



**Oregon**  
Kate Brown, Governor

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March 25, 2015

[Adopted changes](#)  
[Recording – new text only](#)  
[Reporting – new text only](#)  
[Recordkeeping and Reporting Memo](#)  
[9/18/2015 Federal Register](#)

## Oregon OSHA – Adopted Changes to Recordkeeping and Reporting Requirements in Division 1, General Administrative Rules

Oregon OSHA must adopt rules that are at least as effective as the federal OSHA rules. On September 18, 2014, federal OSHA published a final rule that updates the list of industries that are exempt from the requirement to routinely keep OSHA injury and illness records, due to relatively low occupational injury and illness rates. The previous list of industries was based on the old Standard Industrial Classification (SIC) system and injury and illness data from the Bureau of Labor Statistics (BLS) from 1996, 1997, and 1998. The new list of industries that are exempt from routinely keeping OSHA injury and illness records is based on the North American Industry Classification System (NAICS) and injury and illness data from the Bureau of Labor Statistics (BLS) from 2007, 2008, and 2009. Note: The new rule retains the exemption for any employer with ten or fewer employees, regardless of their industry classification, from the requirement to routinely keep records.

The final rule also expands the list of severe work-related injuries that all covered employers must report to OSHA. The revised rule retains the current requirement to report all work-related fatalities within 8 hours and adds the requirement to report all work-related in-patient hospitalizations, amputations and loss of an eye within 24 hours to OSHA.

This rulemaking incorporates federal OSHA changes, but also makes additional changes:

The rules for reporting workplace incidents were moved to their own rule number, separating reporting from recordkeeping.

In addition to federal OSHA changes for reporting workplace incidents, the new requirement to report workplace amputations was revised to include any amputation or avulsion that includes bone and/or cartilage loss.

Clarifies inpatient hospitalization related to workplace illnesses and injuries.

Edits were made to enhance clarity so employers can better understand their responsibility to record workplace illnesses and injuries.

The annual summary requirements was modified for clarity and to allow for the employer to designate a representative to sign and certify that the information is correct, as long as the information is shared with a company executive.

A note was added reminding employers that, in addition to these reporting requirements, an injury involving a mechanical power press must also be reported to Oregon OSHA.

The definition of Standard industrial classification (SIC) was removed from OAR 437-001-0015 because it is no longer pertinent since the North American Industry Classification System (NAICS) is now used to classify industries.

Oregon OSHA held three public hearings in February and March 2015 concerning these changes. No oral or written comments were received during the open comment period, which closed on March 11, 2015.

These rule amendments (OAR 437-001-0015 Definitions; 437-001-0700 Recording Workplace Injuries and Illnesses; and new rule 437-001-0704 Reporting Fatalities and Injuries to Oregon OSHA) in Division 1, General Administrative Rules, are adopted and will become effective on January 1, 2016.

This is Oregon OSHA Administrative Order 2-2015, **adopted March 18, 2015, and effective January 1, 2016.**

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Please visit our web site [www.orosha.org](http://www.orosha.org) Click 'Rules' in the left vertical column and view our proposed, adopted, and final rules.

Note: In compliance with the Americans with Disabilities Act (ADA), this publication is available in alternative formats by calling 503-378-3272.

Secretary of State  
Certificate and Order for Filing  
**PERMANENT ADMINISTRATIVE RULES**

I certify that the attached copies\* are true, full and correct copies of the PERMANENT Rule(s) adopted on March 18, 2015 by the  
Date prior to or same as filing date

Department of Consumer & Business Services/Oregon Occupational Safety & Health Division 437  
Agency and Division Administrative Rules Chapter Number

Sue Joye 350 Winter Street NE, Salem OR 97301-3882 503-947-7449  
Rules Coordinator Address Telephone

to become effective January 1, 2016 as Oregon OSHA Administrative Order 2-2015.  
Date upon filing or later

Rulemaking Notice was published in the February 2015 *Oregon Bulletin*.\*\*  
Month and Year

### RULE CAPTION

Adopt changes to recordkeeping and reporting requirements in Division 1, General Administrative Rules.  
Not more than 15 words that reasonably identifies the subject matter of the agency's intended action.

### RULEMAKING ACTION

**AMEND:** OAR 437-001-0015, 437-001-0700.

**ADOPT:** OAR 437-001-0704

**ORS** 654.025(2), 656.726(4)  
Stat. Auth.

**ORS** 654.001 through 654.295  
Stats. Implemented

### RULE SUMMARY

Oregon OSHA must adopt rules that are at least as effective as the federal OSHA rules. On September 18, 2014, federal OSHA published a final rule that updates the list of industries that are exempt from the requirement to routinely keep OSHA injury and illness records, due to relatively low occupational injury and illness rates. The previous list of industries was based on the old Standard Industrial Classification (SIC) system and injury and illness data from the Bureau of Labor Statistics (BLS) from 1996, 1997, and 1998. The new list of industries that are exempt from routinely keeping OSHA injury and illness records is based on the North American Industry Classification System (NAICS) and injury and illness data from the Bureau of Labor Statistics (BLS) from 2007, 2008, and 2009. Note: The new rule retains the exemption for any employer with ten or fewer employees, regardless of their industry classification, from the requirement to routinely keep records.

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/s/Michael D. Wood \_\_\_\_\_ Michael D. Wood \_\_\_\_\_ 3/18/2015 \_\_\_\_\_  
Authorized Signer Printed name Date

\*With this original, file one photocopy of certificate, one paper copy of rules listed in Rulemaking Actions, and electronic copy of rules.  
\*\*The *Oregon Bulletin* is published on the 1st of each month and updates rules found in the OAR Compilation. For publication in Bulletin, rule and notice filings must be submitted by 5:00 pm on the 15th day of the preceding month unless this deadline falls on a weekend or legal holiday, when filings are accepted until 5:00 pm on the preceding workday.  
ARC 930-2005