



## **CONSUMER PRODUCT SAFETY COMMISSION**

**Docket No. CPSC-2009-0073**

**Agency Information Collection Activities; Submission for OMB Review; Comment Request—Virginia Graeme Baker Pool and Spa Safety Act; Compliance Form**

**AGENCY:** Consumer Product Safety Commission.

**ACTION:** Notice.

**SUMMARY:** In accordance with the requirements of the Paperwork Reduction Act (“PRA”) of 1995 (44 U.S.C. chapter 35), the Consumer Product Safety Commission (“Commission” or “CPSC”) announces that the Commission has submitted to the Office of Management and Budget (“OMB”) a request for extension of approval of a collection of information regarding a form used to verify whether pools and spas are in compliance with the Virginia Graeme Baker Pool and Spa Safety Act. In the *Federal Register* of April 25, 2016 (81 FR 24068), the CPSC published a notice to announce the agency's intention to seek extension of approval of the collection of information. The Commission received no comments. Therefore, by publication of this notice, the Commission announces that CPSC has submitted to the OMB a request for extension of approval of that collection of information, without change.

**DATES:** Written comments on this request for extension of approval of information collection requirements should be submitted by [**insert date that is 30 days from publication of this notice in the Federal Register**].

**ADDRESSES:** Submit comments about this request by email:

OIRA\_submission@omb.eop.gov or fax: 202-395-6881. Comments by mail should be

sent to the Office of Information and Regulatory Affairs, Attn: OMB Desk Officer for the CPSC, Office of Management and Budget, Room 10235, 725 17th Street NW, Washington, DC 20503. In addition, written comments that are sent to OMB also should be submitted electronically at <http://www.regulations.gov>, under Docket No. CPSC-2009-0073.

**FOR FURTHER INFORMATION CONTACT:** For further information contact: Robert H. Squibb, Consumer Product Safety Commission, 4330 East West Highway, Bethesda, MD 20814; (301) 504-7815, or by e-mail to: [rsquibb@cpsc.gov](mailto:rsquibb@cpsc.gov).

**SUPPLEMENTARY INFORMATION:** CPSC has submitted the following currently approved collection of information to OMB for extension:

**Title:** Virginia Graeme Baker Pool and Spa Safety Act Verification of Compliance Form

**OMB Number:** 3041-0142

**Type of Review:** Renewal of collection

**Frequency of Response:** On occasion

**Affected Public:** Public pools and spa facilities

**Estimated Number of Respondents:** 200 pools or facilities.

**Estimated Time per Response:** 3 hours to inspect a pool or spa facility.

**Total Estimated Annual Burden:** The total testing burden hours are 600 (200 inspections x 3 hours per inspection).

**General Description of Collection:** On December 19, 2008, the Virginia Graeme Baker Pool and Spa Safety Act (“Act”) became effective (Pub. L. 110-140). The Act applies to public pools and spas and requires that each swimming pool and spa drain cover manufactured, distributed, or entered into commerce in the United States shall conform to

the entrapment protection standards of the ASME/ANSI A112.19.8 performance standard or any successor standard regulating such swimming pool or drain cover pursuant to section 1404(b) of the Act.

On August 5, 2011, the Commission published a final rule incorporating by reference ANSI/APSP-16 2011 as the successor standard, effective September 6, 2011. 76 FR 47436. The Act requires that, in addition to having the anti-entrapment devices or systems, each public pool and spa in the United States with a single main drain other than an unblockable drain shall be equipped with one or more of the following devices or systems designed to prevent entrapment by pool or spa drains including a safety vacuum release system, suction-limiting vent system, gravity drainage system, automatic pump shut-off system or drain disablement. CPSC will collect information through the verification of compliance form to identify drain covers, pools, and spas that do not meet the performance requirements in ANSI/APSP-16 2011 and the Act.

Dated: July 18, 2016

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Todd A. Stevenson, Secretary  
Consumer Product Safety Commission

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