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**U.S. DEPARTMENT OF THE INTERIOR  
BUREAU OF LAND MANAGEMENT**

**PAPERWORK REDUCTION ACT SUBMISSION  
SUPPORTING STATEMENT A**

**Tramroads and Logging Roads (43 CFR Part 2810)  
OMB Control Number 1004-0168**

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**Terms of Clearance:** Not applicable. The Office of Management and Budget (OMB) provided no Terms of Clearance when it last reviewed this OMB Control Number (see OMB Notice of Action dated 08/03/2020).

**Abstract:** The BLM Oregon State Office has authority under the Oregon and California Revested Lands Sustained Yield Management Act of 1937 (43 U.S.C. 2601 and 2602) and subchapter V of the Federal Land Policy and Management Act (43 U.S.C. 1761–1771) to grant rights-of-way to private landowners to transport their timber over roads controlled by the BLM. This information collection enables the BLM to calculate and collect appropriate fees for this use of public lands. This OMB Control Number is currently scheduled to expire on August 31, 2023. The BLM request that OMB renew this OMB Control Number for an additional three years.

**Justification**

**1. Explain the circumstances that make the collection of information necessary. Identify any legal or administrative requirements that necessitate the collection.**

The Bureau of Land Management (BLM) manages approximately 14,300 miles of roads within 18 counties of western Oregon. The BLM manages nearly 75 percent of these roads under reciprocal right-of-way (ROW) agreements. The remaining roads are subject to BLM-administered ROW permits.

This collection of information pertains to rights-of-way for tramroads and logging roads over certain public lands administered by the Bureau of Land Management (BLM) in western Oregon, in accordance with the following authorities:

- Oregon and California Railroad and Coos Bay Wagon Road Grant Lands Act (43 U.S.C. 2601 (formerly 1181a) and 1181b);
- Section 502 of the Federal Land Management and Policy Act (43 U.S.C. 1762); and
- 43 CFR 2812.5-2.

As originally enacted in the 1860s, the “Oregon and California” (O&C) and “Coos Bay” Acts

provided for specific grants of lands in western Oregon. In subsequent legislation that combined the original statutes, Congress reconveyed most of the lands to the United States government, and the Department of the Interior established timber production as the dominant use for the lands.

Section 502 of the Federal Land Policy and Management Act authorizes the Secretary of the Interior to provide for the acquisition, construction, and maintenance of roads within and near public lands to facilitate the harvest and haul of timber from such lands. Financing of such roads may be accomplished:

- By the Secretary using appropriated funds;
- By requirements on purchasers of timber and other products from the public lands, including provisions for amortization of road costs in contracts;
- By cooperative financing with other public agencies and with private agencies or persons; or
- A combination of these methods.

The BLM implements these provisions of Section 502 under the regulation at 43 CFR 2812.5-2, which requires payment to the United States for the use of roads covered by that regulation:

- A. A holder of a right-of-way must pay a basic fee of \$5.00 per year per mile or fraction thereof for the use of any existing road or of any road constructed by the permittee upon the right-of-way.
- B. Where a holder of a right-of-way receives a right to use a road constructed or acquired by the United States, the BLM may fix the rate of payment for the use of the road.

This collection of information enables the BLM to exercise the authorities to collect payments for the use of roads over certain public lands within western Oregon.

**2. Indicate how, by whom, and for what purpose the information is to be used. Except for a new collection, indicate the actual use the agency has made of the information received from the current collection. Be specific. If this collection is a form or a questionnaire, every question needs to be justified.**

The respondent (permittee) must file with the BLM Form OR-2812-6, Report of Road Use, annually, biannually, quarterly, or monthly, depending on the terms of the relevant permit or agreement for a right-of-way over BLM lands. Almost all permits and agreements provide for quarterly reports.

The BLM needs the required information in order to monitor right-of-way compliance and determine road use and road maintenance fees to be charged a permit holder by the United States.

Specific information we request on Form OR-2812-6:

- (A) BLM Road and Segment Number. The BLM uses this information to monitor compliance with permits or agreements on the road(s) authorized for use. The BLM authorizes the use of specific roads in the permit or agreement, and the use of unauthorized roads would constitute a trespass. This information is also used to determine the road use fee when the road has been amortized through the cost-share provisions of the permit or agreement.
- (B) Length Used. The BLM uses this information to calculate the road maintenance fee charged, which is based on the volume of timber hauled over each road segment length.
- (C) Material hauled from: Township (T.), Range (R.), and Section (Sec.). The BLM authorizes the hauling of timber or mineral materials from lands the permit holder owns or controls. If the respondent removes timber or other forest products from other lands, it is considered a trespass. The BLM uses this information to make sure that the road use permit holder complies with the terms and conditions of the permit.
- (D) Quantity Hauled. The BLM uses this information to calculate the road maintenance fee charged, which is based on the volume of timber hauled over each road segment length.

The BLM will insert the other information on the report, such as the amount of road use fee; amount of the maintenance fee; amount of the surface replacement fee; and the total fee due.

**3. Describe whether, and to what extent, the collection of information involves the use of automated, electronic, mechanical, or other technological collection techniques or other forms of information technology, e.g., permitting electronic submission of responses, and the basis for the decision for adopting this means of collection. Also describe any consideration of using information technology to reduce burden and specifically how this collection meets GPEA requirements.**

The form in this collection is available on the BLM's website for downloading, printing, and filling at [https://www.blm.gov/sites/blm.gov/files/policies/IM-OR-2011-076\\_Att.pdf](https://www.blm.gov/sites/blm.gov/files/policies/IM-OR-2011-076_Att.pdf)<sup>1</sup>. The only members of the public that use the form are those that have entered into reciprocal right-of-way agreements with the BLM for the construction, use, and maintenance of tramroads and logging roads on public lands in western Oregon. The form is also readily available to the permittees at each of the following BLM District Offices:

- Northwest Oregon District;
- Lakeview District;
- Coos Bay District;
- Roseburg District; and
- Medford District.

**4. Describe efforts to identify duplication. Show specifically why any similar information already available cannot be used or modified for use for the purposes described in Item 2 above.**

<sup>1</sup> Link to be updated after OMB provides a new expiration date.

No duplication of information occurs in the information we collect. The requested information is unique and is not available from any other data source. No similar information is available or able to be modified. The information is required to receive a benefit.

**5. If the collection of information impacts small businesses or other small entities, describe any methods used to minimize burden.**

We do not collect information on whether the respondents are small businesses or small entities. We estimate that all or the majority of our respondents are small businesses or entities. The information we require from all respondents is limited to the minimum necessary to authorize and manage road uses on public lands for which the BLM is responsible.

**6. Describe the consequence to Federal program or policy activities if the collection is not conducted or is conducted less frequently, as well as any technical or legal obstacles to reducing burden.**

If we did not collect the information, it would not be possible to determine payment amounts, ledger account status, or the respondents' compliance with the terms and conditions of the road use permit. The cost for road maintenance services provided by the BLM would not be recovered in a timely manner if we did not collect this information. The BLM would not be able to collect road use fees for the amortization of expenses incurred in the construction or improvement of roads by the United States. It would also have a direct effect on the ability of the BLM to maintain its road system properly and protect the road investment.

**7. Explain any special circumstances that would cause an information collection to be conducted in a manner:**

- \* **requiring respondents to report information to the agency more often than quarterly;**
- \* **requiring respondents to prepare a written response to a collection of information in fewer than 30 days after receipt of it;**
- \* **requiring respondents to submit more than an original and two copies of any document;**
- \* **requiring respondents to retain records, other than health, medical, government contract, grant-in-aid, or tax records, for more than three years;**
- \* **in connection with a statistical survey that is not designed to produce valid and reliable results that can be generalized to the universe of study;**
- \* **requiring the use of a statistical data classification that has not been reviewed and approved by OMB;**
- \* **that includes a pledge of confidentiality that is not supported by authority established in statute or regulation, that is not supported by disclosure and data security policies that are consistent with the pledge, or which unnecessarily impedes sharing of data with other agencies for compatible confidential use; or**
- \* **requiring respondents to submit proprietary trade secrets, or other confidential information, unless the agency can demonstrate that it has instituted procedures to**

**protect the information's confidentiality to the extent permitted by law.**

The respondent (permittee) must file with the BLM Form OR-2812-6, Report of Road Use, annually, biannually, quarterly, or monthly, depending on the terms of the relevant permit or agreement for a right-of-way over BLM lands. Almost all permits and agreements provide for quarterly reports.

- 8. If applicable, provide a copy and identify the date and page number of publication in the Federal Register of the agency's notice, required by 5 CFR 1320.8(d), soliciting comments on the information collection prior to submission to OMB. Summarize public comments received in response to that notice and in response to the PRA statement associated with the collection over the past three years, and describe actions taken by the agency in response to these comments. Specifically address comments received on cost and hour burden.**

**Describe efforts to consult with persons outside the agency to obtain their views on the availability of data, frequency of collection, the clarity of instructions and recordkeeping, disclosure, or reporting format (if any), and on the data elements to be recorded, disclosed, or reported.**

**Consultation with representatives of those from whom information is to be obtained or those who must compile records should occur at least once every three years — even if the collection of information activity is the same as in prior periods. There may be circumstances that may preclude consultation in a specific situation. These circumstances should be explained.**

On December 20, 2022, the BLM published a Federal Register notice soliciting public comments for a period of 60 days on this collection of information (87 FR 77878). The public comment period closed on February 21, 2023. No comments were received in response to this notice.

Additionally, as required by 5 CFR 1320.5(a)(1)(iv), BLM published a notice in the Federal Register announcing the submission of this request to OMB and allowing the public 30 days to send comments on the proposed extension of this OMB number directly to OMB.

In addition to the Federal Register Notice, we consulted with the three (3) individuals identified below to obtain their views on the availability of data; frequency of collection; the clarity of instructions; the recordkeeping, disclosure, and reporting formats; and on the data elements to be recorded, disclosed, or reported. Two of those consulted provided no feedback on this information collection and one noted that the form is functional and works as it has not for several years.

- Forester, Lone Rock Timber; Roseburg, Oregon
- Manager, Roseburg Forest Products; Eugene, Oregon
- Manager, Chinook Forest Management; Grants Pass, Oregon

**9. Explain any decision to provide any payment or gift to respondents, other than remuneration of contractors or grantees.**

We do not provide payments or gifts to the respondents.

**10. Describe any assurance of confidentiality provided to respondents and the basis for the assurance in statute, regulation, or agency policy.**

There is no pledge of confidentiality in regard to this information collection.

**11. Provide additional justification for any questions of a sensitive nature, such as sexual behavior and attitudes, religious beliefs, and other matters that are commonly considered private. This justification should include the reasons why the agency considers the questions necessary, the specific uses to be made of the information, the explanation to be given to persons from whom the information is requested, and any steps to be taken to obtain their consent.**

We do not ask questions of a sensitive nature.

**12. Provide estimates of the hour burden of the collection of information. The statement should:**

- \* **Indicate the number of respondents, frequency of response, annual hour burden, and an explanation of how the burden was estimated. Unless directed to do so, agencies should not conduct special surveys to obtain information on which to base hour burden estimates. Consultation with a sample (fewer than 10) of potential respondents is desirable. If the hour burden on respondents is expected to vary widely because of differences in activity, size, or complexity, show the range of estimated hour burden, and explain the reasons for the variance. Generally, estimates should not include burden hours for customary and usual business practices.**
- \* **If this request for approval covers more than one form, provide separate hour burden estimates for each form and aggregate the hour burdens.**
- \* **Provide estimates of annualized cost to respondents for the hour burdens for collections of information, identifying and using appropriate wage rate categories. The cost of contracting out or paying outside parties for information collection activities should not be included here.**

Table 12-1, below, shows the BLM's estimate of the hourly cost burdens for respondents. The mean hourly wages for Table 12-1 were determined using national Bureau of Labor Statistics data at: [http://www.bls.gov/oes/current/oes\\_nat.htm](http://www.bls.gov/oes/current/oes_nat.htm). The benefits multiplier of 1.4 is supported by information at <http://www.bls.gov/news.release/ecec.nr0.htm>.

Hour and cost burdens to respondents are shown at Table 12-2, below. These burdens include time spent for researching, preparing, and submitting information. The average hourly wage associated with this information collection is shown at Table 12-1, above. The frequency of

response for this information collection is “on occasion.”

**Table 12-1: Hourly Cost Calculation**

Position	Mean Hourly Wage	Benefits Multiplier	Total Mean Hourly Wage
Foresters-19-1032	\$32.56	1.4	\$45.58

**Table 12-2: Hourly Burden of Complying with Timber Export Restrictions**

Information Collection	Number of Responses	Hours Per Response	Total Hours	Mean Hourly Wage	Total Wage Cost
Form OR-2812-6, Report of Road Use	1,088	8	8,704	\$45.58	\$396,728

**13. Provide an estimate of the total annual non-hour cost burden to respondents or recordkeepers resulting from the collection of information. (Do not include the cost of any hour burden already reflected in item 12.)**

- \* The cost estimate should be split into two components: (a) a total capital and start-up cost component (annualized over its expected useful life) and (b) a total operation and maintenance and purchase of services component. The estimates should take into account costs associated with generating, maintaining, and disclosing or providing the information (including filing fees paid for form processing). Include descriptions of methods used to estimate major cost factors including system and technology acquisition, expected useful life of capital equipment, the discount rate(s), and the time period over which costs will be incurred. Capital and start-up costs include, among other items, preparations for collecting information such as purchasing computers and software; monitoring, sampling, drilling and testing equipment; and record storage facilities.
- \* If cost estimates are expected to vary widely, agencies should present ranges of cost burdens and explain the reasons for the variance. The cost of purchasing or contracting out information collection services should be a part of this cost burden estimate. In developing cost burden estimates, agencies may consult with a sample of respondents (fewer than 10), utilize the 60-day pre-OMB submission public comment process and use existing economic or regulatory impact analysis associated with the rulemaking containing the information collection, as appropriate.
- \* Generally, estimates should not include purchases of equipment or services, or portions thereof, made: (1) prior to October 1, 1995, (2) to achieve regulatory compliance with requirements not associated with the information collection, (3) for reasons other than to provide information or keep records for the government, or (4) as part of customary and usual business or private practices.

No non-hour burdens are associated with this information collection. Applicants incur no annual capital or start-up costs, no recurring annual costs, and no fees to prepare or respond to the information collection.

**14. Provide estimates of annualized cost to the Federal government. Also, provide a description of the method used to estimate cost, which should include quantification of hours, operational expenses (such as equipment, overhead, printing, and support staff), and any other expense that would not have been incurred without this collection of information.**

The hourly cost to the Federal Government, as shown in Table 14-1, is based on the U.S. Office of Personnel Management Hourly Salary Table for the Locality Pay Area of Portland-Vancouver-Salem, OR-WA at: [https://www.opm.gov/policy-data-oversight/pay-leave/salaries-wages/salary-tables/pdf/2023/POR\\_h.pdf](https://www.opm.gov/policy-data-oversight/pay-leave/salaries-wages/salary-tables/pdf/2023/POR_h.pdf). The benefits multiplier of 1.6 is implied by information at <http://www.bls.gov/news.release/ecec.nr0.htm>.

The estimated weighted average hourly wage is shown at Table 14-1, below. Table 14-2, below, shows the annualized Federal costs for this collection of information. The estimated time spent to process the information collections is 8 hours per response.

**Table 14-1: Federal Hourly Wage Cost**

Position	Pay Grade	Hourly Pay Rate (\$/hour)	Benefits Multiplier	Hourly Rate w/ Benefits	Percent of time spent on this collection	Weighted Average
Realty Specialist	GS-11 / Step 1	\$35.52	1.6	\$56.83	30%	\$17.05
Clerical	GS-9 / Step 1	\$29.36	1.6	\$46.98	70%	\$32.89
<b>Totals:</b>					<b>100%</b>	<b>\$49.94</b>

**Table 14-2: Estimated Annual Cost to the Government**

Information Collection	Number of Responses	Staff Hours Per Response	Total Hours	Hourly Wage Cost	Total Wage Cost
Form OR-2812-6, Report of Road Use	1,088	8	8,704	\$49.94	\$434,678

**15. Explain the reasons for any program changes or adjustments in hour or cost burden.**

There are no program changes or adjustments requested.

**16. For collections of information whose results will be published, outline plans for tabulation and publication. Address any complex analytical techniques that will be used. Provide the time schedule for the entire project, including beginning and ending dates of the collection of information, completion of report, publication dates, and other actions.**

We will not publish the results of this collection.



**17. If seeking approval to not display the expiration date for OMB approval of the information collection, explain the reasons that display would be inappropriate.**

We will display the expiration date of the OMB approval on the form included in this information collection. The OMB Control Number and expiration date are also available at [www.reginfo.gov](http://www.reginfo.gov).

**18. Explain each exception to the topics of the certification statement identified in “Certification for Paperwork Reduction Act Submissions.”**

There are no exceptions to the certification requirements outlined in 5 CFR 1320.9.

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