



United States
CONSUMER PRODUCT SAFETY COMMISSION
4330 East West Highway
Bethesda, MD 20814

This document has been electronically
approved and signed.

BALLOT VOTE SHEET

DATE: April 6, 2011

TO: The Commission
Todd A. Stevenson, Secretary

THROUGH: Cheryl A. Falvey, General Counsel
Kenneth R. Hinson, Executive Director

FROM: Philip L. Chao, Assistant General Counsel
Hyun S. Kim, Attorney
Scott de la Vega, Attorney

SUBJECT: Agency Information Collection Activities – Prize Competitions and
Contests

BALLOT VOTE DUE: April 12, 2011

Attached for Commission consideration is the draft second *Federal Register* notice, requesting approval to conduct information collection activities on a proposed collection of information for CPSC-sponsored prize competitions and contests. The notice requests generic clearance from the U.S. Office of Management and Budget (“OMB”) for approval to sponsor a series of prize competitions or contests. On March 8, 2010, OMB issued guidance on the use of challenges and prizes by agencies to promote open government. On April 7, 2010, OMB clarified that an agency may seek generic clearance if the agency has a plan for regularly using contests to encourage input from the public. The information that may be collected from contestants and award nominees or nominators may be collections of information subject to approval by the OMB under the Paperwork Reduction Act (“PRA”) of 1995. The first step in obtaining OMB approval is publication of a *Federal Register* notice providing the opportunity for public comment on the proposed collection of information. That *Federal Register* notice was published on November 29, 2010 (75 FR 73047).¹ No comments were received.

¹ The collection of information does not fall within the scope of the authority delegated to the Office of the General Counsel under Order No. 0315.8, which is limited solely to those *Federal Register* notices required by the PRA, where such notices involve the obtaining of information of facts or opinions by imposing reporting or recordkeeping requirements on 10 or more persons, other than employees of the United States; or collections of information associated with procurement of goods or services; or collections of information undertaken as “Follow-up activities for product-related injuries.”

Please indicate your vote on the following options:

I. Approve publication of the draft notice in the *Federal Register*.

(Signature)

(Date)

II. Approve publication of the draft notice in the *Federal Register* with changes.
(Please specify.)

(Signature)

(Date)

III. Do not approve publication of the draft notice in the *Federal Register*.

(Signature)

(Date)

IV. Take other action. (Please specify.)

(Signature)

(Date)

Attachment: Draft *Federal Register* Notice; Agency Information Collection Activities; Submission for Office of Management and Budget Review; Comment Request; Prize Competitions and Contests

[Billing Code 6355-01]

U.S. CONSUMER PRODUCT SAFETY COMMISSION

[Docket No. CPSC-2010-0112]

Agency Information Collection Activities; Submission for Office of Management and Budget Review; Comment Request; Prize Competitions and Contests

AGENCY: U.S. Consumer Product Safety Commission.

ACTION: Notice.

SUMMARY: The U.S. Consumer Product Safety Commission (“CPSC” or “Commission”) is announcing that a proposed collection of information has been submitted to the U.S. Office of Management and Budget (“OMB”) for review and clearance under the Paperwork Reduction Act of 1995.

DATES: Fax written comments on the collection of information by [insert date 30 days after date of publication in the FEDERAL REGISTER].

ADDRESSES: To ensure that comments on the information collection are received, the OMB recommends that written comments be faxed to the Office of Information and Regulatory Affairs, OMB, Attn: CPSC Desk Officer, FAX: 202-395-6974, or e-mailed to oir_submission@omb.eop.gov. All comments should be identified by Docket No. CPSC-2010-0112. In addition, written comments also should be submitted at <http://www.regulations.gov>, under Docket No. CPSC-2010-0112, or by mail/hand delivery/courier (for paper, disk, or CD-ROM submissions), preferably in five copies, to: Office of the Secretary, U.S. Consumer Product Safety Commission, Room 820, 4330 East West Highway, Bethesda, MD 20814; telephone (301) 504-7923. For access to the docket to read background documents or comments received, go to <http://www.regulations.gov>.

FOR FURTHER INFORMATION CONTACT:

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SUPPLEMENTARY INFORMATION: In compliance with 44 U.S.C. 3507, the CPSC has submitted the following proposed collection of information to the OMB for review and clearance: Prize Competitions and Contests.

Consistent with the OMB Memorandum on the Use of Challenges and Prizes to Promote Open Government (M-10-11, March 8, 2010), the CPSC intends to establish contests and give awards to members of the public to further the mission of the CPSC. The purposes of the proposed contests and awards range from increasing the knowledge and awareness of schoolchildren of certain safety hazards, such as carbon monoxide poisoning, to recognizing outstanding consumer product safety accomplishments of scientists, business leaders, entrepreneurs, and others who have demonstrated support of the CPSC's product safety mission. The CPSC awards and contests will highlight excellence in consumer product safety to motivate, inspire, and guide others, including companies across the supply chain; increase the number and diversity of the individuals, organizations, and teams that are addressing consumer product safety issues; educate children and consumers about safety

hazards; and attract more public interest and attention to the issues involving consumer product hazards and safety.

The CPSC is seeking OMB approval of a generic clearance for CPSC's contests and awards. The information to be collected from contestants and award nominees or nominators includes contact and background information necessary to conduct a contest or award program. Limited background or biographical information similar to data found on a resume, such as a nominee's education and work experience, may be requested for some contests or awards. Additionally, the substantive entries that are the subject of the contests or awards, such as essays, posters, drawings, and videos; descriptions of products, services, or inventions; and statistics on product or service performance or impact, may be requested from contestants and award nominees.

In the *Federal Register* of November 29, 2010 (75 FR 73047), the CPSC published a 60-day notice requesting public comment on the proposed collection of information. No comments were received.

We estimate the burden of this collection of information as follows. The CPSC estimates up to 500 contest or award participants each year. The estimated time to complete a contest or award submission is five hours. In addition, approximately 20 applicants may be asked to provide additional information, a task that may take up to two additional hours to complete. Therefore, the total estimated burden on respondents is 2,540 hours ((500 participants x 5 hours/participant) + (20 applicants x 2 hours/participant) = 2,500 hours + 40 hours = 2,540 hours). The estimated total annual cost of the burden to all respondents is \$75,463. This estimate is based on the total estimated burden on respondents (2,540 hours) multiplied against an hourly civilian rate of \$29.71 per hour, as specified by the Bureau of

Labor Statistics, March 2010, All Workers, resulting in a total of \$75,463.40, which we have rounded down to \$75,463.

We estimate the total annual costs to the federal government as follows. Ten staff members would support the contest or award activities annually. The CPSC tentatively estimates that each staff member will spend approximately six hours per work week for six months on such contest or award activities. Of the 10 staff members, the CPSC tentatively believes that seven will be General Schedule (GS) employees, and three will be Senior Executive Service (SES) employees. Accordingly, for seven GS employees, the estimated total annual cost to the federal government is determined as follows: seven employees x (six hours/week/employee x 24 weeks) = 1,008 hours. Assuming the employees are at the GS-15, Step 5 level, the hourly rate for such an employee located in the Washington, D.C., area is \$ 67.21/hour; thus \$67.21/hour x 1,008 hours = \$67,747.68. For the SES employees, three employees x (six hours/week/employee x 24 weeks) = 432 hours. Assuming the employees are at the Level III level for SES employees, the hourly rate for such an employee is approximately \$79.47/hour; thus \$79.47/hour x 432 hours = \$34,331.04. The estimated total annual cost to the federal government is \$67,747.68 + \$34,331.04 = \$102,078.72, which we have rounded up to \$102,079.

Dated: _____

Todd A. Stevenson, Secretary
Consumer Product Safety Commission