



OSHA Electronic Reporting Inspection Lists

As a result of the new Electronic Reporting of OSHA 300 (a) Summaries to Federal OSHA, and the subsequent involvement of state OSHA programs, Federal OSHA has begun its use of the information gathered. They have initiated the, *Site-Specific Targeting Program*, but the intent of targeting workplaces for inspection. Using the information electronically collected from employers, OSHA will not only inspect establishments with high incidence of injuries but will also inspect establishments that should've provided the OSHA 300 (a) Summary's data but did not.

Federal OSHA will create inspection lists of establishments based on the Days Away, Restricted or Transferred, or DART rate. Their inspection list will be developed as follows:



High Rate Establishments

This list will consist of individual establishments with high DART rates. Since average DART rates will vary widely among industries, rates for manufacturing and non-manufacturing will be set as selection criteria to achieve a 50-50 representation on the list.



Low Rate Establishments

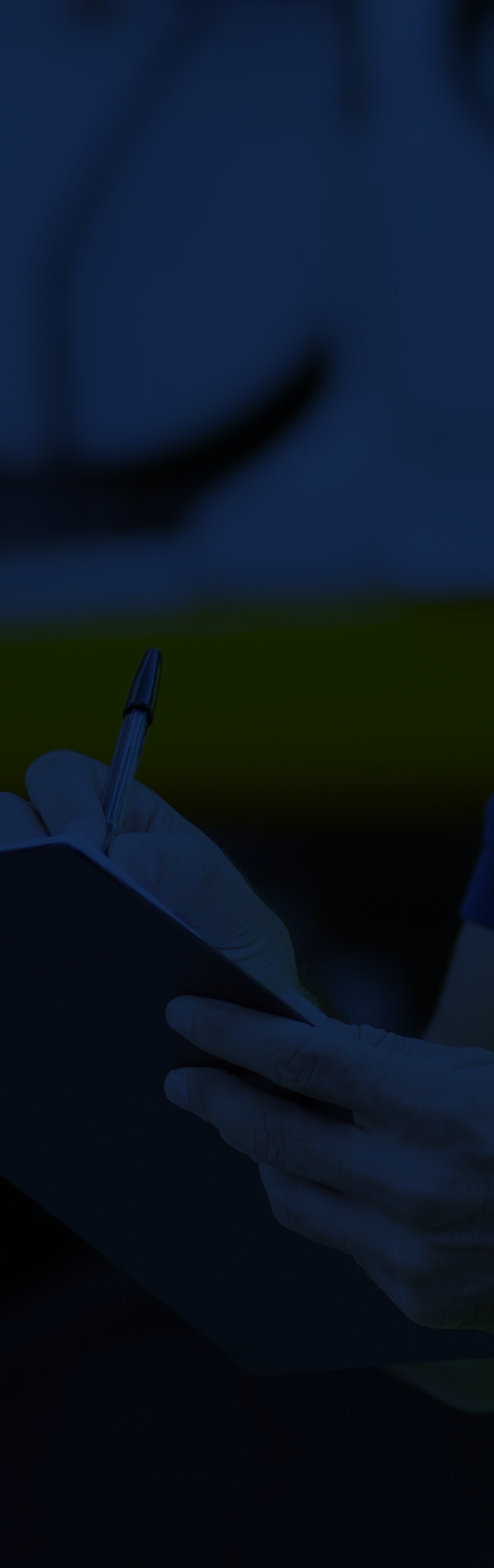
In an effort to verify the reliability of the 300 (a) data electronically reported to OSHA, the agency will generate a random sample of establishments with low DART rates.



Non-Responding Establishments

Federal OSHA will generate a random sample of establishments that failed to provide electronic 300 (a) data and include these establishments on the inspection targeting list. The agency is doing this to discourage employers from not reporting to avoid inspections.





The impact on State Plan programs is still yet to be determined, other than the equivalency requirement. States with OSHA approved State Plans are required to have their own inspection targeting systems which must be documented in the State Plans. These inspection policies and procedures must be at least as effective as Federal OSHA's program. The State Plan program must submit a notice of intent to Federal OSHA within 60 days.

The conclusion that can be drawn from this is that any company under Federal OSHA's jurisdiction needs to make sure that they have electronically submitted their OSHA 300 (a) Summary. The chances of an inspection of the workplace increases significantly by not submitting their data. Any company that is operating under a State Plan program still needs to wait and see how their specific state will handle this particular issue, but in either case it is essential that the organization get ahead of this instead of waiting until an inspector is knocking on your door.



For a full report on how OSHA is proceeding on this issue, the Site-Specific Targeting 2016 (SST-16) Notice can be found here:

https://www.osha.gov/sites/default/files/enforcement/directives/18-01_CPL-02.pdf



If you would like to learn more about OSHA Incident Rates such as the DART rate, see our article located here:

https://www.leavitt.com/LeavittPacific/LossControlNewsletters/NEWS_Risk-Management-Bulletin_Issue4.pdf