

Final Proposed Filing - Coversheet

Instructions:

In accordance with Title 3 Chapter 25 of the Vermont Statutes Annotated and the “Rule on Rulemaking” adopted by the Office of the Secretary of State, this filing will be considered complete upon filing and acceptance of these forms with the Office of the Secretary of State, and the Legislative Committee on Administrative Rules.

All forms shall be submitted at the Office of the Secretary of State, no later than 3:30 pm on the last scheduled day of the work week.

The data provided in text areas of these forms will be used to generate a notice of rulemaking in the portal of “Proposed Rule Postings” online, and the newspapers of record if the rule is marked for publication. Publication of notices will be charged back to the promulgating agency.

PLEASE REMOVE ANY COVERSHEET OR FORM NOT REQUIRED WITH THE CURRENT FILING BEFORE DELIVERY!

Certification Statement: As the adopting Authority of this rule (see 3 V.S.A. § 801 (b) (11) for a definition), I approve the contents of this filing entitled:

Improved Tracking of Workplace Injuries and Illnesses

_____/s/ Michael Harrington_____, on 5/23/2024
(signature) (date)

Printed Name and Title:
Michael Harrington, Commissioner

RECEIVED BY: _____

- Coversheet
- Adopting Page
- Economic Impact Analysis
- Environmental Impact Analysis
- Strategy for Maximizing Public Input
- Scientific Information Statement (if applicable)
- Incorporated by Reference Statement (if applicable)
- Clean text of the rule (Amended text without annotation)
- Annotated text (Clearly marking changes from previous rule)
- ICAR Minutes
- Copy of Comments
- Responsiveness Summary

1. TITLE OF RULE FILING:

Improved Tracking of Workplace Injuries and Illnesses

2. PROPOSED NUMBER ASSIGNED BY THE SECRETARY OF STATE
24P015

3. ADOPTING AGENCY:

Vermont Occupational Safety and Health Administration

4. PRIMARY CONTACT PERSON:

(A PERSON WHO IS ABLE TO ANSWER QUESTIONS ABOUT THE CONTENT OF THE RULE).

Name: Daniel A. Whipple

Agency: Vermont Occupational Safety and Health
Administration

Mailing Address: P.O. Box 488, Montpelier, VT 05601-0488

Telephone: 828-508-4 Fax: 828-0408

E-Mail: dan.whipple@vermont.gov

Web URL *(WHERE THE RULE WILL BE POSTED)*:

<https://labor.vermont.gov/sites/labor/files/documents/1904%20Plain%20Text%20%281%29.pdf>

5. SECONDARY CONTACT PERSON:

(A SPECIFIC PERSON FROM WHOM COPIES OF FILINGS MAY BE REQUESTED OR WHO MAY ANSWER QUESTIONS ABOUT FORMS SUBMITTED FOR FILING IF DIFFERENT FROM THE PRIMARY CONTACT PERSON).

Name: Karl P. Hayden

Agency: Vermont Occupational Safety and Health
Administration

Mailing Address: P.O. Box 488, Montpelier, VT 05601-0488

Telephone: 828-508-5 Fax: 828-0408

E-Mail: karl.hayden@vermont.gov

6. RECORDS EXEMPTION INCLUDED WITHIN RULE:

(DOES THE RULE CONTAIN ANY PROVISION DESIGNATING INFORMATION AS CONFIDENTIAL; LIMITING ITS PUBLIC RELEASE; OR OTHERWISE, EXEMPTING IT FROM INSPECTION AND COPYING?) No

IF YES, CITE THE STATUTORY AUTHORITY FOR THE EXEMPTION:

PLEASE SUMMARIZE THE REASON FOR THE EXEMPTION:

7. LEGAL AUTHORITY / ENABLING LEGISLATION:

(THE SPECIFIC STATUTORY OR LEGAL CITATION FROM SESSION LAW INDICATING WHO THE ADOPTING ENTITY IS AND THUS WHO THE SIGNATORY SHOULD BE. THIS SHOULD BE A SPECIFIC CITATION NOT A CHAPTER CITATION).

21 VSA §§204, 224

8. EXPLANATION OF HOW THE RULE IS WITHIN THE AUTHORITY OF THE AGENCY:

21 VSA §§204, 224, Directs the Vermont Occupational Safety and Health Administration, (VOSHA) to promulgate rules related to the safety and health of Vermont Workers.

9. THE FILING HAS NOT CHANGED SINCE THE FILING OF THE PROPOSED RULE.

10. THE AGENCY HAS NOT INCLUDED WITH THIS FILING A LETTER EXPLAINING IN DETAIL WHAT CHANGES WERE MADE, CITING CHAPTER AND SECTION WHERE APPLICABLE.

11. SUBSTANTIAL ARGUMENTS AND CONSIDERATIONS WERE NOT RAISED FOR OR AGAINST THE ORIGINAL PROPOSAL.

12. THE AGENCY HAS NOT INCLUDED COPIES OF ALL WRITTEN SUBMISSIONS AND SYNOPSES OF ORAL COMMENTS RECEIVED.

13. THE AGENCY HAS NOT INCLUDED A LETTER EXPLAINING IN DETAIL THE REASONS FOR THE AGENCY'S DECISION TO REJECT OR ADOPT THEM.

14. CONCISE SUMMARY (150 WORDS OR LESS):

OSHA is amending its occupational injury and illness recordkeeping regulation to require certain employers to electronically submit injury and illness information to OSHA that employers are already required to keep under the recordkeeping regulation. Specifically, OSHA is amending its regulation to require establishments with 100 or more employees in certain designated industries to electronically submit information from their OSHA Forms 300 and 301 to OSHA once a year. OSHA will not collect employee names or addresses, names of health care professionals, or names and addresses of facilities where treatment was provided if treatment was provided away from the worksite from the Forms 300 and 301. OSHA intends to post this information - after redacting appropriate personal and medically protected information - on its website accessible by the public.

15. EXPLANATION OF WHY THE RULE IS NECESSARY:

OSHA has determined that the data collection will assist the agency in its statutory mission to assure safe and healthful working conditions for working people (see 29 U.S.C. 651(b)). In addition, OSHA has determined that the expanded public access to establishment-specific, case-specific injury and illness data will allow employers, employees, potential employees, employee representatives, customers, potential customers, researchers, and the general public to make more informed decisions about workplace safety and health at a given establishment. OSHA believes that this accessibility will ultimately result in the reduction of occupational injuries and illnesses.

16. EXPLANATION OF HOW THE RULE IS NOT ARBITRARY:

This rule was previously adopted by Federal OSHA. VOSHA, as part of the agreement allowing full jurisdiction, as a state plan state, has agreed to maintain programs at least as effective as OSHA. By this agreement VOSHA is compelled to adopt the amended standard or a more affective standard as well.

17. LIST OF PEOPLE, ENTERPRISES AND GOVERNMENT ENTITIES AFFECTED BY THIS RULE:

This rule affects non-federal establishments with 100 or more employees in certain designated industries to electronically submit information from their OSHA Forms 300 and 301 to OSHA once a year. This rule is in addition to, and does not affect the following: Establishments with 20 to 249 employees in certain industries will continue to be required to electronically submit information from their OSHA Form 300A annual summary to OSHA once a year. All establishments with 250 or more employees that are required to keep records under OSHA's injury and illness regulation will also continue to be required to electronically submit information from their Form 300A to OSHA on an annual basis.

18. BRIEF SUMMARY OF ECONOMIC IMPACT (150 WORDS OR LESS):

OSHA estimates that this rule will have economic costs across the complete spectrum of mandated reporters, of \$7.7 million per year. These costs include \$7.1 million per year to become familiar with the rule's

requirements, update software, and submit forms electronically to OSHA, and \$0.6 million per year to the government for processing the data, updating and maintaining software, and providing additional IT support. OSHA estimates average costs of \$136 per year for affected establishments (those with 100 or more employees in NAICS industries listed on appendix B of subpart E of part 1904), annualized over 10 years with a discount rate of seven percent.

19. A HEARING WAS HELD.

20. HEARING INFORMATION

(THE FIRST HEARING SHALL BE NO SOONER THAN 30 DAYS FOLLOWING THE POSTING OF NOTICES ONLINE).

IF THIS FORM IS INSUFFICIENT TO LIST THE INFORMATION FOR EACH HEARING, PLEASE ATTACH A SEPARATE SHEET TO COMPLETE THE HEARING INFORMATION.

Date: 4/29/2024

Time: 10:00 AM

Street Address: 5 Green Mountain Drive

Zip Code: 05601

URL for Virtual: https://teams.microsoft.com/l/meetup-join/19%3ameeting_ODEzMTJjODYtYjZhZi00MWUxLThkNmQtY2IyMzJlOGVhYjdm%40thread.v2/0?context=%7b%22Tid%22%3a%2220b4933b-baad-433c-9c02-70edcc7559c6%22%2c%22Oid%22%3a%22c288a691-5458-46ff-b616-bea179cbb066%22%7d

Date:

Time: AM

Street Address:

Zip Code:

URL for Virtual:

Date:

Time: AM

Street Address:

Zip Code:

URL for Virtual:

Date:

Time: AM

Street Address:

Zip Code:

URL for Virtual:

21. DEADLINE FOR COMMENT (NO EARLIER THAN 7 DAYS FOLLOWING LAST HEARING):

5/10/2024

KEYWORDS (PLEASE PROVIDE AT LEAST 3 KEYWORDS OR PHRASES TO AID IN THE SEARCHABILITY OF THE RULE NOTICE ONLINE).

VOSHA 1904 updates

Improvements in Recordkeeping

Reporting OSHA 300 and 301

Recordkeeping updates

Adopting Page

Instructions:

This form must accompany each filing made during the rulemaking process:

Note: To satisfy the requirement for an annotated text, an agency must submit the entire rule in annotated form with proposed and final proposed filings. Filing an annotated paragraph or page of a larger rule is not sufficient. Annotation must clearly show the changes to the rule.

When possible, the agency shall file the annotated text, using the appropriate page or pages from the Code of Vermont Rules as a basis for the annotated version. New rules need not be accompanied by an annotated text.

1. TITLE OF RULE FILING:

Improved Tracking of Workplace Injuries and Illnesses

2. ADOPTING AGENCY:

Vermont Occupational Safety and Health Administration

3. TYPE OF FILING (*PLEASE CHOOSE THE TYPE OF FILING FROM THE DROPDOWN MENU BASED ON THE DEFINITIONS PROVIDED BELOW*):

- **AMENDMENT** - Any change to an already existing rule, even if it is a complete rewrite of the rule, it is considered an amendment if the rule is replaced with other text.
- **NEW RULE** - A rule that did not previously exist even under a different name.
- **REPEAL** - The removal of a rule in its entirety, without replacing it with other text.

This filing is **AN AMENDMENT OF AN EXISTING RULE** .

4. LAST ADOPTED (*PLEASE PROVIDE THE SOS LOG#, TITLE AND EFFECTIVE DATE OF THE LAST ADOPTION FOR THE EXISTING RULE*):

SOS Log #21-002 February 24, 2021, 29 CFR 1904, UPDATES AND IMPROVEMENTS IN RECORDKEEPING



INTERAGENCY COMMITTEE ON ADMINISTRATIVE RULES (ICAR) MINUTES

Meeting Date/Location: February 23, 2024, virtually via Microsoft Teams

Members Present: Chair Sean Brown, Jennifer Mojo, John Kessler, Diane Sherman, Michael Obuchowski, Nicole Dubuque, Jared Adler (voted on the 1st two rules only then exited meeting at 1:55 PM), Natalie Weill (did not vote)

Minutes By: Melissa Mazza-Paquette

- 1:01 p.m. meeting called to order, welcome and introduction of newest Committee member Natalie Weill who will begin voting at the next ICAR meeting.
- Review and approval of [minutes](#) from the January 8, 2024 meeting.
- No additions/deletions to agenda.
- No public comments made.
- Presentation of Proposed Rules on pages 2-7 to follow.
 - 1) Aboveground Storage Tank Rules, Agency of Natural Resources, Department of Environmental Conservation, page 2
 - 2) Unused Drug Repository Rule, Agency of Human Services, Department of Health, page 3
 - 3) Improved Tracking of Workplace Injuries and Illnesses, Vermont Department of Labor, page 4
 - 4) Reportable and Communicable Diseases Rule, Agency of Human Services, Department of Health, page 5
 - 5) Rule 3.300 Disconnection of Residential Gas, Electric and Water Service, Vermont Public Utility Commission, page 6
 - 6) Rule 3.400 Disconnection of Cable Television Service and Non-Residential Electric, Gas and Water Service, Vermont Public Utility Commission, page 7
- Other business:
 - Diane will create draft public guidance for the Committee's review at a future meeting to aid those filing proposed rules.
- Next scheduled meeting is Monday, March 11, 2024 at 2:00 p.m.
- 3:02 p.m. meeting adjourned.

Presented By: Dan Whipple and Karl Hayden

Motion made to accept the rule by Sean Brown, seconded by John Kessler, and passed unanimously with the following recommendations:

1. Proposed Filing – Coversheet, #10: Include information pertaining to the loss of jurisdiction to the federal government; or staying in compliance with our state plan.
2. Economic Impact Analysis:
 - a. Align with the Proposed Filing – Coversheet and include specific economic impacts.
 - b. Clarify numbers are national from the Federal Registry.
 - c. Clarify costs/breakdown.
 - d. #6: Clarify any level of increased reporting requirements.
 - e. #3: Include the estimated costs and benefits anticipated.
3. Environmental Impact Analysis, #9: Complete.
4. Public Input Maximization Plan:
 - a. #3 and #4: Include who (#4) and how (#3) you are publicizing in Vermont, including outreach to all entities, such as Vermont employers, League of Cities and Towns, etc.
5. Incorporation by Reference:
 - a. #5: Include physical office address.
 - b. #6: Note the adoption of OSHA amendments, clarifying reference pertaining to OSHA vs VOSHA.
 - c. *FYI: Although it must be as stringent, modifications can be made to what's being incorporated.*

Economic Impact Analysis

Instructions:

In completing the economic impact analysis, an agency analyzes and evaluates the anticipated costs and benefits to be expected from adoption of the rule; estimates the costs and benefits for each category of people enterprises and government entities affected by the rule; compares alternatives to adopting the rule; and explains their analysis concluding that rulemaking is the most appropriate method of achieving the regulatory purpose. If no impacts are anticipated, please specify “No impact anticipated” in the field.

Rules affecting or regulating schools or school districts must include cost implications to local school districts and taxpayers in the impact statement, a clear statement of associated costs, and consideration of alternatives to the rule to reduce or ameliorate costs to local school districts while still achieving the objectives of the rule (see 3 V.S.A. § 832b for details).

Rules affecting small businesses (excluding impacts incidental to the purchase and payment of goods and services by the State or an agency thereof), must include ways that a business can reduce the cost or burden of compliance or an explanation of why the agency determines that such evaluation isn’t appropriate, and an evaluation of creative, innovative or flexible methods of compliance that would not significantly impair the effectiveness of the rule or increase the risk to the health, safety, or welfare of the public or those affected by the rule.

1. TITLE OF RULE FILING:

Improved Tracking of Workplace Injuries and Illnesses

2. ADOPTING AGENCY:

Vermont Occupational Safety and Health Administration

3. CATEGORY OF AFFECTED PARTIES:

LIST CATEGORIES OF PEOPLE, ENTERPRISES, AND GOVERNMENTAL ENTITIES POTENTIALLY AFFECTED BY THE ADOPTION OF THIS RULE AND THE ESTIMATED COSTS AND BENEFITS ANTICIPATED:

This rule will affect private and public sector employers of 100 or more employees, in certain, designated NAICS codes. OSHA estimates that this rule will have economic costs - nationally - across the complete spectrum of mandated reporters, of \$7.7 million per year. These costs include \$7.1 million per year to become familiar with the rule’s requirements,

update software, and submit forms electronically to OSHA, and \$0.6 million per year to the government for processing the data, updating and maintaining software, and providing additional IT support. OSHA estimates average cost increase for recordkeeping, of \$136 per year for affected establishments (those with 100 or more employees in NAICS industries listed on appendix B of subpart E of part 1904), annualized over 10 years with a discount rate of seven percent.

4. **IMPACT ON SCHOOLS:**

INDICATE ANY IMPACT THAT THE RULE WILL HAVE ON PUBLIC EDUCATION, PUBLIC SCHOOLS, LOCAL SCHOOL DISTRICTS AND/OR TAXPAYERS CLEARLY STATING ANY ASSOCIATED COSTS:

Schools will not be affected in by this rule as they do not fall into the designation of NAICS codes that compel reporting of this data.

5. **ALTERNATIVES: CONSIDERATION OF ALTERNATIVES TO THE RULE TO REDUCE OR AMELIORATE COSTS TO LOCAL SCHOOL DISTRICTS WHILE STILL ACHIEVING THE OBJECTIVE OF THE RULE.**

As this rule is identical to the adopted rule from Federal OSHA, and VOSHA must remain equally effective, no alternative was considered.

6. **IMPACT ON SMALL BUSINESSES:**

INDICATE ANY IMPACT THAT THE RULE WILL HAVE ON SMALL BUSINESSES (EXCLUDING IMPACTS INCIDENTAL TO THE PURCHASE AND PAYMENT OF GOODS AND SERVICES BY THE STATE OR AN AGENCY THEREOF):

Businesses and public sector entities, of less than 100 employees will not be affected by this rule

7. **SMALL BUSINESS COMPLIANCE: EXPLAIN WAYS A BUSINESS CAN REDUCE THE COST/BURDEN OF COMPLIANCE OR AN EXPLANATION OF WHY THE AGENCY DETERMINES THAT SUCH EVALUATION ISN'T APPROPRIATE.**

Businesses with less than 100 employees would not be affected by this rule.

8. **COMPARISON:**

COMPARE THE IMPACT OF THE RULE WITH THE ECONOMIC IMPACT OF OTHER ALTERNATIVES TO THE RULE, INCLUDING NO RULE ON THE SUBJECT OR A RULE HAVING SEPARATE REQUIREMENTS FOR SMALL BUSINESS:

No other alternatives were considered

9. **SUFFICIENCY:** *DESCRIBE HOW THE ANALYSIS WAS CONDUCTED, IDENTIFYING RELEVANT INTERNAL AND/OR EXTERNAL SOURCES OF INFORMATION USED.*

This rulemaking was thoroughly analyzed and documented through the process of federal rulemaking. A complete description of these analyses' can be found in Federal Register / Vol. 88, No. 139 / Friday, July 21, 2023 / Rules and Regulations

Environmental Impact Analysis

Instructions:

In completing the environmental impact analysis, an agency analyzes and evaluates the anticipated environmental impacts (positive or negative) to be expected from adoption of the rule; compares alternatives to adopting the rule; explains the sufficiency of the environmental impact analysis. If no impacts are anticipated, please specify “No impact anticipated” in the field.

Examples of Environmental Impacts include but are not limited to:

- Impacts on the emission of greenhouse gases
- Impacts on the discharge of pollutants to water
- Impacts on the arability of land
- Impacts on the climate
- Impacts on the flow of water
- Impacts on recreation
- Or other environmental impacts

1. TITLE OF RULE FILING:

Improved Tracking of Workplace Injuries and Illnesses

2. ADOPTING AGENCY:

Vermont Occupational Safety and Health Administration

3. GREENHOUSE GAS: *EXPLAIN HOW THE RULE IMPACTS THE EMISSION OF GREENHOUSE GASES (E.G. TRANSPORTATION OF PEOPLE OR GOODS; BUILDING INFRASTRUCTURE; LAND USE AND DEVELOPMENT, WASTE GENERATION, ETC.):*

This rule has no effect on greenhouse gas.

4. WATER: *EXPLAIN HOW THE RULE IMPACTS WATER (E.G. DISCHARGE / ELIMINATION OF POLLUTION INTO VERMONT WATERS, THE FLOW OF WATER IN THE STATE, WATER QUALITY ETC.):*

This rule has no effect on water

5. LAND: *EXPLAIN HOW THE RULE IMPACTS LAND (E.G. IMPACTS ON FORESTRY, AGRICULTURE ETC.):*

This rule has no effect on land

6. RECREATION: *EXPLAIN HOW THE RULE IMPACTS RECREATION IN THE STATE:*

This rule has no effect on recreation

7. **CLIMATE:** *EXPLAIN HOW THE RULE IMPACTS THE CLIMATE IN THE STATE:*

This rule has no effect on climate

8. **OTHER:** *EXPLAIN HOW THE RULE IMPACT OTHER ASPECTS OF VERMONT'S ENVIRONMENT:*

This rule is strictly administrative and complying with it will be accomplished through electronic means. Therefore there is no effect on the environment.

9. **SUFFICIENCY:** *DESCRIBE HOW THE ANALYSIS WAS CONDUCTED, IDENTIFYING RELEVANT INTERNAL AND/OR EXTERNAL SOURCES OF INFORMATION USED.*

This rule was analyzed at the federal level and was documented in the Federal Register / Vol. 88, No. 139 / Friday, July 21, 2023 / Rules and Regulations

Public Input Maximization Plan

Instructions:

Agencies are encouraged to hold hearings as part of their strategy to maximize the involvement of the public in the development of rules. Please complete the form below by describing the agency's strategy for maximizing public input (what it did do, or will do to maximize the involvement of the public).

This form must accompany each filing made during the rulemaking process:

1. TITLE OF RULE FILING:

Improved Tracking of Workplace Injuries and Illnesses

2. ADOPTING AGENCY:

Vermont Occupational Safety and Health Administration

3. PLEASE DESCRIBE THE AGENCY'S STRATEGY TO MAXIMIZE PUBLIC INVOLVEMENT IN THE DEVELOPMENT OF THE PROPOSED RULE, LISTING THE STEPS THAT HAVE BEEN OR WILL BE TAKEN TO COMPLY WITH THAT STRATEGY:

This rule was previously developed and promulgated through the federal system by Federal OSHA. All of the steps and analysis have been documented in Federal Register / Vol. 88, No. 139 / Friday, July 21, 2023 / Rules and Regulations. VOSHA will alert industry groups such as Associated Industries of Vermont and Associated Contractors of Vermont. Additionally VOSHA will be putting notice of this rule on it's website as well as periodicals of note.

4. BEYOND GENERAL ADVERTISEMENTS, PLEASE LIST THE PEOPLE AND ORGANIZATIONS THAT HAVE BEEN OR WILL BE INVOLVED IN THE DEVELOPMENT OF THE PROPOSED RULE:

VOSHA will place notices on the list serv of Vermont Project WorkSafe. Additionally will place the rule on the Vermont Department of Labor web site. VOSHA plans to hold a public hearing for this rule as well.

Incorporation by Reference

THIS FORM IS ONLY REQUIRED WHEN INCORPORATING MATERIALS BY REFERENCE. PLEASE REMOVE PRIOR TO DELIVERY IF IT DOES NOT APPLY TO THIS RULE FILING:

Instructions:

In completing the incorporation by reference statement, an agency describes any materials that are incorporated into the rule by reference and how to obtain copies.

This form is only required when a rule incorporates materials by referencing another source without reproducing the text within the rule itself (e.g., federal or national standards, or regulations).

Incorporated materials will be maintained and available for inspection by the Agency.

1. TITLE OF RULE FILING:

Improved Tracking of Workplace Injuries and Illnesses

2. ADOPTING AGENCY:

Vermont Occupational Safety and Health Administration

3. DESCRIPTION (*DESCRIBE THE MATERIALS INCORPORATED BY REFERENCE*):

This rule filing incorporates by reference all of 29 CFR 1904 - RECORDING AND REPORTING OCCUPATIONAL INJURIES AND ILLNESSES

4. FORMAL CITATION OF MATERIALS INCORPORATED BY REFERENCE:

29 CFR 1904

5. OBTAINING COPIES: (*EXPLAIN WHERE THE PUBLIC MAY OBTAIN THE MATERIAL(S) IN WRITTEN OR ELECTRONIC FORM, AND AT WHAT COST*):

Copies of this standard can be obtained by accessing the OSHA website at <https://www.osha.gov/laws-regs/regulations/standardnumber/1904/>. The rule can be reviewed in person at Vermont Department of Labor, 5 Green Mountain Drive, Montpelier, VT

6. MODIFICATIONS (*PLEASE EXPLAIN ANY MODIFICATION TO THE INCORPORATED MATERIALS E.G., WHETHER ONLY PART OF THE MATERIAL IS ADOPTED AND IF SO, WHICH PART(S) ARE MODIFIED*):

This rule filing amends former language; 24 050 016. 29 CFR 1904, UPDATES AND IMPROVEMENTS IN RECORDKEEPING. This amendment is identical to a previous adoption by Federal OSHA. VOSHA must adopt rules at least as effective as Federal OSHA.

Run Spell Check

- **Part Number:**

1904

- **Part Number Title:**

Recording and Reporting Occupational Injuries and Illnesses

- **Subpart:**

1904 Subpart E

- **Subpart Title:**

Reporting Fatality, Injury and Illness Information to the Government

- **Standard Number:**

[1904.41](#)

- **Title:**

Electronic submission of Employer Identification Number (EIN) and injury and illness records to OSHA.

§ 1904.41 Electronic submission of Employer Identification Number (EIN) and injury and illness records to OSHA.

§ 1904.41(a)(1)

Basic requirements -

Annual electronic submission of OSHA Form 300A Summary of Work-Related Injuries and Illnesses by establishments with 250 or more employees. If your establishment had 250 or more employees at any time during the previous calendar year, and this part requires your establishment to keep records, then you must electronically submit information from OSHA Form 300A Summary of Work-Related Injuries and Illnesses to OSHA or OSHA's designee. You must submit the information once a year, no later than the date listed in paragraph (c) of this section of the year after the calendar year covered by the form (for example, 2019 for the 2018 form).

§ 1904.41(a)(1) Annual electronic submission of information from OSHA Form 300A Summary of Work-Related Injuries and Illnesses.

(i) If your establishment had 20–249 employees at any time during the previous calendar year, and your establishment is classified in an industry listed in appendix A to subpart E of this part, then you must electronically submit information from OSHA Form 300A Summary of Work-Related Injuries and Illnesses to OSHA or OSHA's designee. You must submit the information once a year, no later than the date listed in paragraph (c) of this section of the year after the calendar year covered by the form. (ii) If your establishment had 250 or more employees at any time during the previous calendar year, and this part requires your establishment to keep records, then you must electronically submit information from OSHA Form 300A Summary of Work-Related Injuries and Illnesses to OSHA or OSHA's designee. You must submit the information once a year, no later than the date listed in paragraph (c) of this section of the year after the calendar year covered by the form. (2) Annual electronic submission of information from

OSHA Form 300 Log of Work-Related Injuries and Illnesses and OSHA Form 301 Injury and Illness Incident Report by establishments with 100 or more employees in designated industries. If your establishment had 100 or more employees at any time during the previous calendar year, and your establishment is classified in an industry listed in appendix B to subpart E of this part, then you must electronically submit information from OSHA Forms 300 and 301 to OSHA or OSHA's designee. You must submit the information once a year, no later than the date listed in paragraph (c) of this section of the year after the calendar year covered by the forms.

1904.41(a)(2)

Annual electronic submission of OSHA Form 300A Summary of Work-Related Injuries and Illnesses by establishments with 20 or more employees but fewer than 250 employees in designated industries. If your establishment had 20 or more employees but fewer than 250 employees at any time during the previous calendar year, and your establishment is classified in an industry listed in appendix A to subpart E of this part, then you must electronically submit information from OSHA Form 300A Summary of Work-Related Injuries and Illnesses to OSHA or OSHA's designee. You must submit the information once a year, no later than the date listed in paragraph (c) of this section of the year after the calendar year covered by the form.

1904.41(a)(3)

Electronic submission of part 1904 records upon notification. Upon notification, you must electronically submit the requested information from your part 1904 records to OSHA or OSHA's designee.

1904.41(a)(4)

Electronic submission of the Employer Identification Number (EIN). For each establishment that is subject to these reporting requirements, you must provide the EIN used by the establishment.

1904.41(b)

Implementation -

1904.41(b)(1)

Does every employer have to routinely submit this information to OSHA? No, only two categories of employers must routinely submit this information. First, if your establishment had 250 or more employees at any time during the previous calendar year, and this part requires your establishment to keep records, then you must submit the required information to OSHA once a year. Second, if your establishment had 20 or more employees but fewer than 250 employees at any time during the previous calendar year, and your establishment is classified in an industry listed in appendix A to this subpart, then you must submit the required information to OSHA once a year. Employers in these two categories must submit the required information by the date listed in paragraph (c) of this section of the year after the calendar year covered by the form (for example, 2019 for the 2018 form). If you are not in either of these two categories, then you must submit the information to OSHA only if OSHA notifies you to do so for an individual data collection.

1904.41(b)(1) Does every employer have to routinely make an annual electronic submission of information from part 1904 injury and illness recordkeeping forms to OSHA? No, only three categories

of employers must routinely submit information from these forms. The first category is establishments that had 20–249 employees at any time during the previous calendar year, and are classified in an industry listed in appendix A to this subpart; establishments in this category must submit the required information from Form 300A to OSHA once a year. The second category is establishments that had 250 or more employees at any time during the previous calendar year, and are required by this part to keep records; establishments in this category must submit the required information from Form 300A to OSHA once a year. The third category is establishments that had 100 or more employees at any time during the previous calendar year, and are classified in an industry listed in appendix B to this subpart; establishments in this category must also submit the required information from Forms 300 and 301 to OSHA once a year, in addition to the required information from Form 300A. Employers in these three categories must submit the required information by the date listed in paragraph (c) of this section of the year after the calendar year covered by the form (for example, 2024 for the 2023 form(s)). If your establishment is not in any of these three categories, then you must submit the information to OSHA only if OSHA notifies you to do so for an individual data collection.

1904.41(b)(2)

Do part-time, seasonal, or temporary workers count as employees in the criteria for number of employees in paragraph (a) of this section? Yes, each individual employed in the establishment at any time during the calendar year counts as one employee, including full-time, part-time, seasonal, and temporary workers.

1904.41(b)(3)

How will OSHA notify me that I must submit information as part of an individual data collection under paragraph (a)(3) of this section? OSHA will notify you by mail if you will have to submit information as part of an individual data collection under paragraph (a)(3). OSHA will also announce individual data collections through publication in the **Federal Register** and the OSHA newsletter, and announcements on the OSHA website. If you are an employer who must routinely submit the information, then OSHA will not notify you about your routine submittal.

1904.41(b)(4)

When do I have to submit the information? If you are required to submit information under paragraph (a)(1) or (2) of this section, then you must submit the information once a year, by the date listed in paragraph (c) of this section of the year after the calendar year covered by the form (for example, 2019 for the 2018 form). If you are submitting information because OSHA notified you to submit information as part of an individual data collection under paragraph (a)(3) of this section, then you must submit the information as specified in the notification.

1904.41(b)(5)

How do I submit the information? You must submit the information electronically. OSHA will provide a secure website for the electronic submission of information. For individual data collections under paragraph (a)(3) of this section, OSHA will include the website's location in the notification for the data collection.

1904.41(b)(6)

Do I have to submit information if my establishment is partially exempt from keeping OSHA injury and illness records? If you are partially exempt from keeping injury and illness records under §§ 1904.1 and/or 1904.2, then you do not have to routinely submit information under paragraphs (a)(1) and (2) of this section. You will have to submit information under paragraph (a)(3) of this section if OSHA informs you in writing that it will collect injury and illness information from you. If you receive such a notification, then you must keep the injury and illness records required by this part and submit information as directed.

[1904.41\(b\)\(7\)](#)

Do I have to submit information if I am located in a State Plan State? Yes, the requirements apply to employers located in State Plan States.

1904.41(b)(8)

May an enterprise or corporate office electronically submit information for its establishment(s)? Yes, if your enterprise or corporate office had ownership of or control over one or more establishments required to submit information under paragraph (a) of this section, then the enterprise or corporate office may collect and electronically submit the information for the establishment(s).

1904.41(b)(9)

If I have to submit information under paragraph (a)(2) of this section, do I have to submit all of the information from the recordkeeping forms? No, you are required to submit all of the information from the forms except the following: (i) Log of Work-Related Injuries and Illnesses (OSHA Form 300): Employee name (column B). (ii) Injury and Illness Incident Report (OSHA Form 301): Employee name (field 1), employee address (field 2), name of physician or other health care professional (field 6), facility name and address if treatment was given away from the worksite (field 7).

1904.41(b)(10)

My company uses numbers or codes to identify our establishments. May I use numbers or codes as the establishment name in my submission? Yes, you may use numbers or codes as the establishment name. However, the submission must include a legal company name, either as part of the establishment name or separately as the company name.

[1904.41\(c\)](#)

Reporting dates.

[1904.41\(c\)\(1\)](#)

~~In 2017 and 2018, establishments required to submit under paragraph (a)(1) or (2) of this section must submit the required information according to the table in this paragraph (c)(1):~~

Establishments Required to Submit Table

Submission year **Establishments submitting under paragraph (a)(1) of this section must submit the required information from this form/these forms:**

2017 300A

2018 300A, 300, 301

1904.41(c)(2)

Beginning in 2019, establishments that are required to submit under paragraph (a)(1) or (2) of this section will have to submit all of the required information by March 2 of the year after the calendar year covered by the form or forms (for example, by March 2, 2019, for the forms covering 2018). must submit all of the required information by March 2 of the year after the calendar year covered by the form(s) (for example, by March 2, 2024, for the forms covering 2023).

[81 FR 29692, May 12, 2016, as amended at 82 FR 55765, Nov. 24, 2017; 84 FR 405-406, January 25, 2019

1904.41 (c)

Reporting dates.

(c) Establishments that are required to submit under paragraph (a)(1) or (2) of this section must submit all of the required information by March 2 of the year after the calendar year covered by the form(s) (for example, by March 2, 2024, for the forms covering 2023).

APPENDIX A TO SUBPART E OF PART 1904—

DESIGNATED INDUSTRIES FOR §1904.41(A)(2) ANNUAL ELECTRONIC SUBMISSION OF OSHA FORM 300A SUMMARY OF WORK-RELATED INJURIES AND ILLNESSES BY ESTABLISHMENTS WITH 20 OR MORE EMPLOYEES BUT FEWER THAN 250 EMPLOYEES IN DESIGNATED INDUSTRIES

NAICS— Industry

11— Agriculture, forestry, fishing and hunting.

22— Utilities.

23— Construction.

31-33— Manufacturing.

42— Wholesale trade.

4413— Automotive parts, accessories, and tire stores.

4421—Furniture stores.

4422—Home furnishings stores.

4441—Building material and supplies dealers.

4442—Lawn and garden equipment and supplies stores.

4451—Grocery stores.

4452—Specialty food stores.

4521—Department stores.

4529—Other general merchandise stores.

4533—Used merchandise stores.

4542—Vending machine operators.

4543—Direct selling establishments.

4811—Scheduled air transportation.

4841—General freight trucking.

4842—Specialized freight trucking.

4851—Urban transit systems.

4852—Interurban and rural bus transportation.

4853—Taxi and limousine service.

4854—School and employee bus transportation.

4855—Charter bus industry.

4859—Other transit and ground passenger transportation.

4871—Scenic and sightseeing transportation, land.

4881—Support activities for air transportation.

4882—Support activities for rail transportation.

4883—Support activities for water transportation.

4884—Support activities for road transportation.

4889—Other support activities for transportation.

4911—Postal service.

4921—Couriers and express delivery services.

4922—Local messengers and local delivery.

~~4931—Warehousing and storage.~~

~~5152—Cable and other subscription programming.~~

~~5311—Lessors of real estate.~~

~~5321—Automotive equipment rental and leasing.~~

~~5322—Consumer goods rental.~~

~~5323—General rental centers.~~

~~5617—Services to buildings and dwellings.~~

~~5621—Waste collection.~~

~~5622—Waste treatment and disposal.~~

~~5629—Remediation and other waste management services.~~

~~6219—Other ambulatory health care services.~~

~~6221—General medical and surgical hospitals.~~

~~6222—Psychiatric and substance abuse hospitals.~~

~~6223—Specialty (except psychiatric and substance abuse) hospitals.~~

~~6231—Nursing care facilities.~~

~~6232—Residential mental retardation, mental health and substance abuse facilities.~~

~~6233—Community care facilities for the elderly.~~

~~6239—Other residential care facilities.~~

~~6242—Community food and housing, and emergency and other relief services.~~

~~6243—Vocational rehabilitation services.~~

~~7111—Performing arts companies.~~

~~7112—Spectator sports.~~

~~7121—Museums, historical sites, and similar institutions.~~

~~7131—Amusement parks and arcades.~~

~~7132—Gambling industries.~~

~~7211—Traveler accommodation.~~

~~7212—RV (recreational vehicle) parks and recreational camps.~~

~~7213—Rooming and boarding houses.~~

~~7223—Special food services.~~

~~8113—Commercial and industrial machinery and equipment (except automotive and electronic) repair and maintenance.~~

~~8123—Dry-cleaning and laundry services.~~

Appendix A to Subpart E of Part 1904—

Designated Industries for § 1904.41(a)(1)(i) Annual Electronic Submission of Information From OSHA Form 300A Summary of Work-Related Injuries and Illnesses by Establishments With 20–249 Employees in Designated Industries

NAICS Industry

11 Agriculture, Forestry, Fishing and Hunting.

22 Utilities.

23 Construction.

31–33 Manufacturing.

42 Wholesale Trade.

4413 Automotive Parts, Accessories, and Tire Stores.

4421 Furniture Stores.

4422 Home Furnishings Stores.

4441 Building Material and Supplies Dealers.

4442 Lawn and Garden Equipment and Supplies Stores.

4451 Grocery Stores.

4452 Specialty Food Stores.

4522 Department Stores.

4523 General Merchandise Stores, including Warehouse Clubs and Supercenters.

4533 Used Merchandise Stores.

4542 Vending Machine Operators.

4543 Direct Selling Establishments.

4811 Scheduled Air Transportation.

4841 General Freight Trucking.

4842 Specialized Freight Trucking.

4851 Urban Transit Systems.

4852 Interurban and Rural Bus Transportation.
4853 Taxi and Limousine Service.
4854 School and Employee Bus Transportation.
4855 Charter Bus Industry.
4859 Other Transit and Ground Passenger Transportation.
4871 Scenic and Sightseeing Transportation, Land.
4881 Support Activities for Air Transportation.
4882 Support Activities for Rail Transportation.
4883 Support Activities for Water Transportation.
4884 Support Activities for Road Transportation.
4889 Other Support Activities for Transportation.
4911 Postal Service.
4921 Couriers and Express Delivery Services.
4922 Local Messengers and Local Delivery.
4931 Warehousing and Storage.
5152 Cable and Other Subscription Programming.
5311 Lessors of Real Estate.
5321 Automotive Equipment Rental and Leasing.
5322 Consumer Goods Rental.
5323 General Rental Centers.
5617 Services to Buildings and Dwellings.
5621 Waste Collection.
5622 Waste Treatment and Disposal.
5629 Remediation and Other Waste Management Services.
6219 Other Ambulatory Health Care Services.
6221 General Medical and Surgical Hospitals.
6222 Psychiatric and Substance Abuse Hospitals.
6223 Specialty (except Psychiatric and Substance Abuse) Hospitals.
6231 Nursing Care Facilities (Skilled Nursing Facilities).

6232 Residential Intellectual and Developmental Disability, Mental Health, and Substance Abuse Facilities.

6233 Continuing Care Retirement Communities and Assisted Living Facilities for the Elderly

6239 Other Residential Care Facilities.

6242 Community Food and Housing, and Emergency and Other Relief Services.

6243 Vocational Rehabilitation Services.

7111 Performing Arts Companies.

7112 Spectator Sports.

7121 Museums, Historical Sites, and Similar Institutions.

7131 Amusement Parks and Arcades.

7132 Gambling Industries.

7211 Traveler Accommodation.

7212 RV (Recreational Vehicle) Parks and Recreational Camps.

7223 Special Food Services.

8113 Commercial and Industrial Machinery and Equipment (except Automotive and Electronic) Repair and Maintenance.

8123 Drycleaning and Laundry Services.

Appendix B to Subpart E of Part 1904—

Designated Industries for § 1904.41(a)(2) Annual Electronic Submission of Information From OSHA Form 300 Log of Work-Related Injuries and Illnesses and OSHA Form 301 Injury and Illness Incident Report by Establishments With 100 or More Employees in Designated Industries

NAICS Industry

1111 Oilseed and Grain Farming.

1112 Vegetable and Melon Farming.

1113 Fruit and Tree Nut Farming.

1114 Greenhouse, Nursery, and Floriculture Production.

1119 Other Crop Farming.

1121 Cattle Ranching and Farming.

1122 Hog and Pig Farming.
1123 Poultry and Egg Production.
1129 Other Animal Production.
1133 Logging.
1141 Fishing.
1142 Hunting and Trapping.
1151 Support Activities for Crop Production.
1152 Support Activities for Animal Production.
1153 Support Activities for Forestry.
2213 Water, Sewage and Other Systems.
2381 Foundation, Structure, and Building Exterior Contractors.
3111 Animal Food Manufacturing.
3113 Sugar and Confectionery Product Manufacturing.
3114 Fruit and Vegetable Preserving and Specialty Food Manufacturing.
3115 Dairy Product Manufacturing.
3116 Animal Slaughtering and Processing.
3117 Seafood Product Preparation and Packaging.
3118 Bakeries and Tortilla Manufacturing.
3119 Other Food Manufacturing.
3121 Beverage Manufacturing.
3161 Leather and Hide Tanning and Finishing.
3162 Footwear Manufacturing.
3211 Sawmills and Wood Preservation.
3212 Veneer, Plywood, and Engineered Wood Product Manufacturing.
3219 Other Wood Product Manufacturing.
3261 Plastics Product Manufacturing.
3262 Rubber Product Manufacturing.
3271 Clay Product and Refractory Manufacturing.
3272 Glass and Glass Product Manufacturing.

3273 Cement and Concrete Product Manufacturing.

3279 Other Nonmetallic Mineral Product Manufacturing.

3312 Steel Product Manufacturing from Purchased Steel.

3314 Nonferrous Metal (except Aluminum) Production and Processing.

3315 Foundries.

3321 Forging and Stamping.

3323 Architectural and Structural Metals Manufacturing.

3324 Boiler, Tank, and Shipping Container Manufacturing.

3325 Hardware Manufacturing.

3326 Spring and Wire Product Manufacturing.

3327 Machine Shops; Turned Product; and Screw, Nut, and Bolt Manufacturing.

3328 Coating, Engraving, Heat Treating, and Allied Activities.

3331 Agriculture, Construction, and Mining Machinery Manufacturing.

3335 Metalworking Machinery Manufacturing.

3361 Motor Vehicle Manufacturing.

3362 Motor Vehicle Body and Trailer Manufacturing.

3363 Motor Vehicle Parts Manufacturing.

3366 Ship and Boat Building.

3371 Household and Institutional Furniture and Kitchen Cabinet Manufacturing.

3372 Office Furniture (including Fixtures) Manufacturing.

3379 Other Furniture Related Product Manufacturing.

4231 Motor Vehicle and Motor Vehicle Parts and Supplies Merchant Wholesalers.

4233 Lumber and Other Construction Materials Merchant Wholesalers.

4235 Metal and Mineral (except Petroleum) Merchant Wholesalers.

4239 Miscellaneous Durable Goods Merchant Wholesalers.

4244 Grocery and Related Product Merchant Wholesalers.

4248 Beer, Wine, and Distilled Alcoholic Beverage Merchant Wholesalers.

4413 Automotive Parts, Accessories, and Tire Stores.

4422 Home Furnishings Stores.

4441 Building Material and Supplies Dealers.
4442 Lawn and Garden Equipment and Supplies Stores.
4451 Grocery Stores.
4522 Department Stores.
4523 General Merchandise Stores, including Warehouse Clubs and Supercenters.
4533 Used Merchandise Stores.
4543 Direct Selling Establishments.
4811 Scheduled Air Transportation.
4841 General Freight Trucking.
4842 Specialized Freight Trucking.
4851 Urban Transit Systems.
4852 Interurban and Rural Bus Transportation.
4853 Taxi and Limousine Service.
4854 School and Employee Bus Transportation.
4859 Other Transit and Ground Passenger Transportation.
4871 Scenic and Sightseeing Transportation, Land.
4881 Support Activities for Air Transportation.
4883 Support Activities for Water Transportation.
4889 Other Support Activities for Transportation.
4911 Postal Service.
4921 Couriers and Express Delivery Services.
4931 Warehousing and Storage.
5322 Consumer Goods Rental.
5621 Waste Collection.
5622 Waste Treatment and Disposal.
6219 Other Ambulatory Health Care Services.
6221 General Medical and Surgical Hospitals.
6222 Psychiatric and Substance Abuse Hospitals.
6223 Specialty (except Psychiatric and Substance Abuse) Hospitals.

6231 Nursing Care Facilities (Skilled Nursing Facilities).

6232 Residential Intellectual and Developmental Disability, Mental Health, and Substance Abuse Facilities.

6233 Continuing Care Retirement Communities and Assisted Living Facilities for the Elderly.

6239 Other Residential Care Facilities.

6243 Vocational Rehabilitation Services.

7111 Performing Arts Companies.

7112 Spectator Sports.

7131 Amusement Parks and Arcades.

7211 Traveler Accommodation.

7212 RV (Recreational Vehicle) Parks and Recreational Camps.

7223 Special Food Services.

Clean
Copy

- **Part Number:**

1904

- **Part Number Title:**

Recording and Reporting Occupational Injuries and Illnesses

- **Subpart:**

1904 Subpart E

- **Subpart Title:**

Reporting Fatality, Injury and Illness Information to the Government

- **Standard Number:**

[1904.41](#)

- **Title:**

Electronic submission of Employer Identification Number (EIN) and injury and illness records to OSHA.

§ 1904.41 Electronic submission of Employer Identification Number (EIN) and injury and illness records to OSHA.

1904.41(a)(1) Annual electronic submission of information from OSHA Form 300A Summary of Work-Related Injuries and Illnesses.

(i) If your establishment had 20–249 employees at any time during the previous calendar year, and your establishment is classified in an industry listed in appendix A to subpart E of this part, then you must electronically submit information from OSHA Form 300A Summary of Work-Related Injuries and Illnesses to OSHA or OSHA’s designee. You must submit the information once a year, no later than the date listed in paragraph (c) of this section of the year after the calendar year covered by the form. (ii) If your establishment had 250 or more employees at any time during the previous calendar year, and this part requires your establishment to keep records, then you must electronically submit information from OSHA Form 300A Summary of Work-Related Injuries and Illnesses to OSHA or OSHA’s designee. You must submit the information once a year, no later than the date listed in paragraph (c) of this section of the year after the calendar year covered by the form. (2) Annual electronic submission of information from OSHA Form 300 Log of Work-Related Injuries and Illnesses and OSHA Form 301 Injury and Illness Incident Report by establishments with 100 or more employees in designated industries. If your establishment had 100 or more employees at any time during the previous calendar year, and your establishment is classified in an industry listed in appendix B to subpart E of this part, then you must electronically submit information from OSHA Forms 300 and 301 to OSHA or OSHA’s designee. You must submit the information once a year, no later than the date listed in paragraph (c) of this section of the year after the calendar year covered by the forms.

[1904.41\(a\)\(2\)](#)

Annual electronic submission of OSHA Form 300A Summary of Work-Related Injuries and Illnesses by establishments with 20 or more employees but fewer than 250 employees in designated industries. If your establishment had 20 or more employees but fewer than 250 employees at any time during the previous calendar year, and your establishment is classified in an industry listed in appendix A to subpart E of this part, then you must electronically submit information from OSHA Form 300A Summary of Work-Related Injuries and Illnesses to OSHA or OSHA's designee. You must submit the information once a year, no later than the date listed in paragraph (c) of this section of the year after the calendar year covered by the form.

1904.41(a)(3)

Electronic submission of part 1904 records upon notification. Upon notification, you must electronically submit the requested information from your part 1904 records to OSHA or OSHA's designee.

1904.41(a)(4)

Electronic submission of the Employer Identification Number (EIN). For each establishment that is subject to these reporting requirements, you must provide the EIN used by the establishment.

1904.41(b)

Implementation -

1904.41(b)(1) Does every employer have to routinely make an annual electronic submission of information from part 1904 injury and illness recordkeeping forms to OSHA? No, only three categories of employers must routinely submit information from these forms. The first category is establishments that had 20–249 employees at any time during the previous calendar year, and are classified in an industry listed in appendix A to this subpart; establishments in this category must submit the required information from Form 300A to OSHA once a year. The second category is establishments that had 250 or more employees at any time during the previous calendar year, and are required by this part to keep records; establishments in this category must submit the required information from Form 300A to OSHA once a year. The third category is establishments that had 100 or more employees at any time during the previous calendar year, and are classified in an industry listed in appendix B to this subpart; establishments in this category must also submit the required information from Forms 300 and 301 to OSHA once a year, in addition to the required information from Form 300A. Employers in these three categories must submit the required information by the date listed in paragraph (c) of this section of the year after the calendar year covered by the form (for example, 2024 for the 2023 form(s)). If your establishment is not in any of these three categories, then you must submit the information to OSHA only if OSHA notifies you to do so for an individual data collection.

1904.41(b)(2)

Do part-time, seasonal, or temporary workers count as employees in the criteria for number of employees in paragraph (a) of this section? Yes, each individual employed in the establishment at any time during the calendar year counts as one employee, including full-time, part-time, seasonal, and temporary workers.

1904.41(b)(3)

How will OSHA notify me that I must submit information as part of an individual data collection under paragraph (a)(3) of this section? OSHA will notify you by mail if you will have to submit information as part of an individual data collection under paragraph (a)(3). OSHA will also announce individual data collections through publication in the **Federal Register** and the OSHA newsletter, and announcements on the OSHA website. If you are an employer who must routinely submit the information, then OSHA will not notify you about your routine submittal.

1904.41(b)(4)

When do I have to submit the information? If you are required to submit information under paragraph (a)(1) or (2) of this section, then you must submit the information once a year, by the date listed in paragraph (c) of this section of the year after the calendar year covered by the form (for example, 2019 for the 2018 form). If you are submitting information because OSHA notified you to submit information as part of an individual data collection under paragraph (a)(3) of this section, then you must submit the information as specified in the notification.

1904.41(b)(5)

How do I submit the information? You must submit the information electronically. OSHA will provide a secure website for the electronic submission of information. For individual data collections under paragraph (a)(3) of this section, OSHA will include the website's location in the notification for the data collection.

1904.41(b)(6)

Do I have to submit information if my establishment is partially exempt from keeping OSHA injury and illness records? If you are partially exempt from keeping injury and illness records under §§ 1904.1 and/or 1904.2, then you do not have to routinely submit information under paragraphs (a)(1) and (2) of this section. You will have to submit information under paragraph (a)(3) of this section if OSHA informs you in writing that it will collect injury and illness information from you. If you receive such a notification, then you must keep the injury and illness records required by this part and submit information as directed.

1904.41(b)(7)

Do I have to submit information if I am located in a State Plan State? Yes, the requirements apply to employers located in State Plan States.

1904.41(b)(8)

May an enterprise or corporate office electronically submit information for its establishment(s)? Yes, if your enterprise or corporate office had ownership of or control over one or more establishments required to submit information under paragraph (a) of this section, then the enterprise or corporate office may collect and electronically submit the information for the establishment(s).

1904.41(b)(9)

If I have to submit information under paragraph (a)(2) of this section, do I have to submit all of the information from the recordkeeping forms? No, you are required to submit all of the information from the forms except the following: (i) Log of Work-Related Injuries and Illnesses (OSHA Form 300): Employee

name (column B). (ii) Injury and Illness Incident Report (OSHA Form 301): Employee name (field 1), employee address (field 2), name of physician or other health care professional (field 6), facility name and address if treatment was given away from the worksite (field 7).

1904.41(b)(10)

My company uses numbers or codes to identify our establishments. May I use numbers or codes as the establishment name in my submission? Yes, you may use numbers or codes as the establishment name. However, the submission must include a legal company name, either as part of the establishment name or separately as the company name.

1904.41 (c)

Reporting dates.

(c) Establishments that are required to submit under paragraph (a)(1) or (2) of this section must submit all of the required information by March 2 of the year after the calendar year covered by the form(s) (for example, by March 2, 2024, for the forms covering 2023).

Appendix A to Subpart E of Part 1904—

Designated Industries for § 1904.41(a)(1)(i) Annual Electronic Submission of Information From OSHA Form 300A Summary of Work-Related Injuries and Illnesses by Establishments With 20–249 Employees in Designated Industries

NAICS	Industry
11	Agriculture, Forestry, Fishing and Hunting.
22	Utilities.
23	Construction.
31–33	Manufacturing.
42	Wholesale Trade.
4413	Automotive Parts, Accessories, and Tire Stores.
4421	Furniture Stores.
4422	Home Furnishings Stores.
4441	Building Material and Supplies Dealers.
4442	Lawn and Garden Equipment and Supplies Stores.
4451	Grocery Stores.
4452	Specialty Food Stores.
4522	Department Stores.

4523 General Merchandise Stores, including Warehouse Clubs and Supercenters.
4533 Used Merchandise Stores.
4542 Vending Machine Operators.
4543 Direct Selling Establishments.
4811 Scheduled Air Transportation.
4841 General Freight Trucking.
4842 Specialized Freight Trucking.
4851 Urban Transit Systems.
4852 Interurban and Rural Bus Transportation.
4853 Taxi and Limousine Service.
4854 School and Employee Bus Transportation.
4855 Charter Bus Industry.
4859 Other Transit and Ground Passenger Transportation.
4871 Scenic and Sightseeing Transportation, Land.
4881 Support Activities for Air Transportation.
4882 Support Activities for Rail Transportation.
4883 Support Activities for Water Transportation.
4884 Support Activities for Road Transportation.
4889 Other Support Activities for Transportation.
4911 Postal Service.
4921 Couriers and Express Delivery Services.
4922 Local Messengers and Local Delivery.
4931 Warehousing and Storage.
5152 Cable and Other Subscription Programming.
5311 Lessors of Real Estate.
5321 Automotive Equipment Rental and Leasing.
5322 Consumer Goods Rental.
5323 General Rental Centers.
5617 Services to Buildings and Dwellings.

- 5621 Waste Collection.
- 5622 Waste Treatment and Disposal.
- 5629 Remediation and Other Waste Management Services.
- 6219 Other Ambulatory Health Care Services.
- 6221 General Medical and Surgical Hospitals.
- 6222 Psychiatric and Substance Abuse Hospitals.
- 6223 Specialty (except Psychiatric and Substance Abuse) Hospitals.
- 6231 Nursing Care Facilities (Skilled Nursing Facilities).
- 6232 Residential Intellectual and Developmental Disability, Mental Health, and Substance Abuse Facilities.
- 6233 Continuing Care Retirement Communities and Assisted Living Facilities for the Elderly
- 6239 Other Residential Care Facilities.
- 6242 Community Food and Housing, and Emergency and Other Relief Services.
- 6243 Vocational Rehabilitation Services.
- 7111 Performing Arts Companies.
- 7112 Spectator Sports.
- 7121 Museums, Historical Sites, and Similar Institutions.
- 7131 Amusement Parks and Arcades.
- 7132 Gambling Industries.
- 7211 Traveler Accommodation.
- 7212 RV (Recreational Vehicle) Parks and Recreational Camps.
- 7223 Special Food Services.
- 8113 Commercial and Industrial Machinery and Equipment (except Automotive and Electronic) Repair and Maintenance.
- 8123 Drycleaning and Laundry Services.

Appendix B to Subpart E of Part 1904—

Designated Industries for § 1904.41(a)(2) Annual Electronic Submission of Information From OSHA Form 300 Log of Work-Related Injuries and Illnesses and OSHA Form 301 Injury and Illness Incident Report by

Establishments With 100 or More Employees in Designated Industries

NAICS Industry

- 1111 Oilseed and Grain Farming.
- 1112 Vegetable and Melon Farming.
- 1113 Fruit and Tree Nut Farming.
- 1114 Greenhouse, Nursery, and Floriculture Production.
- 1119 Other Crop Farming.
- 1121 Cattle Ranching and Farming.
- 1122 Hog and Pig Farming.
- 1123 Poultry and Egg Production.
- 1129 Other Animal Production.
- 1133 Logging.
- 1141 Fishing.
- 1142 Hunting and Trapping.
- 1151 Support Activities for Crop Production.
- 1152 Support Activities for Animal Production.
- 1153 Support Activities for Forestry.
- 2213 Water, Sewage and Other Systems.
- 2381 Foundation, Structure, and Building Exterior Contractors.
- 3111 Animal Food Manufacturing.
- 3113 Sugar and Confectionery Product Manufacturing.
- 3114 Fruit and Vegetable Preserving and Specialty Food Manufacturing.
- 3115 Dairy Product Manufacturing.
- 3116 Animal Slaughtering and Processing.
- 3117 Seafood Product Preparation and Packaging.
- 3118 Bakeries and Tortilla Manufacturing.
- 3119 Other Food Manufacturing.
- 3121 Beverage Manufacturing.
- 3161 Leather and Hide Tanning and Finishing.

3162 Footwear Manufacturing.

3211 Sawmills and Wood Preservation.

3212 Veneer, Plywood, and Engineered Wood Product Manufacturing.

3219 Other Wood Product Manufacturing.

3261 Plastics Product Manufacturing.

3262 Rubber Product Manufacturing.

3271 Clay Product and Refractory Manufacturing.

3272 Glass and Glass Product Manufacturing.

3273 Cement and Concrete Product Manufacturing.

3279 Other Nonmetallic Mineral Product Manufacturing.

3312 Steel Product Manufacturing from Purchased Steel.

3314 Nonferrous Metal (except Aluminum) Production and Processing.

3315 Foundries.

3321 Forging and Stamping.

3323 Architectural and Structural Metals Manufacturing.

3324 Boiler, Tank, and Shipping Container Manufacturing.

3325 Hardware Manufacturing.

3326 Spring and Wire Product Manufacturing.

3327 Machine Shops; Turned Product; and Screw, Nut, and Bolt Manufacturing.

3328 Coating, Engraving, Heat Treating, and Allied Activities.

3331 Agriculture, Construction, and Mining Machinery Manufacturing.

3335 Metalworking Machinery Manufacturing.

3361 Motor Vehicle Manufacturing.

3362 Motor Vehicle Body and Trailer Manufacturing.

3363 Motor Vehicle Parts Manufacturing.

3366 Ship and Boat Building.

3371 Household and Institutional Furniture and Kitchen Cabinet Manufacturing.

3372 Office Furniture (including Fixtures) Manufacturing.

3379 Other Furniture Related Product Manufacturing.

4231 Motor Vehicle and Motor Vehicle Parts and Supplies Merchant Wholesalers.
4233 Lumber and Other Construction Materials Merchant Wholesalers.
4235 Metal and Mineral (except Petroleum) Merchant Wholesalers.
4239 Miscellaneous Durable Goods Merchant Wholesalers.
4244 Grocery and Related Product Merchant Wholesalers.
4248 Beer, Wine, and Distilled Alcoholic Beverage Merchant Wholesalers.
4413 Automotive Parts, Accessories, and Tire Stores.
4422 Home Furnishings Stores.
4441 Building Material and Supplies Dealers.
4442 Lawn and Garden Equipment and Supplies Stores.
4451 Grocery Stores.
4522 Department Stores.
4523 General Merchandise Stores, including Warehouse Clubs and Supercenters.
4533 Used Merchandise Stores.
4543 Direct Selling Establishments.
4811 Scheduled Air Transportation.
4841 General Freight Trucking.
4842 Specialized Freight Trucking.
4851 Urban Transit Systems.
4852 Interurban and Rural Bus Transportation.
4853 Taxi and Limousine Service.
4854 School and Employee Bus Transportation.
4859 Other Transit and Ground Passenger Transportation.
4871 Scenic and Sightseeing Transportation, Land.
4881 Support Activities for Air Transportation.
4883 Support Activities for Water Transportation.
4889 Other Support Activities for Transportation.
4911 Postal Service.
4921 Couriers and Express Delivery Services.

4931 Warehousing and Storage.

5322 Consumer Goods Rental.

5621 Waste Collection.

5622 Waste Treatment and Disposal.

6219 Other Ambulatory Health Care Services.

6221 General Medical and Surgical Hospitals.

6222 Psychiatric and Substance Abuse Hospitals.

6223 Specialty (except Psychiatric and Substance Abuse) Hospitals.

6231 Nursing Care Facilities (Skilled Nursing Facilities).

6232 Residential Intellectual and Developmental Disability, Mental Health, and Substance Abuse Facilities.

6233 Continuing Care Retirement Communities and Assisted Living Facilities for the Elderly.

6239 Other Residential Care Facilities.

6243 Vocational Rehabilitation Services.

7111 Performing Arts Companies.

7112 Spectator Sports.

7131 Amusement Parks and Arcades.

7211 Traveler Accommodation.

7212 RV (Recreational Vehicle) Parks and Recreational Camps.

7223 Special Food Services.

The Vermont Statutes Online

The Vermont Statutes Online have been updated to include the actions of the 2023 session of the General Assembly.

NOTE: The Vermont Statutes Online is an unofficial copy of the Vermont Statutes Annotated that is provided as a convenience.

Title 21 : Labor

Chapter 003 : Safety

Subchapter 005 : Occupational Safety and Health

(Cite as: 21 V.S.A. § 224)

§ 224. Rules and standards

(a) The Commissioner shall adopt rules and standards necessary to implement the purposes and duties set forth in this subchapter insofar as they relate to safety and to enforcement of the VOSHA Code.

(b) The Commissioner, in consultation with the Secretary of Human Services, shall adopt rules and standards necessary to implement the purposes of the VOSHA Code and duties thereunder, insofar as they relate to health.

(c) Any standard adopted under this section shall prescribe the use of labels or other appropriate forms of warning as are necessary to inform employees of all safety or health hazards to which they are exposed, relevant symptoms and appropriate emergency treatment, and proper conditions and precautions for safe use or exposure. Where appropriate, a rule shall prescribe suitable protective clothing, devices, or equipment which shall be provided by the employer, and control or technological procedures to be used in connection with the safety or health hazard; and shall provide for monitoring or measuring employee exposure at such locations and intervals and in such manner as may be necessary for the protection of employees.

(d) Where appropriate, a standard adopted in consultation with the Secretary of Human Services may prescribe the type and frequency of medical examinations or other tests which shall be made available by an employer or at the expense of the employer, to employees exposed to health hazards in employment, in order to effectively determine whether the health of the employee is adversely affected by exposure to the hazard. In the event medical examinations are in the nature of research, as determined

by the Secretary of Human Services, such examinations may be furnished at the expense of the State. The results of the examinations or tests shall be furnished only to the Secretary of Human Services, the Commissioner of Health, the Director of Occupational Health, the Commissioner of Labor, and at the request of the employee, to the employee's physician and the employee.

(e) The Commissioner, in consultation with the Secretary, in adopting standards dealing with toxic materials or harmful physical agents under this section, shall set the standard which most adequately ensures, to the extent feasible, on the basis of the best available evidence, that no employee will suffer material impairment of health or functional capacity even if such employee has regular exposure to the hazard dealt with by such standard for the period of his or her working life. Development of standards under this subsection shall be based upon research, demonstrations, experiments, and such other information as may be appropriate. In addition to the attainment of the highest degree of safety and health protection for the employee, other considerations shall be the latest available scientific data in the field, the feasibility of the standards, and experience gained under this and other safety and health laws. Whenever practicable, the standard adopted shall be expressed in terms of objective criteria and of the performance desired. (Added 1971, No. 205 (Adj. Sess.), § 1; amended 1973, No. 214 (Adj. Sess.), § 18; 2005, No. 103 (Adj. Sess.), § 3, eff. April 5, 2006; 2015, No. 23, § 119; 2015, No. 87 (Adj. Sess.), § 2; 2015, No. 97 (Adj. Sess.), § 54.)



Proposed Rules Postings

A Service of the Office of the Secretary of State

- [Vermont.gov](#)
- [Feedback](#)
- [SOS Website](#)
- [APA Site](#)
- [Code of Vermont Rules](#)
- [Recent](#)
- [Search Rules](#)
- [Calendar](#)
- [Subscribe](#)
- [APA Contact Info](#)

Search Rules

Deadline For Public Comment

Deadline: May 10, 2024

The deadline for public comment has expired. Contact the agency or primary contact person listed below for assistance.

Rule Details

Rule Number:	24P015
Title:	Improved Tracking of Workplace Injuries and Illnesses.
Type:	Standard
Status:	Final Proposed
Agency:	Vermont Occupational Safety and Health Administration, Department of Labor
Legal Authority:	21 VSA §§ 204, 224
Summary:	<p>OSHA is amending its occupational injury and illness recordkeeping regulation to require certain employers to electronically submit injury and illness information to OSHA that employers are already required to keep under the recordkeeping regulation. Specifically, OSHA is amending its regulation to require establishments with 100 or more employees in certain designated industries to electronically submit information from their OSHA Forms 300 and 301 to OSHA once a year. OSHA will not collect employee names or addresses, names of health care professionals, or names and addresses of facilities where treatment was provided if treatment was provided away from the worksite from the Forms 300 and 301. OSHA intends to post this information - after redacting appropriate personal and medically protected information - on its website accessible by the public.</p> <p>This rule affects non-federal establishments with 100 or more employees in certain designated industries to electronically submit information from their OSHA Forms 300 and 301 to OSHA once a year. This rule is in addition to, and does not affect the following: Establishments with 20 to 249 employees in certain industries will continue to be required to electronically submit information from their OSHA Form 300A annual summary to OSHA once a year. All establishments with 250 or more employees that are required to keep records under OSHA's injury and illness regulation will also continue to be required to electronically submit information from their Form 300A to OSHA on an annual basis.</p> <p>OSHA estimates that this rule will have economic costs across the complete spectrum of mandated reporters, of \$7.7 million per year. These costs include \$7.1 million per year to become familiar with the rule's requirements, update software, and submit forms electronically to OSHA, and \$0.6 million per year to the government for processing the data, updating and maintaining software, and providing additional IT support. OSHA estimates average costs of \$136 per year for affected establishments (those with 100 or more employees in NAICS industries listed on appendix B of subpart E of part 1904), annualized over 10 years with a discount rate of seven percent.</p>
Persons Affected:	
Economic Impact:	
Posting date:	Mar 27, 2024

Hearing Information

	Information for Hearing # 1	
Hearing date:	04-29-2024 10:00 AM	ADD TO YOUR CALENDAR
Location:	Dept. of Labor	
Address:	5 Green Mountain Drive, PO Box 488	
City:	Montpelier	
State:	VT	
Zip:	05601	
Hearing Notes:		

	Information for Hearing # 2	
Hearing date:	04-29-2024 10:00 AM	ADD TO YOUR CALENDAR
Location:	Virtually via MS Teams	

Address: https://teams.microsoft.com/l/meetupjoin/193ameeting_ODEzMTJjODYtYjZhZi00MWUxLTlkNmQtY2lyM_zJlOGVhYjdm40thread.v2/0?context7b22Tid223a2220b4933b-baad-433c-9c02-70edcc7559c6222c22Oid223a22c288a691-5458-46ffb616-bea179cbb066227d

City: n/a

State: VT

Zip: n/a

Hearing Notes:

Contact Information

Information for Primary Contact

PRIMARY CONTACT PERSON - A PERSON WHO IS ABLE TO ANSWER QUESTIONS ABOUT THE CONTENT OF THE RULE.

Level: Primary

Name: Daniel A. Whipple

Agency: Vermont Occupational Safety and Health Administration, Department of Labor

Address: 5 Green Mountain Drive, PO Box 488

City: Montpelier

State: VT

Zip: 05601

Telephone: 802-828-5085

Fax: 802-828-0408

Email: dan.whipple@vermont.gov

[SEND A COMMENT](#)

Website: <https://labor.vermont.gov/vermont-occupational-safety-and-health-administration-vosha/rules-publications/rules-regulations>

Address: [VIEW WEBSITE](#)

Information for Secondary Contact

SECONDARY CONTACT PERSON - A SPECIFIC PERSON FROM WHOM COPIES OF FILINGS MAY BE REQUESTED OR WHO MAY ANSWER QUESTIONS ABOUT FORMS SUBMITTED FOR FILING IF DIFFERENT FROM THE PRIMARY CONTACT PERSON.

Level: Secondary

Name: Karl P. Hayden

Agency: Vermont Occupational Safety and Health Administration, Department of Labor

Address: 5 Green Mountain Drive, PO Box 488

City: Montpelier

State: VT

Zip: 05601

Telephone: 802-828-5085

Fax: 802-828-0408

Email: karl.hayden@vermont.gov

[SEND A COMMENT](#)

Keyword Information

Keywords:

VOSHA 1904 updates

Improvements in Recordkeeping

Reporting OSHA 300 and 301

Recordkeeping updates

[Back](#)



OFFICE OF THE SECRETARY OF STATE
VERMONT STATE ARCHIVES & RECORDS ADMINISTRATION (VSARA)
(802) 828-2863

TO:	Seven Days Legals (legals@sevendaysvt.com)	Tel: (802) 865-1020 x110.
	The Caledonian Record Julie Poutré (adv@caledonian-record.com)	Tel: 748-8121 FAX: 748-1613
	Times Argus / Rutland Herald Melody Hudson (classified.ads@rutlandherald.com) Elizabeth Marrier (elizabeth.marrier@rutlandherald.com)	Tel: 802-747-6121 ext 2238 FAX: 802-776-5600
	The Valley News (advertising@vnews.com)	Tel: 603-298-8711 FAX: 603-298-0212
	The Addison Independent (legals@addisonindependent.com)	Tel: 388-4944 FAX: 388-3100 Attn: Display Advertising
	The Bennington Banner / Brattleboro Reformer Lylah Wright (lwright@reformer.com)	Tel: 254-2311 ext. 132 FAX: 447-2028 Attn: Lylah Wright
	The Chronicle (ads@bartonchronicle.com)	Tel: 525-3531 FAX: 880-1040
	Herald of Randolph (ads@ourherald.com)	Tel: 728-3232 FAX: 728-9275 Attn: Brandi Comette
	Newport Daily Express (jlafae@newportvermontdailyexpress.com)	Tel: 334-6568 FAX: 334-6891 Attn: Jon Lafoe
	News & Citizen (mike@stowereporter.com) Irene Nuzzo (irene@newsandcitizen.com and ads@stowereporter.com removed from distribution list per Lisa Stearns.	Tel: 888-2212 FAX: 888-2173 Attn: Bryan
	St. Albans Messenger Legals (legals@samessenger.com ; cfoley@orourkemediagroup.com)	Tel: 524-9771 ext. 117 FAX: 527-1948 Attn: Legals
	The Islander (islander@vermontislander.com)	Tel: 802-372-5600 FAX: 802-372-3025
	Vermont Lawyer (hunter.press.vermont@gmail.com)	Attn: Will Hunter

FROM: APA Coordinator, VSARA

Date of Fax: March 26, 2024

RE: The "Proposed State Rules " ad copy to run on

April 4, 2024

PAGES INCLUDING THIS COVER MEMO:

2

***NOTE* 8-pt font in body. 12-pt font max. for headings - single space body. Please include dashed lines where they appear in ad copy. Otherwise minimize the use of white space. Exceptions require written approval.**

If you have questions, or if the printing schedule of your paper is disrupted by holiday etc. please contact VSARA at 802-828-3700, or E-Mail sos.statutoryfilings@vermont.gov, Thanks.

PROPOSED STATE RULES

By law, public notice of proposed rules must be given by publication in newspapers of record. The purpose of these notices is to give the public a chance to respond to the proposals. The public notices for administrative rules are now also available online at <https://secure.vermont.gov/SOS/rules/> . The law requires an agency to hold a public hearing on a proposed rule, if requested to do so in writing by 25 persons or an association having at least 25 members.

To make special arrangements for individuals with disabilities or special needs please call or write the contact person listed below as soon as possible.

To obtain further information concerning any scheduled hearing(s), obtain copies of proposed rule(s) or submit comments regarding proposed rule(s), please call or write the contact person listed below. You may also submit comments in writing to the Legislative Committee on Administrative Rules, State House, Montpelier, Vermont 05602 (802-828-2231).

Unused Drug Repository Rule.

Vermont Proposed Rule: 24P013

AGENCY: Agency of Human Services, Department of Health

CONCISE SUMMARY: This rulemaking establishes the requirements for the administration of, and participation in, the Unused Drug Repository program. The purpose of this program is to get medicine to those who need it and who may have difficulty affording it. This Program will collect, inspect, and dispense medicine to patients, with priority given to those who meet the statutory criteria. This rulemaking outlines the program requirements for the Program Administrator, Collection Sites, Dispensing Sites, donors, and recipients.

FOR FURTHER INFORMATION, CONTACT: Brendan Atwood, Department of Health, 280 State Drive, Waterbury, VT 05671-8300 Tel: 802-863-7280 Fax: 802-951-1275 E-Mail: ahs.vdhrules@vermont.gov URL: <https://www.healthvermont.gov/laws-regulations/laws/public-comment>.

FOR COPIES: Natalie Weill, Department of Health, 280 State Drive, Waterbury, VT 05671-8300 Tel: 802-863-7280 Fax: 802-951-1275 E-Mail: ahs.vdhrules@vermont.gov

Reportable and Communicable Diseases Rule.

Vermont Proposed Rule: 24P014

AGENCY: Agency of Human Services, Department of Health

CONCISE SUMMARY: This rulemaking does the following: 1) Modifies the content contained in reports to include additional information if requested; 2) Removes the requirement to report negative and indeterminate SARS-CoV-2, the lab test for COVID-19, results to the Department of Health (Department); 3) Changes the required reporting period for positive SARS-CoV-2 results and COVID-19 from "immediately" to "within 24 hours"; 4) Adds Mpox to the list of reportable diseases and the associated laboratory finding, Non-variola Orthopoxvirus, to the list of reportable laboratory findings; 5) Clarifies that immediate reporting for identified diseases and laboratory findings means they must be reported by telephone to the Department; 6) Requires additional organisms to be sent to the Department Laboratory; 7) Updates and clarifies various other human and animal diseases, syndromes, and laboratory findings required to be reported to the Department;

and 8) Reorganizes the rule for clarity. FOR FURTHER INFORMATION, CONTACT: Natalie Weill, Department of Health, 280 State Drive, Waterbury, VT 05671-8300 Tel: 802-863-7280 Fax: 802-951-1275 E-Mail: ahs.vdhrules@vermont.gov URL: <https://www.healthvermont.gov/laws-regulations/laws/public-comment>.

FOR COPIES: Brendan Atwood, Department of Health, 280 State Drive, Waterbury, VT 05671-8300 Tel: 802-863-7280 Fax: 802-951-1275 E-Mail: ahs.vdhrules@vermont.gov -----

Improved Tracking of Workplace Injuries and Illnesses.

Vermont Proposed Rule: 24P015

AGENCY: Department of Labor

CONCISE SUMMARY: OSHA is amending its occupational injury and illness recordkeeping regulation to require certain employers to electronically submit injury and illness information to OSHA that employers are already required to keep under the recordkeeping regulation. Specifically, OSHA is amending its regulation to require establishments with 100 or more employees in certain designated industries to electronically submit information from their OSHA Forms 300 and 301 to OSHA once a year. OSHA will not collect employee names or addresses, names of health care professionals, or names and addresses of facilities where treatment was provided if treatment was provided away from the worksite from the Forms 300 and 301. OSHA intends to post this information - after redacting appropriate personal and medically protected information - on its website accessible by the public.

FOR FURTHER INFORMATION, CONTACT: Daniel A. Whipple, Department of Labor, Vermont Occupational Safety and Health Administration, PO Box 488 Montpelier VT 05601-0488 Tel: 802-828-5084 Fax: 802-828-0408 E-Mail: dan.whipple@vermont.gov. URL: <https://labor.vermont.gov/document/improved-trackingworkplace-%0d%0ainjuries-and-illnesses>.

FOR COPIES: Karl P. Hayden, Department of Labor, Vermont Occupational Safety and Health Administration, PO Box 488 Montpelier, VT 05601-0488 Tel: 802-828-5085 Fax: 802-828-0408 E-mail: karl.hayden@vermont.gov.
