

PAPERWORK REDUCTION ACT
JUSTIFICATION FOR A NO MATERIAL/NON-SUBSTANTIVE CHANGE
FMCS FORM R-43
OMB CONTROL NO. 3076-0016

1. Justification for a No Material/Non-Substantive Change.

Since the form is submitted by one party on behalf of both parties, we want to ensure we utilize plain language. Also, federal sector panel requests need to be emailed to ensure compliance with Executive Order 14251 and FMCS's statutory authority. "Special Requirements" panel requests need to be emailed to ensure accurate processing of these unique requests.

2. Describe the changes from the currently Active ICR.

The following are the changes made to the form:

- Add – Under Type of Industry, next to Federal Government: "All federal sector panel requests must be emailed to arbitration@fmcs.gov."
- Add – On the second page, in the paragraph: "In accordance with 5 U.S.C. § 572 and 29 U.S.C. § 173(f), by completing this request you are certifying that all parties agree to such proceedings."
- Remove – On the second page, in the paragraph: "If "Special Requirements" are listed or "Expedited Arbitration" is requested, you MUST certify that all parties jointly agree to these requests. This also applies to additional panel requests."
- Add – On the second page, in the paragraph: "All "Special Requirements" panel request must be emailed to arbitration@fmcs.gov."
- Update – On the second page, in the paragraph: "A submission of a panel..." to "The assignment..."
- Update – On the second page, near signature: "I certify that the above is jointly agreed" to "I certify that the above is jointly agreed at the time this request is made."