

Supporting Statement
Form R-22
OMB 3076-0001

A. Justification

1. The policy of the United States, as expressed at Section 201(b) of the Labor Management Relations Act (29 U.S.C. 171(b)), is to make governmental facilities available for voluntary arbitration. To carry out this policy, the Federal Mediation and Conciliation Service (FMCS) have issued regulations (29 CFR Part 1404) which provide for the operation and maintenance of a roster of professional arbitrators. The arbitrators are private citizens, not employees of FMCS, and are paid by the parties for hearing and deciding the issues submitted under a collective bargaining agreement and in other circumstances. Applicants for listing on the roster submit an Arbitrator's Personal Data Questionnaire (Form R-22) which is used by FMCS to evaluate their qualifications. In this way FMCS is able to restrict its roster to qualified individuals only. A copy of the applicable statutory provision (20 U.S.C. 171(b)) and the regulation (29 CFR 1404.5) are enclosed along with copy of Form R-22.
2. The information supplied by arbitrator applicants on Form R-22 is used by FMCS to evaluate the credentials of the applicants and determine their suitability for inclusion on the Agency's roster of arbitrators.
3. Form R-22 is available on FMCS' website but must be submitted in hard copy.
4. There is no other form which duplicates R-22.
5. Form R-22 is only submitted by individual persons.
6. There are no special consequences to Federal program or policy activities if the collection is not conducted.
7. There are no special circumstances.
8. The agency 60-day notice is contained in the Federal Register of November 29, 2006, Vol. 71, No. 229, pages 69130-69132 (copy attached). No comments were received. A copy of the agency's 30-day notice to the Federal Register is also attached. There has been no consultation with persons outside the agency within the last three years.
9. There has been no decision to provide any payment or gift to respondents.
10. There has been no assurance of confidentiality provided to the respondents.
11. There are no questions of a sensitive nature, such as sexual behavior and attitudes, religion beliefs, and other matters that are commonly considered private.

12. There are 100 respondents per year and in most instances the form is completed only once. The annual burden is 100 hours. This figure was calculated by taking 100 respondents and multiplying the figure by 1 hour (per application) which equals 100 hours. The analyzed cost burden to respondents is \$11,500 (100 hours multiplied by arbitrator's average hourly rate of \$115.00).
13. The total annual record keeping cost burden is \$0.
14. Since Form R-22 is available on line, costs to the government are limited primarily to processing and record keeping of the 100 annual responses. That cost per year is estimated at \$10,000.
15. Adjustment is attributable to expiration of the form on January 31, 2006.
16. There are no collections of information whose results will be published.
17. The agency is not seeking approval to preclude display the expiration date of OMB approval on the information collection.
18. There is no exception to the certification statement identified in Item 19.

B. Not Applicable