

SUPPORTING STATEMENT – PART A

OMB Control Number 0704-0229 – Defense Federal Acquisition Regulation Supplement (DFARS) Part 225, Foreign Acquisition and Related Clauses

Summary of Changes from Previously Approved Collection

- Decrease in the number of responses and hours due to use of current data and removal of certain requirements.
- Increase in the estimated cost based on use of 2026 hourly rates.

1. Need for the Information Collection

This justification supports renewal of Office of Management and Budget (OMB) Control Number 0704-0229. This information collection pertains to information that an offeror or contractor must submit to the Department of Defense (DoD) in response to the requirements of the solicitation provisions and contract clauses related to DFARS part 225, except for data requirements relating to the Synchronized Predeployment and Operational Tracker (SPOT) web-based system, which is covered by OMB Control Number 0704-0460. In general, this information collection implements the laws and policies relating to international acquisition, such as—

- The Buy American statute (41 U.S.C. chapter 83 and Executive Order (E.O.) 10582); The Trade Agreements Act (19 U.S.C. 2501-2515), including the World Trade Organization Government Procurement Agreement and various free trade agreements;
- Advance notification of contract performance outside the United States and Canada (10 U.S.C. 4603);
- Defense memoranda of understanding and related agreements (10 U.S.C. 4851);
- Determination of public interest under the Buy American statute (10 U.S.C. 4861);
- Restrictions on specialty metals (10 U.S.C. 4863);
- Restrictions on contractor utilization of foreign photovoltaic devices (section 858 of the National Defense Authorization Act for Fiscal Year 2015); and
- Defense Trade Cooperation Treaties with the United Kingdom and Australia (Pub. L. 111-266).

The specific information collection requirements covered by this OMB Control Number are as follows:

a. Buy American statute, Balance of Payments Program, Trade Agreements representations and certifications:

i. DFARS 252.225-7000, Buy American—Balance of Payments Program Certificate, as prescribed in 225.1101(1)(i), requires the offeror to identify in its proposal supplies that do not meet the definition of domestic end product, separately listing qualifying country and other foreign end products. The Buy American statute does not apply to acquisitions of commercial information technology.

ii. DFARS 252.225-7020, Trade Agreements Certificate, as prescribed in 225.1101(5)(i), only requires listing of nondesignated country end products. This provision is used in solicitations for all acquisitions subject to the World Trade Organization Government Procurement Agreement.

iii. DFARS 252.225-7035, Buy American—Free Trade Agreements—Balance of Payments Program Certificate, as prescribed in 225.1101(9)(i) and (v), requires separate listing of qualifying country (except Australia), FTA country, or other foreign end products. Alternate I, as prescribed in 225.1101(9)(ii), requires listing of qualifying country or other foreign end products. The Buy American statute does not apply to acquisitions of commercial information technology.

b. DFARS 252.225-7003, Report of Intended Performance Outside the United States and Canada—Submission with Offer, and 252.225-7004, Report of Intended Performance Outside the United States and Canada—Submission after Award, as prescribed in DFARS 225.7204(a) and (b) respectively, require offerors and contractors to submit a Report of Contract Performance Outside the United States for subcontracts to be performed outside the United States. The reporting threshold is \$700,000 for contracts that exceed \$13.5 million. The contractor may submit the report on DD Form 2139, Report of Contract Performance Outside the United States, or a computer-generated report that contains all information required by DD Form 2139.

c. DFARS 252.225-7005, Identification of Expenditures in the United States, as prescribed in DFARS 225.1103(1), requires contractors incorporated or located in the United States to identify, on each request for payment under contracts for supplies to be used, or for construction or services to be performed, outside the United States, that part of the requested payment representing estimated expenditures in the United States.

d. DFARS 252.225-7010, Commercial Derivative Military Article—Specialty Metals Compliance Certificate, as prescribed at DFARS 225.7003-5(b), requires the offeror to certify that it will take certain actions with regard to specialty metals if the offeror chooses to use the alternative compliance approach when providing commercial derivative military articles to the Government.

e. DFARS 252.225-7013, Duty-Free Entry, prescribed at DFARS 225.1101(4), requires the contractor or an authorized agent to provide information on shipping documents and customs forms regarding those items that are eligible for duty-free entry.

f. DFARS 252.225-7018, Photovoltaic Devices—Certificate, as prescribed at DFARS 225.7017-4(b), requires offerors to certify that no photovoltaic devices with an estimated value exceeding the micro-purchase threshold will be utilized in performance of the contract or to specify the country of origin.

g. DFARS 252.225-7025, Restriction on Acquisition of Forgings, as prescribed in DFARS 225.7102-4, also requires contractor retention of records showing compliance with the restrictions until 3 years after final payment. The contractor agrees to make the records available to the contracting officer upon request. The contractor may request a waiver in accordance with DFARS 225.7102-3.

h. DFARS 252.225-7032, Waiver of United Kingdom Levies—Evaluation of Offers, and 252.225-7033, Waiver of United Kingdom Levies, as prescribed in DFARS 225.1101(7) and (8) respectively, require United Kingdom offerors and prime contractors, and offerors and prime contractors with subcontracts of a dollar value exceeding \$1 million with United Kingdom firms, to provide certain information necessary for DoD to obtain a waiver of United Kingdom levies.

i. DFARS 252.225-7046, Exports of Approved Community Members in Response to the Solicitation, as prescribed at DFARS 225.7902-5(a), requires a representation whether exports or transfers of qualifying defense articles were made in preparing the response to the solicitation. If yes, the offeror represents that such exports or transfers complied with the requirements of the provision.

2. Use of the Information

Some of the information obtained through the clauses associated with DFARS part 225 is used to ensure contractor compliance with restrictions on the acquisition of foreign products. These restrictions are imposed by statute or policy to protect the defense industrial base. Other information is required to enable compliance with our trade agreements, memoranda of understanding, and Defense Trade Cooperation treaties which promote reciprocal trade with our allies. DoD also provides information to the Department of Commerce with regard to the Balance of Payments Program.

3. Use of Information Technology

Information technology is used to collect the information (100%). Where offerors and contractors have automated systems that contain the information needed to report these requirements, they may submit the information or report in formats that are compatible with the automated systems.

4. Non-duplication

As a matter of policy, DoD reviews the Federal Acquisition Regulation to determine if adequate language already exists. The requirements in DFARS part 225 apply solely to DoD and are not duplicative of the requirements in FAR part 25. This information is not readily available from other sources.

5. Burden on Small Business

The collection of this information is not expected to have a significant impact on a substantial number of small businesses or other small entities. The burden applied to small business is the minimum consistent with applicable laws, Executive orders, regulations, and prudent business practices.

6. Less Frequent Collection

The frequency for collecting this information was reviewed by the DoD specialists who are most knowledgeable of the requirements and the need for the information. Every attempt has been made to keep the frequency of collection to a minimum. The requirements for the information collection are included in the solicitation package that is made available to prospective contractors. The information must then be provided by offerors or contractors as follows:

- a. DFARS 252.225-7000/7020/7035 – With the offer.
- b. DFARS 252.225-7003 and 252.225-7004 – Under the provision 252.225-7003, with the offer. Under the clause 252.225-7004, when the information is known and, to the maximum extent practicable, at least 30 days before subcontract award.
- c. DFARS 252.225-7005 – On each request for payment.
- d. DFARS 252.225-7010 – With the offer.
- e. DFARS 252.225-7013 – On the shipping documents and customs form when foreign items enter the country.
- f. DFARS 252.225-7018 – With the offer.
- g. DFARS 252.225-7025 – Upon request of the contracting officer or when the contractor requests a waiver.
- h. DFARS 252.225-7032 and 252.225-7033 – With the offer or before award of a subcontract offer of \$1 million to a United Kingdom firm.
- i. DFARS 252.225-7046 – With the offer.

7. Paperwork Reduction Act Guidelines

There are no special circumstances for collection. Collection of this information is consistent with the guidelines at 5 CFR 1320.5(d)(2).

8. Consultation and Public Comments

a. Public Notice

i. Public comments were solicited in the *Federal Register* on May 29, 2026 (91 FR 32014). No public comments were received.

ii. A notice of submission to OMB for clearance of this information collection was published in the *Federal Register* on July 31, 2026 (91 FR 48378).

b. Consultation

The Contract Policy Directorate was consulted with regard to some of the burden estimates for which supporting data is not available in the Federal Procurement Data System.

9. Gifts or Payment

DoD will not provide a payment or gift to respondents to this information collection requirement, other than remuneration to contractors under their contracts.

10. Confidentiality

This information is disclosed only to the extent consistent with statutory requirements, current regulations, and prudent business practices. No assurance of confidentiality is provided to respondents. A Privacy Act Statement is not required for this collection because DoD is not requesting individuals to furnish personal information for a system of records. The collection of information does not include any personally identifiable information; therefore, no Privacy Impact Assessment or Privacy Act System of Records Notice is required.

11. Sensitive Questions

No sensitive questions are involved in the information collection.

12. Respondent Burden and its Labor Costs

a. DFARS 252.225-7000, Buy American—Balance of Payments Program Certificate; DFARS 252.225-7020, Trade Agreements Certificate; and DFARS 252.225-7035, Buy American—Free Trade Agreements—Balance of Payments Program Certificate.

The estimated respondent burdens and labor costs for these provisions are shown in the following table and a discussion of the burdens is provided below the table.

Burden estimates:	22.225-7000, Basic	252.225-7020, Basic	252.225-7035, Basic, Alt I, Alt IV
Number of respondents	14,143	619	16,989
Responses per respondent	10	3	10
Number of responses	141,425	1,858	169,890
Hours per response	0.25	0.25	0.25
Estimated hours (responses multiplied by hours per response)	35,357	464.5	42,472.5
Cost per hour (hourly wage) – <i>Note (1)</i>	\$55.25	\$55.25	\$55.25
Annual public burden (hours multiplied by cost)	\$1,953,474	\$25,664	\$2,346,606

per hour)			
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Note (1): The cost per hour is based on the Office of Personnel Management (OPM) General Schedule (GS) 11, Step 5, base hourly rate for calendar year 2026 (\$40.55) plus the 36.25% civilian personnel full fringe benefit rate from OMB Memo M-08-13 (\$14.70), equals \$55.25.

Only one of these provisions is used in a solicitation. If the items being acquired are subject to trade agreements (listed at DFARS 225.401-70) and another exception does not apply, then DFARS 252.225-7035 is used in acquisitions valued at less than \$174,000, and DFARS 252.225-7020 is used in acquisitions of \$174,000 or more.

The Buy American statute does not apply unless an acquisition exceeds the micro-purchase threshold. It also does not apply to acquisitions of commercial information technology. Further, commercially available off-the-shelf (COTS) items manufactured in the United States are considered domestic, regardless of component content. In FY 2026 the Federal Procurement Data System indicated the following number of contract awards for DoD supplies:

- 188,567 awards valued between the micro-purchase threshold and \$25,000, not including commercial information technology, awarded to 7,245 unique entities.
- 214,040 awards over \$25,000 for products not in a Federal Supply Group (FSG) subject to trade agreements and not including commercial information technology, awarded to 12,072 unique entities.
- 61,921 awards over \$174,000 for products in FSGs subject to trade agreements awarded to 6,858 unique entities.
- 161,800 awards between \$25,000 and \$174,000 for products in Federal Supply Groups subject to trade agreements with 16,989 unique respondents.

i. DFARS 252.225-7000, basic provision. A response to 252.225-7000 is not required if the offeror is proposing a domestic end product. DoD estimates that for acquisitions subject to the Buy American statute, if no trade agreements are applicable, about 75 percent of the products offered are domestic. The number of responses for 252.225-7000 is therefore calculated as 188,567 solicitations x 3 (responses per solicitation) x 0.25 (% offering foreign end products) = 141,425 responses per year. An estimate of 10 responses per respondent (14,143 respondents) and 0.25 hours per response, results in estimates of a total of 35,357 hours per year associated with responses to 252.225-7000.

ii. DFARS 252.225-7020, basic provision. A response to 252.225-7020 is required only if the product is not U.S.-made, qualifying, or designated. Such response should be rare, because the offeror of such products is unlikely to receive an award. DoD estimates only 1,858 responses to 252.225-7020 (61,921 solicitations x 3 responses per solicitation x 0.01).

iii. DFARS 252.225-7035, basic provision, alternate I, and alternate IV. A response to 252.225-7035 is not required if the offeror is proposing a domestic end product. DoD estimates that for acquisitions subject to the Buy American statute and free trade agreements, about 65 percent of the products offered are domestic. The number of responses for 252.225-7035 is therefore calculated as 161,800 solicitations x 3 (responses per solicitation) x 0.35 (% offering foreign end products) = 169,890. An estimate of approximately 10 responses per respondent and 0.25 hours per response, results in estimates of 16,989 respondents and a total of 42,472.5 hours per year associated with responses to 252.225-7035.

b. DFARS 252.225-7003, Report of Intended Performance Outside the United States and Canada—Submission with Offer; and 252.225-7004, Report of Intended Performance Outside the United States and Canada—Submission after Award: The estimated respondent burdens and labor costs for this provision and clause are shown in the following table and a discussion of the burden is provided below the table.

Estimation of Respondent Burden: 252.225-7003 and 252.225-7004	
Number of respondents	17
Responses per respondent – <i>Note (1)</i>	8.7
Number of responses	148
Hours per response	1
Estimated hours (number of responses multiplied hours per response)	148
Cost per hour (hourly wage) – <i>Note (2)</i>	\$55.25
Annual public burden (estimated hours multiplied by cost per hour)	\$8,177

Note (1): This is a weighted average (responses/respondents)

Note (2): The cost per hour is based on the OPM General Schedule (GS) 11, Step 5, base hourly rate for calendar year 2026 (\$40.55) plus the 36.25% civilian personnel full fringe benefit rate from OMB Memo M-08-13 (\$14.70), equals \$55.25.

DoD received an average of 103 reports per year, from about 11 respondents. DoD estimated that an additional 45 reports from 6 additional respondents are submitted with the offers.

c. DFARS 252.225-7005, Identification of Expenditures in the United States: The estimated respondent burdens and labor costs for this provision are shown in the following table and a discussion of the burden is provided below the table.

Estimation of Respondent Burden: 252.225-7005	
Number of respondents	2,307
Responses per respondent	14
Number of responses	32,303
Hours per response	0.25
Estimated hours (number of responses multiplied hours per response)	8,076
Cost per hour (hourly wage) – <i>Note (1)</i>	\$55.25
Annual public burden (estimated hours multiplied by cost per hour)	\$446,199

Note (1): The cost per hour is based on the OPM General Schedule (GS) 11, Step 5, base hourly rate for calendar year 2026 (\$40.55) plus the 36.25% civilian personnel full fringe benefit rate from OMB Memo M-08-13 (\$14.70), equals \$55.25.

The information is required in order to comply with Chapter 13 of the DoD Financial Management Regulation. The clause does not apply to (1) contractors that are incorporated concerns not incorporated in the United States or (2) unincorporated concerns not having principal place of business in the United States. This estimate remains unchanged for this cycle.

d. DFARS 252.225-7010, Commercial Derivative Military Article—Specialty Metals Compliance Certificate: The estimated respondent burdens and labor costs for this provision are shown in the following table and a discussion of the burden is provided below the table.

Estimation of Respondent Burden: 252.225-7010	
Number of respondents	50
Responses per respondent	1
Number of responses	50
Hours per response	200
Estimated hours (number of responses multiplied hours per response)	10,000
Cost per hour (hourly wage) – <i>Note (1)</i>	\$55.25
Annual public burden (estimated hours multiplied by cost per hour)	\$552,500

Note (1): The cost per hour is based on the OPM General Schedule (GS) 11, Step 5, base hourly rate for calendar year 2026 (\$40.55) plus the 36.25% civilian personnel full fringe benefit rate from OMB Memo M-08-13 (\$14.70), equals \$55.25.

The information collection requirement at 252.225-7010 is currently approved at 50 respondents; 50 responses; and 10,000 hours. Based on consultation with subject matter experts, we do not estimate a change in the estimated burden hours from those currently approved, except for the updated cost per hour.

e. DFARS 252.225-7013, Duty-Free Entry: The estimated respondent burdens and labor costs for this clause are shown in the following table and a discussion of the burden is provided below the table.

Estimation of Respondent Burden: 252.225-7013	
Number of respondents	4,200
Responses per respondent – <i>Note (1)</i>	7.5
Number of responses	31,500
Hours per response	0.25
Estimated hours (number of responses multiplied hours per response)	7,875
Cost per hour (hourly wage) – <i>Note (2)</i>	\$55.25
Annual public burden (estimated hours multiplied by cost per hour)	\$435,094

Note (1): This is a weighted average (responses/respondents)

Note (2): The cost per hour is based on the OPM General Schedule (GS) 11, Step 5, base hourly rate for calendar year 2026 (\$40.55) plus the 36.25% civilian personnel full fringe benefit rate from OMB Memo M-08-13 (\$14.70), equals \$55.25.

There is no change in the estimated burden. The information requested in 252.225-7013 supplements the information requested under FAR clause 52.225-10 and is required only if the contractor is requesting duty-free entry. Data indicates an average of approximately 31,500 duty-free entry certificates a year on supplies for DoD.

f. DFARS 252.225-7018, Photovoltaic Devices—Certificate: The estimated respondent burdens and labor costs for this clause are shown in the following table and a discussion of the burden is provided below the table.

Estimation of Respondent Burden: 252.225-7018	
Number of respondents	16
Responses per respondent	3
Number of responses	48
Hours per response	0.25
Estimated hours (number of responses multiplied hours per response)	12
Cost per hour (hourly wage) – <i>Note (1)</i>	\$55.25
Annual public burden (estimated hours multiplied by cost per hour)	\$663

Note (1): The cost per hour is based on the OPM General Schedule (GS) 11, Step 5, base hourly rate for calendar year 2026 (\$40.55) plus the 36.25% civilian personnel full fringe benefit rate from OMB Memo M-08-13 (\$14.70), equals \$55.25.

This clause is required for use in solicitations for a contract that is expected to exceed the simplified acquisition threshold and is an energy savings performance contract, a utility service contract, or a private contract housing awarded by DoD that may result in DoD ownership of photovoltaic devices, by means other than DoD purchase as end products. The offeror is required to certify that no photovoltaic devices are to be utilized in the performance of the contract or, depending on dollar value of the photovoltaic devices, may be required specify the country of origin. Based on information from subject matter experts, DoD estimates no change to the currently approved estimates.

g. DFARS 252.225-7025, Restriction on Acquisition of Forgings. The estimated respondent burdens and labor costs for this clause are shown in the following table and a discussion of the burden is provided below the table.

Estimation of Respondent Burden: 252.225-7025	Responses	Records	Total
Number of respondents / recordkeepers	85	85	
Responses per respondent	3		
Number of responses	255		

Hours per response /record	0.25	3	
Estimated hours (number of responses multiplied hours per response)	64	255	319
Cost per hour (hourly wage) – <i>Note (1)</i>			\$55.25
Annual public burden (estimated hours multiplied by cost per hour)			\$17,625

Note (1): The cost per hour is based on the OPM General Schedule (GS) 11, Step 5, base hourly rate for calendar year 2026 (\$40.55) plus the 36.25% civilian personnel full fringe benefit rate from OMB Memo M-08-13 (\$14.70), equals \$55.25.

There are no changes to the currently approved estimates. This clause restricts ship propulsion shafts (excluding service and landing craft), periscope tubes, and ring forgings for bull gears greater than 120 inches in diameter. Based on discussions with Navy contracting professionals, we estimate the number of recordkeepers to be 103, the estimated number of shipbuilders and per year having open contracts that contain the clause 252.225-7025, and which require any of the restricted forging items as components. We further estimate that it will take each contractor an average of approximately 3 hours per year to keep records showing the domestic source of these components. The number of respondents is estimated at 6 (40 percent of recordkeepers, as in the current clearance). The estimate of 1.5 responses per respondent and 0.5 hours per response also remains unchanged.

h. DFARS 252.225-7032/7033, Waiver of United Kingdom Levies: The estimated respondent burdens and labor costs for this clause are shown in the following table and a discussion of the burden is provided below the table.

Estimation of Respondent Burden: 252.225-7032 and 252.225-7033	Reporting	Records	Total
Number of respondents	10	10	
Responses per respondent	1	1	
Number of responses	10	10	20
Hours per response	1	1	1
Estimated hours (number of responses multiplied hours per response)	10	10	20
Cost per hour (hourly wage) – <i>Note (1)</i>			\$55.25
Annual public burden (estimated hours multiplied by cost per hour)			\$1,105

Note (1): The cost per hour is based on the OPM General Schedule (GS) 11, Step 5, base hourly rate for calendar year 2026 (\$40.55) plus the 36.25% civilian personnel full fringe benefit rate from OMB Memo M-08-13 (\$14.70), equals \$55.25.

This information is currently approved at 20 hours (10 for reporting, 10 for recordkeeping). Contracting personnel in the United Kingdom estimate no more than 10 respondents/recordkeepers per year.

i. DFARS 252.225-7046, Exports of Approved Community Members in Response to the Solicitation: The estimated respondent burdens and labor costs for this clause are shown in the following table and a discussion of the burden is provided below the table.

Estimation of Respondent Burden: 252.225-7046	
Number of respondents	110
Responses per respondent	1
Number of responses	110
Hours per response	0.1
Estimated hours (number of responses multiplied hours per response)	11
Cost per hour (hourly wage) – <i>Note (1)</i>	\$55.25
Annual public burden (estimated hours multiplied by cost per hour)	\$608

Note (1): The cost per hour is based on the OPM General Schedule (GS) 11, Step 5, base hourly rate for calendar year 2026 (\$40.55) plus the 36.25% civilian personnel full fringe benefit rate from OMB Memo M-08-13 (\$14.70), equals \$55.25.

The provision requires a representation whether exports or transfers of qualifying defense articles were made in preparing the response to the solicitation. If yes, the offeror represents that such exports or transfers complied with the requirements of the provision.

DoD does not estimate any change in the approved burden. DoD estimates the number of respondents to be 110 based on an estimate of 22 solicitations per year meeting the specified requirements for use of the provision. DoD estimates it will require approximately 0.1 hours per response.

j. Total Respondent Burden: The total estimated respondent burdens and labor costs for all provisions and clauses described in paragraphs 12.a. through 12.i are shown in the following table.

Estimation of Total Respondent Burden: OMB Control Number 0704-0229			
	Responses	Recordkeeping	Total
Number of respondents /recordkeepers *	38,546	95	
Responses per respondent	9.8	1	
Number of responses/records **	377,597	95	377,692
Hours per response/record, approx.	0.28	2.789	
Estimated hours (number of responses/records multiplied hours per response/record)	104,490	265	104,755
Cost per hour (hourly wage rounded)	55.25	55.25	

Annual public burden (estimated hours multiplied by cost per hour)	\$5,787,715	\$14,641	\$5,802,356
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* The number of respondents includes the recordkeepers. When the respondent is also a recordkeeper, the respondent is only reported once.

** The number of responses provided annually includes the number of recordkeepers.

13. Respondent Costs Other Than Burden Hour Costs

DoD does not estimate any annual cost burden apart from the hourly burden in Item 12 above.

14. Cost to the Federal Government

The time required for the Government review of the responses follows:

Estimation of Costs to the Federal Government:	
Number of responses	377,597
Hours per response (rounded)	0.25
Estimated hours (number of responses multiplied hours per response)	94,399
Cost per hour – <i>Note (1)</i>	\$55.25
Annual public burden (estimated hours multiplied by cost per hour)	\$5,215,545

Note (1): The cost per hour is based on the OPM GS-11, Step 5, base hourly rate for calendar year 2026 (\$40.55) plus the 36.25% civilian personnel full fringe benefit rate from OMB Memo M-08-13 (\$14.70), equals \$55.25.

15. Reasons for Change in Burden

The respondent burden and cost estimates are revised based on use of current data, as described in sections 12.a. through 12.i. of this supporting statement, and the removal of requirements associated with Afghanistan. Use of current cost per hour data from OPM for calendar year 2026 resulted in an increase in the total costs.

Change in Burden	2023	2026	Difference
Number of respondents	39,221	38,546	-675
Number of recordkeepers	95	95	0
Responses/respondent	10	10	0
Total annual responses	382,876	377,692	-5,184
Total hours	106,995	104,755	-2,240
Cost per hour (rounded)	\$51.13	\$55.25	+4.12
Total Costs	\$5,471,185.32	\$5,802,356	+\$331,171

16. Publication of Results

Results of this collection will not be published.

17. Non-Display of OMB Expiration Date

DoD does not seek approval to not display the expiration dates for OMB approval of the information collection.

18. Exceptions to “Certification for Paperwork Reduction Submissions”

There are no exceptions to the certification accompanying this Paperwork Reduction Act submission.