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SURFACE TRANSPORTATION BOARD

60-day Notice of Intent to Seek Extension of Approval: Appeals of Decisions Issued under Delegated Authorities and Labor Arbitration Decisions

AGENCY: Surface Transportation Board.

ACTION: Notice and request for comments.

SUMMARY: As required by the Paperwork Reduction Act of 1995 (PRA), the Surface Transportation Board (STB or Board) gives notice of its intent to seek approval from the Office of Management and Budget (OMB) for approval of an existing collection in use without an OMB control number regarding appeals of decisions issued under delegated authorities and labor arbitration decisions, as described below.

DATES: Comments on this information collection should be submitted by January 19, 2027.

ADDRESSES: Direct all comments to Chris Oehrle, Surface Transportation Board, 395 E Street, S.W., Washington, DC 20423-0001, or to PRA@stb.gov. When submitting comments, please refer to "Paperwork Reduction Act Comments, Appeals of Decisions Issued Under Delegated Authorities and Labor Arbitration Decisions." For further information regarding this collection, contact Mike Higgins at (866) 254-1792 (toll-free) or 202-245-0238, or by emailing rcpa@stb.gov. If you require an accommodation under the Americans with Disabilities Act, please call (202) 245-0245.

SUPPLEMENTARY INFORMATION: For the collection, comments are requested concerning: (1) the accuracy of the Board's burden estimates; (2) ways to enhance the

quality, utility, and clarity of the information collected; (3) ways to minimize the burden of the collection of information on the respondents, including the use of automated collection techniques or other forms of information technology, when appropriate; and (4) whether the collection of information is necessary for the proper performance of the functions of the Board, including whether the collection has practical utility. Submitted comments will be summarized and included in the Board's request for OMB approval.

DESCRIPTION OF COLLECTION

Title: Appeals of Decisions Issued Under Delegated Authorities and Labor Arbitration Decisions

OMB Control Number: 2140-00XX

STB Form Number: None

Type of Review: Existing collection in use without an OMB control number.

Respondents: Affected shippers, railroads, communities, and other stakeholders that are parties to proceedings before the Board and wish to appeal decisions issued under delegated authorities or labor arbitration decisions.

Number of Respondents: Three. Over the last three years, respondents have filed an average of two appeals of decisions issued under delegated authorities and one appeal of an arbitration decision, totaling an average of three appeals per year. The same number of filings is expected during each of the next three years.

Estimated Time Per Response: 50 hours

Frequency: On occasion

Total Burden Hours (annually including all respondents): 150 hours annually, as set forth in the Total Annual Burden Hours table below.

Total Annual Burden Hours

Type of filing	Hours per response	Annual number of filings	Total annual burden hours
Appeals of decisions issued under delegated authorities	50	2	100
Appeals of arbitral decisions	50	1	50
Total Annual Burden Hours			150

Total "Non-hour Burden" Cost: None identified. Appeals are submitted electronically to the Board.

Needs and Uses: The Appointments Clause of the Constitution requires that the executive adjudicatory decisionmaking authority of inferior officers be reviewable by principal officers who were appointed by the President with the advice and consent of the Senate. Thus, the decisions issued under authorities delegated by the Board or Chairman of the Board must be appealable to the Board. The Board provides for certain appeal standards and procedures throughout its regulations.

The Board makes this submission because, under the PRA, a federal agency that conducts or sponsors a collection of information must display a currently valid OMB control number. A collection of information, which is defined in 44 U.S.C. 3502(3) and 5 CFR 1320.3(c), includes agency requirements that persons submit reports, keep records, or provide information to the agency, third parties, or the public. Under 44 U.S.C. 3506(c)(2)(A), federal agencies are required to provide, prior to an agency's submitting a collection to OMB for approval, a 60-day notice and comment period through publication in the ***Federal Register*** concerning each proposed collection of

information, including each proposed extension of an existing collection of information.

Dated: November 18, 2026.

Aretha Laws-Byrum,

Clearance Clerk.

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