

SUPPORTING STATEMENT  
FOR THE PAPERWORK REDUCTION ACT INFORMATION COLLECTION  
SUBMISSION FOR FORM SE

A. JUSTIFICATION

1. Circumstances Making the Collection of Information Necessary

Regulation S-T (17 CFR Part 232 et seq.) provides the general requirements and procedures for electronic filing using the Electronic Data Gather, Analysis and Retrieval (“EDGAR”) System. It further mandates that all domestic registrants, foreign private issuers and foreign governments to file their securities documents electronically with the Commission. This includes registration statements under the Securities Act of 1933 and registration statements, reports and other documents under the Securities Exchange Act of 1934. To facilitate the changing filing requirements, the Commission developed certain procedures and forms that were unique to the Electronic Data Gathering, Analysis and Retrieval (“EDGAR”) filing system, including Form SE to be used by EDGAR filers.

2. Purpose and Use of the Information Collection

Form SE is used by registrants to file paper copies of exhibits that would be difficult or impossible to submit electronically. The information contained in Form SE is used by the Commission to identify paper copies of exhibits.

3. Consideration Given to Information Technology

Form SE is used to implement improved information dissemination technology. The EDGAR system is designed to reduce the regulatory burdens of paper filings with the Commission.

4. Duplication of Information

EDGAR system function is unique to the Commission; consequently, no duplication of the forms exists.

5. Reducing the Burden on Small Entities

Small entities are permitted to file Form SE if they meet the requirements of filing paper copies of exhibits that would be difficult or impossible to submit electronically, but we do not expect the filing of Form SE to have a significant economic impact on a substantial number of small entities. EDGAR has been designed to accommodate small entities to the greatest degree possible while still providing for the public electronic dissemination of information.

6. Consequences of Not Conducting Collection

Form SE must be used every time a registrant submits paper copies of exhibits to the Commission in order to identify them.

7. Special Circumstances

There is no special circumstances.

8. Consultations With Persons Outside the Agency

No comments were received on this request during the 60-day comment period prior to OMB's review of this submission.

9. Payment or Gift to Respondents

No payment or gift has been provided to any respondents.

10. Confidentiality

Form SE is available for public review.

11. Sensitive Questions

No information of a sensitive nature, including social security numbers, will be required under this collection of information. The information collection does not collect personally identifiable information (PII). The agency has determined that a system of records notice (SORN) and privacy impact assessment (PIA) are not required in connection with the collection of information.

12. Estimate of Respondent Reporting Burden

For purposes of the Paperwork Reduction Act ("PRA"), we estimate that Form SE takes approximately 0.10 hours per response to comply with the collection of information requirements and is filed by 19 respondents. We derived our burden hour estimates by estimating the average number of hours it would take an issuer to compile the necessary information and data, prepare and review disclosure, file documents and retain records. In connection with rule amendments to the form, we occasionally receive PRA estimates from public commenters about incremental burdens that are used in our burden estimates. We believe that the actual burdens will likely vary among individual issuers based on the nature of their operations. We further estimate that 100% of the collection of the information burden is carried by the registrant. Based on our estimate, we calculated the total reporting burden to be 2 hours (0.10 hours per response x 19 responses). For administrative convenience, the presentation of the total related to the paperwork burden hours has been rounded to the nearest whole number.

The estimated burden hours are made solely for the purpose of the Paperwork Reduction Act.

13. Estimate of Total Annualized Cost Burden

There is no outside cost associated with the preparation of Form SE.

14. Costs to Federal Government

The annual cost of reviewing and processing disclosure documents, including registration statements, post-effective amendments, proxy statements, annual reports and other filings of operating companies amounted to approximately \$119,447,840 in fiscal year 2020, based on the Commission's computation of the value of staff time devoted to this activity and related overhead.

15. Reason for Change in Burden

There is no change in Burden.

16. Information Collection Planned for Statistical Purposes

The information collection is not planned for statistical purposes.

17. Approval to Omit OMB Expiration Date

We request authorization to omit the expiration date on the electronic version of the form. Including the expiration date on the electronic version of the form will result in increased costs, because the need to make changes to the form may not follow the application's scheduled version release dates. The OMB control number will be displayed.

18. Exceptions to Certification for Paperwork Reduction Act Submissions

There are no exceptions to certification for Paperwork Reduction Act submissions.

B. STATISTICAL METHODS

The information collection does not employ statistical methods.