

Occupational Safety and Health Admin., Labor

§ 1904.1

Part 1904—Recording and Reporting Occupational Injuries and Illnesses

1904.42 Requests from the Bureau of Labor Statistics for data.

Sec.

Subpart F—Transition From the Former Rule

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AUTHORITY: 29 U.S.C. 657, 658, 660, 666, 669, 673, Secretary of Labor's Order No. 3-2000 (65 FR 50017), and 5 U.S.C. 533.

1904.3 Keeping records for more than one agency.

SOURCE: 66 FR 6122, Jan. 19, 2001, unless otherwise noted.

NON-MANDATORY APPENDIX A TO SUBPART B—PARTIALLY EXEMPT INDUSTRIES.

Subpart C—Recordkeeping Forms and Recording Criteria

Subpart A—Purpose

§ 1904.0 Purpose.

1904.4 Recording criteria.

The purpose of this rule (Part 1904) is to require employers to record and report work-related fatalities, injuries and illnesses.

1904.5 Determination of work-relatedness.

1904.6 Determination of new cases.

1904.7 General recording criteria.

1904.8 Recording criteria for needlestick and sharps injuries.

NOTE TO §1904.0: Recording or reporting a work-related injury, illness, or fatality does not mean that the employer or employee was at fault, that an OSHA rule has been violated, or that the employee is eligible for workers' compensation or other benefits.

1904.9 Recording criteria for cases involving medical removal under OSHA standards.

1904.10 Recording criteria for cases involving occupational hearing loss.

1904.11 Recording criteria for work-related tuberculosis cases.

1904.12 Recording criteria for cases involving work-related musculoskeletal disorders.

Subpart B—Scope

1904.13-1904.28 [Reserved]

1904.29 Forms.

NOTE TO SUBPART B: All employers covered by the Occupational Safety and Health Act (OSH Act) are covered by these Part 1904 regulations. However, most employers do not have to keep OSHA injury and illness records unless OSHA or the Bureau of Labor Statistics (BLS) informs them in writing that they must keep records. For example, employers with 10 or fewer employees and business establishments in certain industry classifications are partially exempt from keeping OSHA injury and illness records.

Subpart D—Other OSHA Injury and Illness Recordkeeping Requirements

§ 1904.1 Partial exemption for employers with 10 or fewer employees.

1904.30 Multiple business establishments.

1904.31 Covered employees.

1904.32 Annual summary.

1904.33 Retention and updating.

1904.34 Change in business ownership.

1904.35 Employee involvement.

1904.36 Prohibition against discrimination.

1904.37 State recordkeeping regulations.

1904.38 Variances from the recordkeeping rule.

Subpart E—Reporting Fatality, Injury and Illness Information to the Government

1904.39 Reporting fatalities and multiple hospitalization incidents to OSHA.

1904.40 Providing records to government representatives.

1904.41 Annual OSHA Injury and Illness Survey of Ten or More Employers.

(a) Basic requirement. (1) If your company had ten (10) or fewer employees at all times during the last calendar year, you do not need to keep OSHA injury and illness records unless OSHA or the BLS informs you in writing that you must keep records under §1904.41 or §1904.42. However, as required by §1904.39, all employers covered by the OSH Act must report to OSHA any