



EXECUTIVE OFFICE OF THE PRESIDENT
OFFICE OF MANAGEMENT AND BUDGET
WASHINGTON, D.C. 20503

August 27, 2024

Ward W. McCarragher
Vice President, Government Affairs and Advocacy
American Public Transportation Association
1300 I Street NW, Suite 1200 East
Washington, DC 20005

Dear Mr. McCarragher,

I am responding to your February 15, 2024 request that the Office of Management and Budget (OMB) review the Buy America Build America Act waiver-request practices of 19 agencies under the Paperwork Reduction Act (PRA), 44 U.S.C. § 3517(b). OMB plans to respond separately to your petition for rulemaking under 5 U.S.C. § 553(e).

As described in more detail below, for each of the agencies identified in your letter, any potential PRA concern has since been addressed, as the agencies are either using an OMB-approved common form sponsored by the Department of Agriculture, using their own OMB-approved form, or are not subject to the PRA because they are not conducting collections or are expected to receive fewer than 10 submissions annually. *See* 44 U.S.C. § 3502(3)(A).

In particular:

- Eight agencies are using an OMB-approved common form sponsored by the Department of Agriculture (OMB Control No. 0505-0028): the Departments of Defense, Interior, Agriculture, Commerce, Labor, Veterans Affairs, and Homeland Security, and the Environmental Protection Agency.
- Three agencies are using their own approved forms: the Departments of the Treasury (1505-0250), Transportation (2120-0569, 2130-0615), and Energy (1910-5152).
- Eight agencies are not conducting collections or are expected to receive fewer than ten submissions annually and thus any waiver collections are not subject to the PRA: the Department of Justice, Department of Health and Human Services, Small Business Administration, General Services Administration, Social Security Administration, National Endowment for the Humanities, National Science Foundation, and Denali Commission.

Sincerely,

A handwritten signature in black ink that reads "Dominic Mancini".

Dominic Mancini
Deputy Administrator, Office of Information and Regulatory Affairs

cc:

Richard A. Juliano
General Counsel
American Road & Transportation Builders Association

James V. Christianson
Vice President, Government Relations
Associated General Contractors of America

Jessica Lynch
Vice President, Housing Finance
National Association of Home Builders