

-----Original Message-----

From: Casper, Joseph S. [mailto:jcasper@nssga.org]

Sent: Friday, July 29, 2011 12:27 PM

To: Davis, Leah - MSHA

Cc: Tucker, Helen A - MSHA

Subject: NSSGA Comment on POV

2011 JUL 29 P 12:45

Ms. Davis, Please find attached additional NSSGA comment on the POV rule proposal. Thank you.

Joe Casper

AB73-COMM-85

NATIONAL STONE, SAND & GRAVEL ASSOCIATION



Natural building blocks for quality of life

July 28, 2011

Ms. April Nelson
Acting Director, Office of Standards
Mine Safety & Health Administration
1100 Wilson Boulevard
Arlington, VA 22209

RE: RIN 1219-AB73

Dear Ms. Nelson:

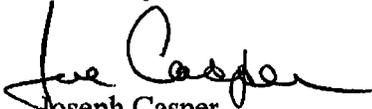
This letter is submitted as further comment by the National Stone Sand and Gravel Association concerning the proposed rulemaking on pattern of violations (POV).

While NSSGA appreciates the fact that MSHA will comply with the earlier-stated request to make available for public comment the agency's precise criteria for selection of operations for POV status, NSSGA urges that the request and final determination be made in the rulemaking itself, as opposed to just on the website.

NSSGA believes that this important process must formally be a part of the rulemaking so that, going forward, operators will be able to rest assured that they know what the criteria will be.

Thank you, and let me know of any questions, please. I can be reached at (703) 526-1074 / jcasper@nssga.org.

Sincerely,


Joseph Casper

VP, Safety