

KELLER AND HECKMAN LLP

MEMORANDUM

TO: Wendy Sherman
FROM: Carol Moors Toth
DATE: March 10, 1997
RE: OSHA Final Rule for Reporting Occupational Injury and Illness Data

The Occupational Safety and Health Administration (OSHA) recently issued a final rule in the *Federal Register* on February 11, 1997 pertaining to the reporting of occupational injury and illness data (62 Fed. Reg. 6434). The rule amends 29 C.F.R. § 1904 by adding Section 1904.17, which requires employers to provide site specific occupational injury and illness data when surveyed by OSHA. Such surveys will be randomly conducted by OSHA on an annual basis. The rule takes effect on March 13, 1997; however, compliance with the rule's requirements is not required until OSHA announces in the *Federal Register* that the Office of Management and Budget (OMB) is satisfied that the information collection requirements comply with the Paperwork Reduction Act of 1995.

Under Section 1904.17, an employer who receives OSHA's Annual Survey Form will be required to report (1) the number of workers it employs; (2) the numbers of hours its employees work during a designated period of time; and (3) any other information contained in records that 29 C.F.R. § 1904 requires an employer to maintain. Employers are required to report to OSHA or its designee by mail within thirty calendar days, unless the OSHA form specifies a time that is longer.

If you have any questions regarding this rulemaking, please give me a call at 202-434-4209 or email me at toth@khlaw.com.

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