

## 2025

**COMPLIANCE GUIDEBOOK** 

Electronic Submission of Injury and Illness Data to OSHA



### INTRODUCTION

OSHA mandates that employers maintain an "OSHA log" to track injuries and illnesses. In recent years, OSHA has also required many employers to electronically submit this data to OSHA for its review. In a decisive move to enhance workplace safety transparency, OSHA introduced a major update to the submission rule last year. Now in its second year, the rule places even greater emphasis on the importance of compliance moving forward.

This comprehensive guidebook has everything you need to know about the latest OSHA electronic recordkeeping requirements and how to avoid penalties for non-compliance.

2024 Injury Data Must Be Submitted No Later Than March 2, 2025

### **HIGHLIGHTS**

- Employers are required to electronically submit injury data directly to OSHA on an annual basis. Injury data from 2024 must be submitted no later than March 2nd, 2025.
- Establishments with 20 or more employees from selected industries and all
  establishments covered by the recordkeeping rule with 250 or more employees must
  submit 300A data.
- Establishments with **100 or more employees** in designated industries **must submit their OSHA 300 and 301 forms**. in addition to the 300A summary.
- Employers must submit their legal company name along with the submitted data.
- Violations for materially false, fictitious, or fraudulent statements can be punished by a fine or by imprisonment of not more than five years, or both.
- The electronic submission requirements **do not change** any employer's obligation to complete and retain injury and illness records.





Employers with access to OSHAlogs.com can submit with a simple click-of-a-button via its industry leading Electronic Submission Wizard.

(See last page for sign-up details.)





In a bold move aimed at enhancing workplace safety transparency,

OSHA has recently unveiled a significant revision to the submission rule,

doubling down on the importance of compliance.

### OSHA INTENSIFIES FOCUS ON DATA SUBMISSION

Under the latest regulation update, establishments with 20 to 249 employees in specific industries must continue to electronically submit data from their OSHA Form 300A summary to OSHA once a year. OSHA cements this process as crucial in identifying potential hazards, ensuring compliance, and safeguarding the health and well-being of workers across diverse industries. Non-compliant companies face fines and comprehensive OSHA inspections.



Jan 1, 2024

### MORE DATA REQUIREMENTS

The latest regulation update also target establishments within specific designated industries that employ 100 or more individuals. Such employers are now mandated to electronically submit comprehensive details from their OSHA Forms 300 and 301 to OSHA annually. **This is a pivotal shift in compliance standards.** 

"...Congress intended for reporting procedures that would provide OSHA and the public with an understanding of the safety and health problems workers face, and [these new] rules are a big step in finally realizing that objective...OSHA will use this data to intervene through strategic outreach and enforcement to reduce worker injuries and illnesses..."

Doug Parker OSHA administrator





### WHAT SIZE EMPLOYERS MUST COMPLY?

The first criterion is based on the **number of employees at an establishment**, which is defined as a single physical location where
business is conducted or services/industrial operations are performed.
An employer may consist of one or more establishments.

To determine whether an establishment needs to submit data to OSHA, one must determine its **peak employment during the last calendar year**. Each individual employed at any time during the calendar year, including full-time, part-time, seasonal, and temporary workers, counts as one employee.

Establishments required to keep OSHA injury and illness 250+ records must electronically submit information from the **EMPLOYEES OSHA Form 300A** to OSHA annually. **NUMBER OF EMPLOYEES** Establishments required to keep OSHA records in 100+ designated industries must submit data from the OSHA **EMPLOYEES** Form 300, OSHA Form 300A, and OSHA Form 301 to OSHA annually. Establishments required to keep OSHA records in 20-99 designated industries must electronically submit data **EMPLOYEES** from the OSHA Form 300A to OSHA annually. Establishments required to keep OSHA records are 11-19 **EMPLOYEES** exempt from submitting data electronically to OSHA annually.





### WHICH INDUSTRIES MUST COMPLY?

Establishments with 20 to 249 employees in the industry groups outlined below, as categorized by their 2022 NAICS code, are mandated to electronically provide their OSHA 300A data to OSHA, as shown in column A. Furthermore, all establishments mentioned in column B are also required to submit both their 301 and 300 data.



**REMEMBER:** All establishments with 250 or more employees in industries covered by the recordkeeping regulation must electronically submit OSHA 300A OSHA.





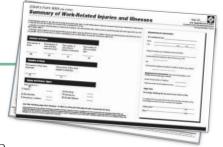
### WHAT DATA MUST BE SUBMITTED FROM THE 300A?

The submission requirements mandate that essential information be provided for each necessary establishment, and this data should be derived from the completed 2024 OSHA 300A Form of each respective establishment.

### **OSHA 300A DATA**

- Legal Company Name
- Federal Tax ID Number
- Establishment Name
- Full Address
- Size of Establishment
- Establishment Type
- NAICS Code
- Year
- Average Annual Employees
- Total Hours Worked

- Number of cases with days away from work
- Number of cases with job transfer or restriction
- Number of other recordable cases
- Number of days away from work
- Number of days job transfer or restriction
- Number of death cases
- Number of injuries, skin disorders, respiratory conditions, Poisonings, other Illnesses









### WHAT DATA MUST BE SUBMITTED FROM THE 300 & 301?

Each required establishment must submit the following information, which should be sourced from the respective establishment's completed 2024 OSHA 300 & 301 Forms.

### **OSHA 300 LOG DATA**

All information from the 300 Log will be required, except for personally identifiable information such as employee names.

- Job Title
- Incident Date
- Incident Description

- Incident Classification
- Number of Days Away
- Number of Day Restricted

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### **OSHA 301 INCIDENT DATA**

All information from the 301 Incident report will be required, other than personally identifiable information such as employee name, caring physician, and treatment facility information.

- Incident Date
- Hire Date
- Birth Date
- Gender
- Time Employee Began Work
- Time of Incident

- What employee was doing before the incident occurred?
- What happened?
- What was the injury or illness?
- What object or substance directly harmed the employe?
- If the employee died, date of death.



### TRANSPARENCY AND PUBLIC ACCESS TO DATA

OSHA intends to **post data from the annual electronic submissions on a public website** after identifying and removing information that could reasonably be expected to identify individuals directly, such as individuals' names and contact information. OSHA expects employers, workers, labor organizations, researchers and others will be able to use information to identify problems and make workplaces safer.



### Regulators

Regulators will use OSHA recordable data to assess and enforce workplace safety compliance, identify high-risk industries, and prioritize inspections.



### **Labor Unions**

Labor unions will likely use this data to gain support for their organizing efforts, claiming the data proves an employer is not protecting its workers.



### **Competitors**

Competitors may exploit OSHA recordable data to undermine a rival company's reputation and market position based on safety-related shortcomings.



### **Investors**

Investors perceive companies with strong safety records as well-run, indicating good management and making them more attractive investments.



**Insurance Companies** 

Insurance companies can use OSHA recordable data to calculate insurance premiums based on a business's safety risk profile.



### **Workers**

Employees will use OSHA recordable data to make informed decisions about choosing workplaces with better safety records.

### **NEW DANGERS OF OVER-REPORTING**

Over reporting incidents can seriously harm a company's reputation, erode trust, and invite scrutiny from regulatory bodies, unions, and the public, as it distorts the true safety picture and may result in increased regulatory actions.

However, companies using OSHALogs.com have the advantage of accessing experts who can help evaluate the recordability of incidents, ensuring accurate reporting and compliance with OSHA submissions.







### PREPARE FOR OSHA VISITS

OSHA will generate inspection lists of establishments called Site Specific Targeting Inspections, or SST for short. This will be OSHA's main method of scheduling programmed comprehensive ("wall-to-wall") inspections for most industries.

So who exactly is going to be targeted based upon the data submitted?

# There are **four groups**OSHA will be targeting:



This first are **HIGH RATE ESTABLISHMENTS**. Those are establishments with elevated days away, restricted or transferred rates (DART).

The second category is **UPWARD TRENDING ESTABLISHMENTS**.

OSHA will identify for inspection establishments with rates above their industry's national average.

The third category is **LOW RATE ESTABLISHMENTS**. OSHA will identify for inspection representative establishments with low DART rates to address potential concerns regarding under-reporting of incidents.

Finally, those establishments that **DID NOT ELECTRONICALLY SUBMIT** their data will receive additional attention regarding recordkeeping, likely including citations for failing to electronically submit.

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**Site Specific Targeting** is part of OSHA's ongoing effort to require establishments provide safe work places for their employees.





### PENALTIES FOR NON-COMPLIANCE

OSHA has stated that illness and injury records **play a crucial role** in OSHA's ability to effectively target workplaces where employees are exposed to serious hazards. Therefore, OSHA has warned employers they intend to ensure **full compliance** with this regulation.

### **FINES**

If the employer was required to submit the data and did not attempt to do so, OSHA may fine the employer up to \$16,131 for non-compliance. Additional fines may be levied against additional citations that are found.

### **PRISON**

OSHA warns violations for materially false, fictitious, or fraudulent statements can be punished by a fine or by **imprisonment of not more than five years**, or both.

Employers can be fined **\$16,131** for failure to comply.







### **SUBMISSION OPTIONS**

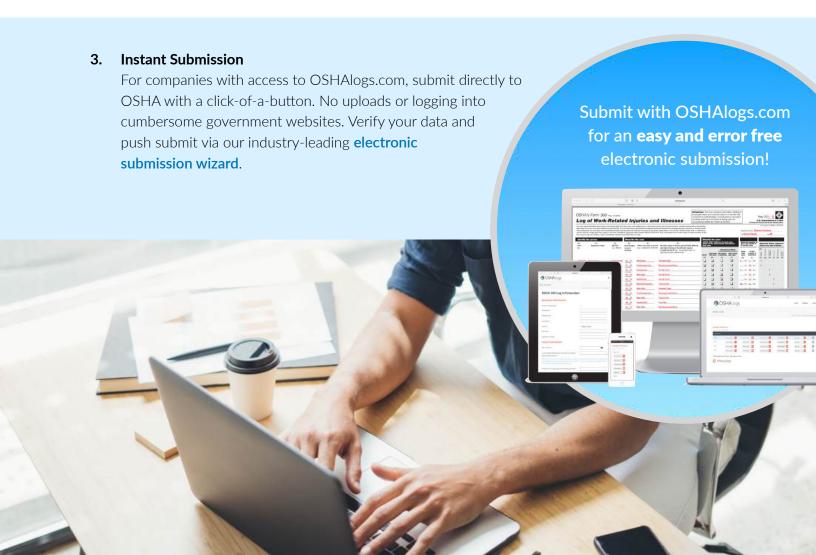
OSHA launched its Injury Tracking Application (ITA), a web site for the electronic submission of OSHA recordkeeping information. You can choose from three methods to submit your injury data:

### 1. Manual Entry

For those organizations without access to OSHA recordkeeping software, you will be required to complete a manual submission to OSHA. You will first need to add your establishments to the application by creating profiles for them. Once you have set up your establishments, you can then enter and submit OSHA 300A data for each one via a web form. This includes 26 points of data per establishment.

### 2. Upload CSV File

The ITA offers the option to upload a CSV file containing this data for all of your establishments at one time. Still, you will need to submit 26 points of data in the correct format for the data to be accepted.







### **CHECKLIST: WHAT SHOULD EMPLOYERS DO NOW?**

Now that you're caught up on the electronic recordkeeping requirements, here are your takeaway action items:

- Audit 2024 OSHA records to ensure all data is correct and complete.
- Electronically submit 2024 injury data to OSHA by March 2nd, 2025.
- Confirm you have completed your 2019, 2020, 2021, 2022, and 2023 OSHA records in preparation for an OSHA audit.
- Confirm you have all the 300, 300A, and 301 forms for each year.
- Ask your agent about OSHAlogs to simplify OSHA recordkeeping for your organization.





### HOW OSHALOGS.COM CAN HELP

OSHAlogs.com simplifies electronic submission compliance by automatically verifying and submitting your data to the federal government. Our team of experts is also on hand to assist with any questions you might have!

### **OSHAlogs.com Makes Electronic Submission Unbelievably Easy**







Click submit and you are done! We send to OSHA for you!



### Want Access to OSHAlogs.com for Your Company?

Ask us for a username and password and we will get you setup quickly!

### **SIGN UP FOR ACCESS**

As a subscriber to OSHAlogs.com, our agency can provide employers with access to the platform. Simply complete the form below and return it to us. If you already have access, you can log in at OSHAlogs.com today!

# Employer Name Street Address City State Zip USER INFORMATION First Name Last Name Title Email Address Phone Number



