

**Supporting Statement for Form SSA-545
Plan to Achieve Self-Support (PASS)
20 CFR 416.110(e), 416.1180-416.1182, & 416.1225-416.1227**

OMB No. 0960-0559

A. Justification

1. Introduction/Authoring Laws and Regulations

Sections 1612(b)(4)(A), 1612(b)(4)(B) and 1613(a)(4) of the *Social Security Act (Act)* authorize the Commissioner of the Social Security Administration (SSA) to exclude such income or resources determined necessary to fulfill a Plan to Achieve Self-Support (PASS)(es) approved by the Commissioner. The PASS provision encourages individuals to use available income or resources (such as business equipment, education or specialized training) to pay for goods and services they would need to enter (or re-enter) the workforce and become self-supporting. Regulations specifying the requirements for such plans are contained in 20 CFR, 416.1180-416.1182 and 416.1225-416.1227 of the *Code of Federal Regulations*. Section 1631(e) of the Act permits SSA to collect the information.

2. Description of Collection

The Supplemental Security Income (SSI) program encourages recipients to return to work. One of the program objectives is to provide incentives and opportunities that help recipients. The PASS provision allows individuals to use available income or resources (such as business equipment, education, or specialized training) to enter (or re-enter) the workforce and become self-supporting. In turn, SSA does not count the income or resources recipients use to fund a PASS when determining an individual's SSI eligibility or payment amount. An SSI recipient who wants to use available income and resources to obtain education or training to become self-supporting completes the Form SSA-545. SSA uses the information from Form SSA-545 to evaluate the recipient's plan for achieving self-support, and to determine eligibility under the provisions of the SSI program. The respondents are SSI recipients who are blind or disabled and want to develop a plan to work.

3. Use of Information Technology to Collect the Information

Form SSA-545 is available as a print-only PDF on SSA's website, and on SSA's intranet. If the recipient is not able to access the form from SSA's website, we mail them the form to complete. SSA did not create an electronic version of form SSA-545 under the agency's Government Paperwork Elimination Act (GPEA) plan because only 7,000 respondents complete the form. This is less than the GPEA cut-off of 50,000.

4. Why We Cannot Use Duplicate Information

The nature of the information we are collecting and the manner in which we are collecting it preclude duplication. SSA does not use another collection instrument

to obtain similar data.

5. Minimizing Burden on Small Respondents

This collection does not affect small businesses or other small entities.

6. Consequence of Not Collecting Information or Collecting it Less Frequently

If we did not use Form SSA-545, we would not have the information necessary to determine whether an individual's PASS is feasible and whether the expenditures under the PASS are necessary and reasonably priced. Because we only collect this information once, we cannot collect it less frequently.

There are no technical or legal obstacles that prevent burden reduction.

7. Special Circumstances

There are no special circumstances that would cause SSA to conduct this information collection in a manner inconsistent with *5 CFR 1320.5*.

8. Solicitation of Public Comment and Other Consultations with the Public

SSA published the 60-day advance Federal Register Notice (FRN) on April 23, 2014, at 79 FR 22752, and we received no public comments. We published the 30-day Notice on July 2, 2014 at 79 FR 37828. If we receive any comments in response to this Notice, we will forward them to OMB. We did not consult with the public in the maintenance of this form.

9. Payment or Gifts to Respondents

SSA provides no payment or gifts to the respondents.

10. Assurances of Confidentiality

SSA protects and holds confidential the information it collects in accordance with *42 U.S.C. 1306, 20 CFR 401 and 402, 5 U.S.C. 552 (Freedom of Information Act), 5 U.S.C. 552a (Privacy Act of 1974)*, and OMB Circular No. A-130.

11. Justification for Sensitive Questions

We need certain information of a personal nature, which may have a bearing on the feasibility of the PASS, in order to determine whether to approve a PASS. For example, information is needed about the person's disability and how the PASS will help with overcoming any resulting limitations, which might otherwise hinder employment (e.g., through the purchase of adaptive equipment or specialized training). Similarly, information pertaining to the individual's educational and vocational background is critical for the SSA evaluator to determine the feasibility of the plan and the need for the proposed expenditures. SSA will keep the information secure and only necessary personnel will review it.

12. Estimates of Public Reporting Burden

Approximately 7,000 respondents take 120 minutes each to complete Form SSA-545 each year. Accordingly, the burden is 14,000 hours. This figure represents burden hours, and we did not calculate a separate cost burden.

13. Annual Cost to the Respondents (Other)

There is no known cost burden to the respondents.

14. Annual Cost To Federal Government

The annual cost to the Federal Government is approximately \$232,610. This estimate is a projection of the costs for printing, distributing the collection instrument, and for collecting the information,

15. Program Changes or Adjustments to the Information Collection Request

There are no changes in the public reporting burden.

16. Plans for Publication Information Collection Results

SSA will not publish the results of the information collected.

17. Displaying the OMB Approval Expiration Date

OMB has granted SSA an exemption from the requirement that the expiration date for printing the OMB approval on its program forms. SSA produces millions of public-use forms, many of which have a life cycle longer than that of an OMB approval. SSA does not periodically revise and reprint its public-use forms (e.g., on an annual basis). OMB granted this exemption so that SSA could continue to use otherwise useable editions of forms. In addition, we save money by not destroying stocks of forms because an outdated OMB expiration dates. We are required to inform respondents of the OMB approval expiration date. However, due to practical considerations this is not always feasible.

18. Exceptions to Certification Statement

SSA is not requesting an exception to the certification requirements at 5 *CFR* 1320.9 and related provisions at 5 *CFR* 1320.8(b)(3).

B. Collections of Information Employing Statistical Methods

SSA does not use statistical methods for this information collection.