

CHAPTER 4
RECORDING AND REPORTING OCCUPATIONAL INJURIES AND ILLNESSES

[Prior to 9/24/86, Labor, Bureau of [530]]

[Prior to 10/7/98, see 347—Ch 4]

875—4.1(88) Purpose and scope. These rules provide for record keeping and reporting by employers covered under Iowa Code chapter 88 as necessary or appropriate for enforcement of the Act, for developing information regarding the causes and prevention of occupational accidents and illnesses, and for maintaining a program of collection, compilation and analysis of occupational safety and health statistics. This chapter applies to public and private employers, and the use of the word “company” or “companies” in the standard adopted by reference herein shall not limit the scope or application of this chapter to private employers.

875—4.2(88) First reports of injury. All employers shall report to the Iowa division of workers’ compensation any occupational injury or illness which temporarily disables an employee for more than three days or which results in permanent total disability, permanent partial disability or death. This report shall be made within four days from such event when such injury or illness is alleged by the employee to have been sustained in the course of the employee’s employment. First reports of injury are to be filed in the form and manner required by the division of workers’ compensation. A report to the division of workers’ compensation is considered to be a report to the division of labor services. The division of workers’ compensation shall forward all reports to the division of labor services. This rule does not excuse employers from making reports required by rule 875—4.3(88).

[ARC 1782C, IAB 12/10/14, effective 1/14/15]

875—4.3(88) Recording and reporting regulations. Except as noted in this rule, the Federal Occupational Safety and Health Administration regulations at 29 CFR 1904.0 through 1904.46 as published at 66 Fed. Reg. 6122 to 6135 (January 19, 2001) are adopted.

4.3(1) The following amendments to 29 CFR 1904.0 through 1904.46 are adopted:

- a. 66 Fed. Reg. 52031-52034 (October 12, 2001)
- b. 67 Fed. Reg. 44047 (July 1, 2002)
- c. 67 Fed. Reg. 77170 (December 17, 2002)
- d. 68 Fed. Reg. 38606 (June 30, 2003)
- e. 79 Fed. Reg. 56186 (September 18, 2014)
- f. 81 Fed. Reg. 29691 (May 12, 2016)
- g. 81 Fed. Reg. 31854 (May 20, 2016)
- h. 84 Fed. Reg. 405 (January 25, 2019)
- i. 84 Fed. Reg. 21457 (May 14, 2019)

4.3(2) In addition to the reporting methods set forth in 29 CFR 1904.39(a), employers may make reports required by 29 CFR 1904.39 using at least one of the following methods:

- a. Completing the incident report form available at www.iowaosha.gov and faxing the completed form to (515)242-5076 or sending the completed form to osha@iwd.iowa.gov;
- b. Calling (877)242-6742; or
- c. Visiting 1000 E. Grand Avenue, Des Moines, Iowa.

[ARC 1782C, IAB 12/10/14, effective 1/14/15; ARC 2688C, IAB 8/31/16, effective 11/1/16; ARC 4412C, IAB 4/24/19, effective 5/29/19; ARC 4640C, IAB 8/28/19, effective 10/2/19]

875—4.4(88) Supplementary record. Rescinded IAB 1/23/02, effective 1/1/02.

875—4.5(88) Annual summary. Rescinded IAB 1/23/02, effective 1/1/02.

875—4.6(88) Retention of records. Rescinded IAB 1/23/02, effective 1/1/02.

875—4.7(88) Access to records. Rescinded IAB 1/23/02, effective 1/1/02.

875—4.8(88) Reporting of fatality or multiple hospitalization incidents. Rescinded IAB 1/23/02, effective 1/1/02.

875—4.9(88) Falsification or failure to keep records or reports. Rescinded IAB 1/23/02, effective 1/1/02.

875—4.10(88) Change of ownership. Rescinded IAB 1/23/02, effective 1/1/02.

875—4.11 Reserved.

875—4.12(88) Petitions for record-keeping exceptions. Rescinded IAB 1/23/02, effective 1/1/02.

875—4.13(88) Description of statistical program. Rescinded IAB 1/23/02, effective 1/1/02.

875—4.14(88) Duties. Rescinded IAB 1/23/02, effective 1/1/02.

875—4.15(88) Employees not in fixed establishments. Rescinded IAB 1/23/02, effective 1/1/02.

875—4.16(88) Small employers. Rescinded IAB 1/23/02, effective 1/1/02.

875—4.17(88) Bureau of inspections and reporting, research and statistical section forms. Rescinded IAB 1/23/02, effective 1/1/02.

875—4.18(88) Definitions. Rescinded IAB 1/23/02, effective 1/1/02.

875—4.19(88) Establishments classified in Standard Industrial Classification Codes (SIC) 52-89 (except 52-54, 70, 75, 76, 79 and 80). Rescinded IAB 1/23/02, effective 1/1/02.

These rules are intended to implement Iowa Code chapter 88.

[Filed July 13, 1972; amended August 29, 1972, December 1, 1972, April 2, 1973,
February 28, 1975]

[Filed 12/15/75, Notice 10/6/75—published 12/29/75, effective 2/4/76]

[Filed 11/18/77, Notice 10/5/77—published 12/14/77, effective 1/20/78]

[Filed 3/15/78, Notice 2/8/78—published 4/5/78, effective 5/15/78]

[Filed 11/2/78, Notice 9/20/78—published 11/15/78, effective 12/22/78]

[Filed emergency 11/8/79—published 11/28/79, effective 1/1/80]

[Filed emergency 11/20/79—published 12/12/79, effective 11/20/79]

[Filed emergency 12/5/79—published 12/26/79, effective 12/5/79]

[Filed emergency 12/5/79—published 12/26/79, effective 1/1/80]

[Filed 10/3/80, Notice 7/9/80—published 10/29/80, effective 12/3/80]

[Filed 7/1/83, Notice 5/11/83—published 7/20/83, effective 9/1/83]

[Filed emergency 9/5/86—published 9/24/86, effective 9/24/86]

[Filed 4/17/87, Notice 9/24/86—published 5/6/87, effective 6/10/87]

[Filed emergency 10/6/94 after Notice 7/6/94—published 10/26/94, effective 10/26/94]

[Filed 1/21/00, Notice 8/25/99—published 2/9/00, effective 3/15/00]

[Filed emergency 12/19/01 after Notice 11/14/01—published 1/23/02, effective 1/1/02]

[Filed emergency 11/22/02—published 12/11/02, effective 1/1/03]

[Filed 3/28/03, Notice 2/19/03—published 4/16/03, effective 5/21/03]

[Filed emergency 7/16/04 after Notice 6/9/04—published 8/4/04, effective 8/4/04]

[Filed ARC 1782C (Notice ARC 1677C, IAB 10/15/14), IAB 12/10/14, effective 1/14/15]

[Filed ARC 2688C (Notice ARC 2615C, IAB 7/6/16), IAB 8/31/16, effective 11/1/16]

[Filed ARC 4412C (Notice ARC 4318C, IAB 2/27/19), IAB 4/24/19, effective 5/29/19]

[Filed ARC 4640C (Notice ARC 4520C, IAB 7/3/19), IAB 8/28/19, effective 10/2/19]