

Congress of the United States
Washington, DC 20510

December 19, 2019

Loren Sweatt
Deputy Assistant Secretary of Labor for Occupational Safety and Health
U.S. Department of Labor
200 Constitution Avenue NW
Washington, DC 20210

Dear Deputy Assistant Secretary Sweatt:

We are writing to request the Occupational Safety and Health Administration (OSHA) Form 300A data for all Amazon facilities for calendar years 2016, 2017, and 2018. The production of these records should include annual summary data from all Amazon warehouses through which Amazon.com, Inc. and its subsidiaries and contractors operate.

Producing the requested Form 300A data should be quick and easy. As you know, the rule entitled “Improve Tracking of Workplace Injuries and Illnesses” requires covered establishments to submit their Form 300A data to OSHA electronically.¹ Such records are submitted through OSHA’s Injury Tracking Application (“ITA”) and are uploaded into a Microsoft Access database. OSHA can identify the Amazon facilities in the database, download the corresponding data fields, and provide the data to us as a spreadsheet.

As we noted in our letter to OSHA on July 16, 2019, working conditions in the United States of America should be the best and safest in the world. Unfortunately, that is not the case at Amazon. News reports published since July highlight continued egregious safety lapses at Amazon facilities. In fact, from Amazon’s own injury records, the company’s rate of serious injuries is more than double the national average at warehouses nationwide.²

We previously requested OSHA launch a thorough and comprehensive investigation into the workplace conditions at all of Amazon’s warehouses and that any violations uncovered in the course of such an investigation be prosecuted to the fullest extent of the law. OSHA’s August 13, 2019 response did not commit to conducting any new investigation or enforcement of violations at Amazon.

Given your agency’s lack of attention to this very serious matter, we are now requesting the Form 300A data for all Amazon facilities. The Form 300A data are not confidential, and covered employers are required to post 300A information from February 1 – April 30 of each year.³ Furthermore, covered employers must provide employees, former employees, and authorized representatives with copies of this information within one business day of any request.

¹ 81 Fed. Reg. 29624 (May 12, 2016)

² Will Evans, “Behind the Smiles,” Center for Investigative Reporting (November 25, 2019), available online at <https://revealnews.org/article/behind-the-smiles/>

³ 29 C.F.R. §1904.32

In addition to the Form 300A data submitted electronically through the ITA, we are requesting copies of all 300, 301, and 300A forms that are in OSHA's investigatory case files. We do not want this request to delay your production of the Form 300A data submitted through the ITA, so please send the forms from the investigatory case files on a rolling basis. We look forward to your prompt reply.

Sincerely,



Senator Bernard Sanders



Representative Ilhan Omar