

Update regarding Recordkeeping and Reporting Requirements

February 25, 2015

On September 18, 2014, OSHA issued a [final rule](#) that revised the work-place injury and illness recording and reporting requirements. Kentucky will adopt in whole the list of industries identified in OSHA's final rule that are partially exempt from the requirements to keep records of work-related injuries and illnesses due to relatively low occupational injury and illness rates based on the North American Industry Classification System. It will be effective in Kentucky on January 1, 2016.

Since 2006, Kentucky has required the reporting of all fatalities, hospitalizations, and amputations to the Division of Occupational Safety and Health (OSH) Compliance. Kentucky's reporting rule was a model for OSHA when OSHA developed its updated requirement. It is easy to see that Kentucky's reporting rule captures the same information that OSHA's final rule requires. Kentucky will maintain the same reporting requirement that has been in effect since 2006 with one (1) minor addition. OSHA's final rule requires the reporting of the loss of an eye. Although Kentucky's current rule does not specifically require the loss of an eye to be reported to the Division of OSH Compliance, Kentucky believes it is being reported. The traumatic loss of an employee's eye wherein the eye is physically removed from the socket would in all likelihood result in an in-patient hospitalization which is reportable in Kentucky. Nonetheless, to appease OSHA, Kentucky is amending the reporting requirement to define loss of eye as the physical removal of an eye from the socket; and, specifically require the loss of an eye to be reported to the Division of OSH Compliance. The requirement will be effective in Kentucky on January 1, 2016.

The Division of OSH Education and Training is conducting extensive state-wide, cost-free outreach to educate employers who are newly required to record work-related injuries and illnesses. Information regarding the training is posted on the Labor Cabinet's webpage at www.labor.ky.gov. Interactive, cost-free web-based training addressing work-related injury and illnesses recording **as well as Kentucky's reporting requirement** is also available at www.laborcabinettrain.ky.gov. The training is available 24/7 with the click of a button.

The OSH Program will discuss OSHA's September 18 final rule and Kentucky's rule at the May 5, 2015, OSH Standards Board meeting in Louisville at the Galt House. There is no cost to attend the meeting and participation is encouraged. Information regarding the May 5 meeting is available at <http://www.labor.ky.gov/dows/oshp/Pages/OSH-Standards-Board.aspx>. If you are unable to attend the meeting, or would like to discuss this information prior to the meeting, or have any questions, please contact Mr. Chuck Stribling, CSP, OSH Federal-State Coordinator, Ms. Kristi Redmon, CIH, CSP, Standards Specialist, or Mr. Mike Pettit, Standards Specialist, at (502) 564-3070.