

## SUPPORTING STATEMENT - PART A

### Safety Standard for Adult Portable Bedrails

OMB Control Number 3041-0192

#### 1. Need for the Information Collection

The U.S. Consumer Product Safety Commission (Commission or CPSC) published in the *Federal Register* (88 FR 46958) the Safety Standard for Adult Portable Bed Rails (Standard), a final rule that establishes a mandatory safety standard for adult portable bed rails (APBRs), intended to address the unreasonable risk of injury and death associated with entrapment and other hazards from APBRs. The mandatory safety standard incorporates by reference ASTM F3186-17, *Standard Specification for Adult Portable Bed Rails and Related Products*, with modifications, and the requirements are codified at 16 CFR part 1270. This rulemaking is authorized by the Consumer Product Safety Act, 15 U.S.C. §§ 2051 – 2084.

CPSC data show that 90% of injuries associated with adult portable bed rails are from entrapment of the head, chest or neck. Since 2021, CPSC has recalled more than 3 million adult portable bed rails through nine recalls and safety warning notices. At least 18 entrapment deaths are associated with the recalled bed rails.<sup>1</sup>

Sections 9 and 11 of ASTM F3186-17 contain requirements for labels, warnings, and instructional literature. The Standard includes minor modifications to these requirements. These are information collection requirements that are subject to public comment and review by the Office of Management and Budget (OMB) under the Paperwork Reduction Act of 1995 (PRA; 44 U.S.C. § 3501–3521).

#### 2. Use of the Information

Labeling requirements and instructional literature provide information to consumers needed to safely use the product and sufficient information to regulators should there be a need to locate and recall noncomplying products.

CPSC expects that the burden on manufacturers and importers of APBRs will be minimal. Specifically, CPSC expects that these entities supply labels and instructional materials in the normal course of their business, not only to comply with the ASTM 3186-17 labeling and informational requirements.

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<sup>1</sup> <https://www.cpsc.gov/Safety-Education/Safety-Education-Centers/Adult-Portable-Bed-Rails>

Under OMB's regulations (5 CFR § 1320.3(b)(2)), the time, effort and financial resources necessary to comply with a collection of information that would be incurred by persons in the "normal course of their activities" are excluded from a burden estimate, where an agency demonstrates that the disclosure activities required to comply are "usual and customary." APBRs require installation on an existing bed, which implies instructions for proper use, fit and position on a bed, as well as cleaning are necessary. While many APBR entities already provide instructional material, all need to comply with the ASTM 3186-17 labeling and informational requirements.

### 3. Use of Information Technology

Though entities may provide additional warnings electronically, the required safety warnings and labeling on APBRs are not electronic. Non-electronic warnings and instructions are required to beneficially address the risk of injuries and death associated with APBRs.

### 4. Non-duplication

The information obtained through this collection is unique and is not already available for use or adaptation from another source.

### 5. Burden on Small Businesses

This information collection does not impose a significant economic impact on a substantial number of small businesses or entities.

CPSC provides a variety of resources to help both new and experienced small businesses learn about safety requirements that apply to consumer products. These resources include the CPSC Regulatory Robot and small business education videos. Many of these resources can be accessed online at: <https://www.cpsc.gov/Business--Manufacturing/Business-Education>. Helpful information related to APBRs specifically is available at: <https://www.cpsc.gov/Business--Manufacturing/Business-Education/Business-Guidance/Adult-Portable-Bed-Rails>.

### 6. Less Frequent Collection

As mentioned, labeling requirements and instructional literature provide information to consumers needed to safely use the product and sufficient information to regulators should there be a need to locate and recall noncomplying products. If required information is not provided, consequences would include a reduced ability for consumers to safely use the product or regulators to identify, locate or recall noncomplying products.

### 7. Paperwork Reduction Act Guidelines

This collection of information does not require the collection to be conducted in a manner inconsistent with the guidelines delineated in 5 CFR § 1320.5(d)(2).

8. Consultation and Public Comments

Part A: PUBLIC NOTICE

A 60-Day Federal Register (FR) notice for the collection was published on Friday, April 24, 2026 (91 FR 22143). CPSC received 0 comments on the 60-Day notice. Comments close on June 23, 2026.

Part B: CONSULTATION

The CPSC has consulted extensively with organizations in the development of the safety standard for APBRs. In 2013, ASTM International (ASTM) formed the ASTM F15.70 subcommittee to begin the development of a voluntary standard for APBRs, and CPSC staff actively participated in the subcommittee to develop that voluntary standard. In August 2017, ASTM published the voluntary standard, ASTM F3186-17, Standard Specification for Adult Portable Bed Rails and Related Products.

9. Gifts or Payment

No payments or gifts are being offered to respondents as an incentive to participate in the collection.

10. Confidentiality

No assurances of confidentiality are being offered to respondents participating in the collection.

11. Sensitive Questions

No questions considered sensitive are being asked in this collection.

12. Respondent Burden and its Labor Costs

Staff estimates the burden of this collection of information as follows:

**Table - Estimated Annual Reporting Burden**

Burden type	Number of responses	Frequency of response	Total annual responses	Hours per response	Total burden hours	Annual cost
Labeling	12	6	72	8	576	\$24,209
Instructional literature	12	6	72	24	1,728	\$72,628
<b>Total Burden</b>	—	—	—	—	<b>2,304</b>	<b>\$96,837</b>

Our estimate is based on the following. CPSC assumes 12 entities will respond to the collection annually, on average, and that each entity will respond approximately six times

to accommodate the labeling and instructional literature for various APBR models each year. The estimated time required to make labeling modifications is about eight hours per model. Therefore, the estimated burden associated with labels is 576 hours (12 entities × 6 models per entity × 8 hours per model = 576 hours).

We estimate the hourly compensation for the time required to create and update labels is \$42.03 (U.S. Bureau of Labor Statistics, “Employer Costs for Employee Compensation,” June 2025), total compensation for all sales and office workers in goods producing private industries: [https://www.bls.gov/news.release/archives/ecec\\_09122025.htm](https://www.bls.gov/news.release/archives/ecec_09122025.htm)). Therefore, the estimated annual cost to industry associated with the labeling requirements is approximately \$24,209 (\$42.03 per hour × 576 hours = \$24,209.28).

The rule requires instructions to be supplied with the product. Under the OMB’s regulations (5 CFR § 1320.3(b)(2)), the time, effort, and financial resources necessary to comply with a collection of information that would be incurred by persons in the “normal course of their activities” are excluded from a burden estimate, where an agency demonstrates that the disclosure activities required to comply are “usual and customary.” APBRs require installation on an existing bed, which implies instructions for proper use, fit, and position on a bed, as well as necessary cleaning. While APBR entities already provide instructional material, CPSC expects all will need to make some minor modifications to existing material. The estimated time to update or edit instructional material is 24 hours per model. Each entity responds for an average of six different APBR models. Therefore, the estimated burden associated with instructional literature is 1,728 hours (12 entities × 6 models per entity × 24 hours per model).

We estimate the hourly compensation for the time required to create and update instructional material is \$42.03 (U.S. Bureau of Labor Statistics, “Employer Costs for Employee Compensation,” June 2025), total compensation for all sales and office workers in goods producing private industries: [https://www.bls.gov/news.release/archives/ecec\\_09122025.htm](https://www.bls.gov/news.release/archives/ecec_09122025.htm)). Therefore, the estimated annual cost to industry associated with the instructional material requirements is approximately \$72,628 (\$42.03 per hour × 1,728 hours = \$72,627.84).

Based on this analysis, the estimated burden for this collection of information is approximately 2,304 hours, at an estimated cost of \$96,837 annually (\$24,209 + \$72,628). Note that this may be an overestimate because not every entity will modify product labels and instructional literature for each model annually.

### 13. Respondent Costs Other Than Burden Hour Costs

There are no operating, maintenance, or capital costs associated with the collection and there are no annualized costs to respondents other than the labor burden costs addressed in Section 12 of this document to complete this collection.

14. Cost to the Federal Government

Part A: LABOR COST TO THE FEDERAL GOVERNMENT

Generally, violations that are pursued by CPSC are not related to labeling or instructional literature. The estimated annual cost of the information collection requirements to the federal government is approximately \$1,972, which includes 24 staff hours to examine and evaluate the information as needed for Compliance activities. This is based on a GS-12, step 5 level salaried employee. The average hourly wage rate for a mid-level salaried GS-12 employee in the Washington, DC metropolitan area (effective as of January 2026) is \$55.62 (GS-12, step 5). This represents 67.7 percent of total compensation (U.S. Bureau of Labor Statistics, “Employer Costs for Employee Compensation,” June 2025, Table 2, percentage of wages and salaries for all civilian management, professional, and related employees: [https://www.bls.gov/news.release/archives/ecec\\_09122025.htm](https://www.bls.gov/news.release/archives/ecec_09122025.htm)). Adding an additional 32.3 percent for benefits brings average annual compensation for a mid-level salaried GS-12 employee to \$82.16 per hour. Assuming that approximately 24 hours will be required annually, this results in an approximate annual cost of \$1,972 ( $\$82.16 \text{ per hour} \times 24 \text{ hours} = \$1,971.84$ ).

Part B: OPERATIONAL AND MAINTENANCE COSTS TO THE FEDERAL GOVERNMENT

There are no operating, maintenance, or capital costs to the federal government associated with the collection.

15. Reasons for Change in Burden

There has been no change in burden hours.

16. Publication of Results

Labeling requirements will provide information to consumers and regulators needed to locate and recall noncomplying products. Information collected will be used by consumers and regulators to identify, locate or recall noncomplying products.

17. Non-Display of OMB Expiration Date

We are not requesting approval to omit the display of the expiration date on the collection instrument.

18. Exceptions to “Certification for Paperwork Reduction Submissions”

We are not requesting any exemptions to the provisions stated in 5 CFR § 1320.9.