

**ATTACHMENT 3**

**Copy of Consultations Message Sent by EPA to Potential Respondents**

From: Mike Mattheisen/DC/USEPA/US

To: [Addressees]

Date: 10/21/2010 05:37 PM

Subject: Request for Comment; Renewal of ICR: "Chemical-Specific Rules, TSCA Sec. 8(a)"

On June 24, 2010, EPA published a Notice in the Federal Register (75 FR 36067) titled "Agency Information Collection Activities; Proposed Collection; Comment Request; Chemical-Specific Rules, TSCA Sec. 8(a); EPA ICR No. 1198.09, OMB Control No. 2070-0067." (See <http://www.regulations.gov/search/Regs/home.html#documentDetail?R=0900006480b07c62>.) This Notice refers to EPA's intention to request renewed Office of Management and Budget (OMB) clearance of an information collection related to reporting and recordkeeping requirements for companies under contract to the Environmental Protection Agency to (EPA) provide certain services, whose employees must have access to Toxic Substances Control Act (TSCA) confidential business information (CBI) to perform their duties.

In addition to public notice and comment requirement that the above Notice initiates, OMB regulations at 5 CFR 1320.8(d)(1)) require agencies to consult with potential respondents and data users about specific aspects of an information collection request (ICR) before submitting it to OMB for review and approval, regardless, in the case of ICR renewals, of whether changes have or have not been made to the collection activity.

As part of this required consultation, you are being contacted to solicit your input. (A pdf copy of this Federal Register notice is attached to this email for your convenience.) Note that, if you take this opportunity to provide input, your name, affiliation, e-mail address, phone number and any information you provide (e.g., copies of e-mails) will be incorporated and attached to the ICR supporting statement, which will be a public document. In addition, the OMB Desk Examiner for the ICR in question may contact you to verify the accuracy of any comments EPA identifies in the ICR.

EPA solicits your input on the following questions:

1. Are the data EPA seeks under this ICR available from any public source, or already collected by another EPA office or by another agency? If so, where can the data be found?
2. Is it clear what is required for data submission? If not, are there any suggestions for clarifying instructions?
3. Would you be interested in an electronic/data submission option? What type of alternative would you be most likely to utilize – web form, diskette, CD-ROM?
4. For electronic submission, how should signature requirements be handled – Private Key Infrastructure, PINS and passwords, signed paper cover sheet? How does TSCA CBI affect your choice or use of an electronic medium? Would you be more inclined to submit TSCA CBI on

diskette than on paper and what benefits would you realize (e.g., burden reduction, greater efficiency in compiling information, etc).

5. Do you agree with EPA's estimated burden and costs (the ICR addresses only the costs associated with paperwork)? Are the Bureau of Labor Statistics (BLS) labor rates accurate? If you have any reason to consider the BLS labor rates as used by EPA inaccurate or inappropriate, explain your rationale.

You can access the Federal Register Notice, the ICR supporting document, and any public comments received to date at:

· <http://www.regulations.gov/fdmspublic/component/main>

o select Advanced Search link at the top of the page

o select Docket from drop-down menu

o select EPA in the Agency drop-down menu

o enter EPA-HQ-OPPT-2010-0488 in the Docket ID field

o scroll down to Submit

o then click on the Docket ID in the search results for a listing of the documents within the docket

Your timely response will be greatly appreciated. If you have any comments in response to the above questions, or with respect to any other part of the information collection, please respond by return e-mail by Friday, November 5. 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.

Thank you for your assistance.

Sincerely yours,

Mike Mattheisen, Assistant Branch Chief  
Chemical Information and Testing Branch  
Office of Pollution Prevention and Toxics  
Office of Chemical Safety and Pollution Prevention  
Environmental Protection Agency  
Washington, DC 20460  
202-564-3077