



NATIONAL AUTOMOBILE DEALERS ASSOCIATION
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Legal & Regulatory Group

January 2, 2008

OSHA Docket Office,
Docket No. OSHA-2007-0077
US Department of Labor
Occupational Safety and Health Administration
200 Constitution Avenue, NW (Room N-2625)
Washington, DC 20210

RE: Proposed Information Collection
Request; Recording and Reporting
Occupational Injuries and Illnesses

Dear Sir/Madam,

The National Automobile Dealers Association (NADA) represents 20,000 franchised automobile and truck dealers who sell new and used motor vehicles and engage in service, repair and parts sales. Together they employ in excess of 1,300,000 people nationwide while a significant number are small businesses as defined by the Small Business Administration.

In October, OSHA proposed to extend an ICR contained in 29 CFR Part 1904, "Recording and Reporting Occupational Injuries and Illnesses", 72 Fed. Reg. 60028-60029 (October 23, 2007). In calculating the regulatory burden on business, the current supporting statement uses data based on a Small Business Administration study that uses the Standard Industrial Classification (SIC) system. However, since being released in 1997, the six-digit North American Industry Classification System (NAICS) has replaced the four-digit SIC, offering greater coding flexibility. In the interests of accuracy and specificity, NADA suggests that OSHA update its coverage of the recordkeeping rule to include NAICS.

On behalf of NADA, I thank EPA for the opportunity to comment on this matter.

Respectfully submitted,

Isaac Post
Regulatory Analyst