

From:
To: TSCA Section 8(e) Information Collection Request Renewal
Cc: Tuesday, February 15, 2022 2:26:00 PM
Bcc: [ICR Consultation Questionnaire .doc](#)

Subject:
Date:
Attachments:

Hello All:

On February 8, 2022, the U.S. Environmental Protection Agency (EPA) published a notice in the Federal Register ([87 FR 7173](#)) announcing that EPA intends to submit an existing Information Collection Request (ICR) to Office of Management and Budget (OMB) that is scheduled to expire in October 2022. In compliance with the Paperwork Reduction Act, this document announces the availability of and solicits public comment on the ICR entitled "Notification of Substantial Risk of Injury to Health and the Environment under the Toxic Substances Control Act (TSCA)" and identified by EPA ICR No. 0794.17 and OMB Control No. 2070-0046, which requires that any person who manufactures (defined by statute to include imports), processes, or distributes in commerce a chemical substance or mixture and who obtains information which reasonably supports the conclusion that such substance or mixture presents a substantial risk of injury to health or the environment is required to immediately inform EPA of such information unless they have actual knowledge that EPA has been adequately informed of such information (15 U.S.C. 2607(e)).

In addition to the public comment requested by the notice in the Federal Register, OMB regulations at 5 CFR 1320.8(d)(1) require agencies to consult with potential respondents and data users about specific aspects of an ICR. As part of this required consultation, I am contacting you to solicit your input through the attached questionnaire.

If you have any comments in response to the above questions, or with respect to any other part of this ICR, please respond by return e-mail by COB on March 2, 2022 or submit your comment to the docket EPA-HQ-OPPT-2015-0744 via www.regulations.gov. EPA will consider those responses, as well as any public comment received in response to the Federal Register notice identified above, in preparing a final document for OMB review.

Thanks,

Katherine Sleasman
Office of Chemical Safety and Pollution Prevention
Office of Program Support
Mission Support Division
Regulatory Support Branch
202-566-1204

Consultation Questions for ICR Renewals

EPA Questions asked in Consultation

(1) Publicly Available Data

- \$ Is the data that the Agency seeks available from any public source, or already collected by another office at EPA or by another agency?
- \$ If yes, where can you find the data? (Does your answer indicate a true duplication, or does the input indicate that certain data elements are available, but that they don't meet our data needs very well?)

(2) Frequency of Collection

- \$ Can the Agency collect the information less frequently and still produce the same outcome?

(3) Clarity of Instructions

- \$ The ICR is intended to require that respondents provide certain data so that the Agency can utilize them.
- \$ Based on the instructions (regulations, PR Notices, etc.), is it clear what you are required to do and how to submit such data? If not, what suggestions do you have to clarify the instructions?
- \$ Do you understand that you are required to maintain records?
- \$ Considering that there is no required submission format, is it difficult to submit information in ways that are clear, logical and easy to complete?
- \$ Are there forms associated with this process? Do you use them? Are they clear, logical, and easy to complete?

(4) Electronic Reporting and Record keeping

The Government Paperwork Elimination Act requires agencies make available to the public electronic reporting alternatives to paper-based submissions by 2003.

- \$ Are you keeping your records electronically? If yes, in what format?

(5) Burden and Costs

- \$ Are the labor rates accurate?
- \$ The Agency assumes there is no capital cost associated with this activity. Is that correct?
- \$ Bearing in mind that the burden and cost estimates include only burden hours and costs associated with the paperwork involved with this ICR, e.g., the ICR does not

include estimated burden hours and costs for conducting studies, are the estimated burden hours and labor rates accurate? If you provide burden and cost estimates that are substantially different from EPA's, please provide an explanation of how you arrived at your estimates.

\$ Are there other costs that should be accounted for that may have been missed?