NW  Mail code 3503R</td>
<td>1200 Pennsylvania Ave, NW</td>
</tr>
<tr>
<td>Washington, DC 20460</td>
<td>Washington, DC 20460</td>
</tr>
</tbody>
</table>

**Award Official on Behalf of the Environment Protection Agency**

40. Digital signature applied by EPA Award Official | FOR Frank N. Roth - Chief Fellowship IA & SEE Branch

Michelle Messick - AO delegate

**Date**: 01/24/2013

**Authorizing Official on Behalf of the Other Agency**

41. Signature

**Typed Name and Title**: Donna Hutton, Contracting Officer

**Date**: 01/11/2013

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EPA Form 1510-1 (Rev. 11-09) Previous editions are obsolete.
Administrative Conditions

1. Resolution of Disagreements

Should disagreements arise on the interpretation of the provisions of this agreement or amendments and/or revisions thereto, that cannot be resolved at the operating level, the area(s) of disagreement shall be stated in writing by each party and presented to the other party for consideration. If agreement or interpretation is not reached within 30 days, the parties shall forward the written presentation of the disagreement to respective higher officials for appropriate resolution.

If a dispute related to funding remains unresolved for more than 30 calendar days after the parties have engaged in an escalation of the dispute, disputes will be resolved in accordance with instructions provided in the Treasury Financial Manual (TFM) Volume I, Part 2, Chapter 4700, Appendix 10, available at http://www.fms.treasury.gov/TFM/index.html.

2. Cost Collection Upon Cancellation

If the IA recipient cancels the agreement, the Environmental Protection Agency is authorized to collect costs incurred prior to the cancellation of the agreement, plus termination costs, up to the total payment amount provided for under the agreement.
Memorandum of Agreement
Between
U.S. Environmental Protection Agency (EPA)
Managing Partner
eRulemaking Program
And
U.S. Consumer Product Safety Commission (CPSC)

I. Purpose and Statement of Work

This modification constitutes renewal of this Agreement in support of the maintenance and operation of the Federal Docket Management System (FDMS).

This Memorandum of Agreement (MOA) between the Consumer Product Safety Commission (the "Partner Agency") and the U.S. Environmental Protection Agency (the "Managing Partner") is to support the maintenance and operation of the government-wide electronic docket management system known as the Federal Docket Management System (FDMS), (publicly accessible at www.regulations.gov). The eRulemaking Program is one of the Presidential E-Government programs and lines of business. It fulfills the requirements under the E-Government Act of 2002 (Section 206), the Clinger-Cohen Act, and the Government Paperwork Elimination Act, as well as furthering the effectiveness and efficiency of government. This MOA establishes Managing Partner and Partner Agency responsibilities and funding requirements in support of the Program Management Office (PMO) operations related to the eRulemaking Program and will be incorporated by reference into EPA's funding document, the interagency agreement (IA).

CPSC will transfer funds to EPA that reflect CPSC's service fee for the implementation, use, and operation and management of FDMS. Access to and use of FDMS will be granted to CPSC, along with all other Federal agencies and the general public.

II. Authorities

This agreement is authorized in accordance with the authority provided under:

The Economy Act (31 U.S.C. §1535, 1536)
The Clinger-Cohen Act (40 U.S.C. §11318)
The E-Government Act of 2002

III. Background

The eRulemaking Program is a collaborative, inter-agency effort, whose purpose is to establish a common, automated, and integrated repository for managing Federal rulemakings and non-rulemaking actions that follow a structured notice and comment process. The project consolidates the dockets of various departments and agencies and centrally manages them through a web-based environment offering services such as one-stop access, search capabilities, public comment submission, email notification, bookmarking, and electronic records management meeting the DOD 5015.2 standard recognized by the National Archives and Records Administration.
The E-Gov Programs strive to provide an order of magnitude of improvement in services to the constituents they serve. A Managing Partner was assigned to each program or lines of business. The EPA is the designated Program Management Office for the eRulemaking Program. The eRulemaking Program Office was established by EPA to implement this effort. The CPSC is a partner agency under this agreement.

IV. Vision and Goals for the eRulemaking Program

The overall vision and goals for the eRulemaking Program are:

Vision
Citizens can easily access and participate in a high quality, efficient and open rulemaking process across all Federal agencies.

Goals
Through the use of information technology, the eRulemaking Program seeks to:
Expand public understanding of the rulemaking process;
Improve the quality of Federal rulemaking decisions and streamline and improve the efficiency of the rulemaking process; and
Increase the amount, breadth, and ease of citizen access and participation in rulemaking.

The eRulemaking Program will achieve these goals by implementing a range of performance measures related to technology, processes and activities, customer results, and mission and business results:

Technology – The PMO will ensure FDMS/Regulations.gov is available 99.9% of the time to the public and the Federal agencies. Availability = (Hours FDMS accessible to public and Federal entities)/(total hours in measurement period less scheduled maintenance + plus Network downtime)

Processes and Activities - The PMO will deploy two FDMS version releases per year and implement technical improvements to Regulations.gov.

Customer Results – The PMO will complete the implementation of Federal entities that request and pay for migration to FDMS.

Customer Results – The PMO will maintain the existing FDMS security plan and certification.

Mission and Business Results - 90% of total Federal rules promulgated by Federal entities are implemented in FDMS and have associated docketts available and posted for public access via www.regulations.gov

V. Roles and Responsibilities
This MOA addresses participation in and the funding of the eRulemaking Program as mandated by the 2002 eGovernment Act, Section 206 according to OMB directive M-03-18 “Implementation Guidance for the E-Government Act of 2002. The FDMS will be the central electronic docket management system for all Federal agencies.

The Managing Partner will:

1. Staff an eRulemaking Program Management Office in order to manage the Program, convene and participate on an inter-agency advisory board comprised of Federal representatives of partner agencies, and establish work groups to address projects and tasks essential to the successful execution of the Program.

2. Conduct meetings for the purpose of collaborating with other Federal agencies to enhance the Program.

3. Facilitate an effort under the Advisory Board to convene a budget workgroup to develop an annual budget for the eRulemaking Program, metrics for a fee for service model, and a fee for service model.

4. Manage development, migration, and operation of the FDMS/Regulations.gov. Costs borne by EPA and reimbursed by CPSC will reflect CPSC’s fee for service in 2013 to support, operate, and maintain the eRulemaking Program, FDMS, and www.regulations.gov.

5. Coordinate and ensure participating and partner members have an opportunity to review project management documentation, including the draft annual OMB Exhibit 300 (also known as the Business Case or CPIC).

6. Execute any interagency agreements (IA) to affect CPSC’s transfer of funds and coordinate the IA prior to start of work, monitor progress, establish performance measures, and ensure reporting requirements are met.

7. Evaluate project progress, interoperability policies, practices and procedure documents and testing reports, as well as provide programmatic and technical assistance as required, and attend all meetings, reviews and conferences.

8. Convene meetings of an interagency Executive Committee on an as-needed basis and annually, at a minimum.

Each Participating or Partner Agency signing this MOA will:

1. Transfer the funding amount identified in Section IX of this MOA. If the partner agency is under a permanent continuing resolution (PCR), it will be expected to pay in full within 45 days of the signed PCR. If the partner agency is under a temporary CR, it shall contribute the full amount of its 2013 fee, or, an amount proportionate to the
period covered by the CR in order provide necessary funding to keep the Initiative operational until the appropriations bill is signed.

2. Identify a manager or senior executive to coordinate activities and serve as the main point of contact to address any issues that may arise. The manager or senior executive and/or his/her designee will also participate in the governance structure of the eRulemaking program.

3. Identify a qualified staff person(s) to work with PMO staff on the agency's use of FDMS/Regulations.gov.

4. In using the FDMS, the agency will be required to do the following:

   a. Make its public regulatory dockets electronically accessible and searchable using http://www.regulations.gov. This includes posting Federal Register proposed rules and rule documents; supporting scientific, legal economic and technical analyses; public comments; as well as other Federal Register documents the agency chooses to post;

   b. Accept electronic submissions/comments to the online dockets;

   c. Include in the preamble to any regulatory action requesting public comment specific reference directing the public to www.regulations.gov;

   d. Include in an appropriate place on its agency website homepage a link to www.regulations.gov; and

   e. Use www.regulations.gov to process public comments for economically significant guidance documents according to OMB Directive M-07-07 "Issuance of OMB's Final Bulletin for Agency Good Guidance Practices”.

5. Include an acknowledgement of its participation in the eRulemaking Program in relevant budget program documents generated by the agency.

6. Actively assist in developing and using the common government eRulemaking components as they become available and meet established government-wide criteria, as may be appropriate.

VI. Duration of Agreement

This MOA is valid through fiscal year 2013.

Period of Performance: 1/1/2013 through 12/31/2013
VII. Dispute Resolution Mechanism

In the event the participating or partner agency determines that its ability to fulfill its financial obligations under this MOA/IA as identified in Section IX of this MOA is at risk, it shall promptly inform the eRulemaking Program Manager in writing. If the Program Manager becomes aware of like circumstances, the Program Manager shall apprise participating and partner agencies in writing.

In the event of any disagreement arising under this agreement, the parties shall, in good faith, attempt to negotiate a resolution to the disagreement. If the parties cannot negotiate a resolution, the OMB E-Government portfolio manager is authorized to resolve the dispute.

VIII. Points of Contact

CPSC and EPA will assign the following senior manager as the key point of contact (POC) with the eRulemaking Program. The senior manager is an official representative and is authorized to act on the Agency’s behalf.

CPSC Representative
Name: Mr. Todd A. Stevenson
Title: The Secretariat – Office of the Secretary
Telephone: 301-504-6836
Fax: 301-504-0127
Email: tstevenson@cpsc.gov

CPSC Alternate
Name: Ms. Alberta E. Mills
Title: FOIA Officer
Telephone: 301-504-7479
Fax: 301-504-0127
Email: amills@cpsc.gov

EPA’s eRulemaking Acting Program Manager
Name: Adam McWilliams
Telephone: 202/566-0833
Fax: 202/566-1611
Email: McWilliams.Adam@epa.gov

EPA’s Project Officer
Name: Holly Douglas
Telephone: 202/564-8434
Fax: 202/566-1611
Email: Douglas.Holly@epa.gov

The budget/financial contacts for this agreement are:
CPSC

Name: Ms. Priscilla Susi
Telephone: 301-504-7566
Fax: 301-713-1535
Email: psus@cpsc.gov

EPA

Name: Holly Douglas
Telephone: 202/564-8434
Fax: 202/566-1611
Email: Douglas.Holly@epa.gov

IX. Transfer of Funds

Each partner agency is responsible for providing funding and/or in-kind contributions. The government-wide total estimated cost for development and support in 2013 is $7.6 million. Funding and resources from participating agencies shall be made available within 45 days of the enactment of an Agency's fiscal year 2013 appropriations bill.

Nothing in this agreement is intended to be a direct transfer of funds from CPSC to EPA. All transfers are to be effected through the Interagency Payment and Collection System (IPAC).

CPSC will transfer funds to EPA in accordance with the following table:

<table>
<thead>
<tr>
<th>Contributing/Sending Agency:</th>
<th>U.S. CPSC</th>
</tr>
</thead>
<tbody>
<tr>
<td>Address:</td>
<td>4330 East West Hwy., Bethesda, MD 20814</td>
</tr>
<tr>
<td>Treasury Account Symbol:</td>
<td>61190100</td>
</tr>
<tr>
<td>Agency Location Code:</td>
<td>61-00-0001</td>
</tr>
<tr>
<td>DUNS Number:</td>
<td>069287522</td>
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<tr>
<td>Type of Fund:</td>
<td>☑ One-Year</td>
</tr>
<tr>
<td>Total Dollar Amount:</td>
<td>$37,099</td>
</tr>
</tbody>
</table>

Obligating Document Number: (Please attach a copy of the obligating document and/or fully executed funding document. The fully executed funding document should include bill-to address, funding period, statutory authority, accounting line, and other information for intragovernmental transactions as required by Treasury Bulletin 2007-03. If the fully executed funding document is not available, then provide appropriation information, including the length of the obligation authority). Accounting Data:

0100A13BSE 2013 9994800000
EXIT002400 25710
<table>
<thead>
<tr>
<th>Receiving Agency:</th>
<th>U.S. Environmental Protection Agency</th>
</tr>
</thead>
<tbody>
<tr>
<td>Address:</td>
<td>1200 Pennsylvania Avenue NW</td>
</tr>
<tr>
<td></td>
<td>Washington DC 20460</td>
</tr>
<tr>
<td>Treasury Account Symbol:</td>
<td>682/30108</td>
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<tr>
<td>Agency Location Code:</td>
<td>68010727</td>
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<tr>
<td>DUNS Number:</td>
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</table>

X. Commencement/Amendment/Termination

This MOA will be expressly incorporated by reference into an IA (EPA's funding document). This MOA shall remain in effect for one fiscal year from the date of signing with a new IA to be signed annually. Amendments to the MOA will be effected by the mutual consent of the parties in writing and will be incorporated by reference into the IA.

XI. Approvals

The following officials are authorized to bind their respective Department/Agency to this agreement:

Adam McWilliams, Acting Director eRulemaking Program U.S. EPA  
Date: 1/14/2013

Donna Hutton  
Contracting Officer  
U.S. CPSC  
Date: 1/11/2013

Frank Roth, Grants Management Officer  
Grants and Interagency Agreements Unit  
U.S. EPA  
Date: 1/24/13