

ED PASTOR
2^D DISTRICT ARIZONA



▲ 411 N CENTRAL AVE SUITE 150 199
PHOENIX AZ 85004
(602) 256-0551
□ 2432 E BROADWAY
TUCSON AZ 85719-6008
(520) 624-9986
□ 281 W 24TH STREET SUITE 118
YUMA AZ 85364-8546
15201726-2234

PLEASE REPLY TO
□ 2465 RAYBURN HOUSE OFFICE BUILDING
WASHINGTON DC 20515-0302
12021225-4065

COMMITTEE ON APPROPRIATIONS
SUBCOMMITTEE ON
ENERGY AND WATER
SUBCOMMITTEE ON
TRANSPORTATION
SUBCOMMITTEE ON
LEGISLATIVE

Congress of the United States
House of Representatives

June 19, 2002

COMMITTEE ON STANDARDS
OF OFFICIAL CONDUCT
CHIEF DEPUTY DEMOCRATIC WHIP

Mr. John Morrall
Office of Information and Regulatory Affairs
Office of Management and Budget
NEOB, Room 10235
725 17th Street, N.W.
Washington, DC 20503

Dear Mr. Morrall:

Enclosed is an e-mail my office recently received from Ms. Anna Crews in response to the Office of Management and Budget's request in the March 28th FEDERAL REGISTER for comments on its draft report to Congress on the costs and benefits of federal regulations.

As you will see, the enclosed communication relays concerns of a Phoenix businesswoman on the impact that onerous federal regulations may have on small businesses. In particular, Ms. Crews is concerned that such restrictions may spill over to a negative impact on the private sector by allowing only those companies with greater resources to compete for lucrative federal contracts, putting them in a more favorable position to then be more competitive on the private side as well. I hope you might find these thoughts helpful in formulating the final report.

Thank you for your attention to this matter.

Sincerely,

Ed Pastor
Member of Congress

EP/ey

Torres, Jennifer



From: writerep
Sent: Tuesday, May 14, 2002 10:01 AM
To: WYR, AZ02
Subject: WriteRep Responses

DATE: May 14, 2002 09:29 AM
NAME: Anna Crews
ADDR1: 4433 W. Van Buren Suites 1 & 2
ADDR2:
ADDR3:
CITY: Phoenix
STATE: Arizona
ZIP: 85043-4732
PHONE:
EMAIL:
msg:

May 1, 2002

Mr. John Morrall
Office of Information and Regulatory Affairs
Office of Management and Budget
NEOB, Room 10235
725 17th Street, N.W.
Washington, DC 20503

Dear Mr. Morrall:

We are submitting these comments in response to the request for comments on the "Draft Report to Congress on the Costs and Benefits of Federal Regulations" in the Federal Register on March 28, 2002.

Name of Regulation: Disposition of Federal Records

Regulating Agency: National Archives and Records Administration

Citation: 36 C.F.R. Part 1228

Specifically the following *sections*:

1228.228(b) multi-story design/certification requirement;
1228.230(b) compartmentalization requirement;
1228.230(e) roof fire rating requirement;
1228.230(i) column fire resistance rating requirement;
1228.230(l) limitation of sources of heat; and
1228.230(s) fire detection and suppression system compliance certification requirement.

Authority: 44 U.S.C. §§ 2104(a), 2904, 2907, 3102, 3103

Iron Mountain is a full-service international provider of records and information management - from pure storage to comprehensive, compliance-based programs. For consistency, security, accessibility and cost-effectiveness, Iron Mountain is the partner that companies have trusted for more than 50 years. We provide off-site storage and management solutions for business records and vital records for all industries. Iron Mountain currently has six top-security underground sites, 445 record centers and over 9,000 employees throughout the United States.

We are a records and information management company and a member of the Professional Records and Information Services Management (PRISM) International. We reviewed PRISM's comments and suggestions on the above referenced regulations issued by NARA and completely support its position.

These regulations severely impact our ability to pursue business with the Federal government for records and information storage. We are also concerned about the impact these regulations will have on future trends in the *industry*. If the industry is forced to implement these standards in order to receive Federal contracts, it is conceivable that these facility requirements will needlessly permeate the industry. If that happens, small businesses will be unable to compete with the larger companies that can more easily absorb the up-front costs of retrofitting facilities.

The Federal government should not be dictating how the private sector does business, particularly when issuing such burdensome facility and fire safety standards. If anything, the government should look to the industry to see if the commercial standards in place are working before forcing a change.

We seriously hope that you will re-examine this issue and recommend deleting the sections of NARA's regulations that are so unreasonable.

Sincerely,

Anna Crews
Branch Manager
4433 W. Van Buren Suites 1 & 2
Phoenix, Arizona 85043

cc: The Honorable Jon Kyl
The Honorable John McCain
The Honorable Ed Pastor