



**HF 529** – Occupational Safety Enforcement (LSB1369HV)

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Fiscal Note Version – New

**Description**

[House File 529](#) provides for conformity with federal law relating to civil penalties for violations of occupational safety and health laws. Federal law requires annual adjustment of penalty amounts based on the federal consumer price index. This change increases penalties for each violation by approximately 80.0%.

<a href="#">House File 529</a> – Civil Penalties Changes			
Current Iowa Penalty	Iowa Code	Violation Type	Current Federal Penalty
Minimum: \$5,000 Maximum: \$70,000	88.14(1)	Willful or Repeat	Minimum: \$8,908 Maximum: \$126,749
Minimum: None Maximum: \$7,000	88.14(2)	Serious	Minimum: None Maximum: \$12,675
Minimum: None Maximum: \$7,000	88.14(3)	Nonserious	Minimum: None Maximum: \$12,675
Minimum: None Maximum: \$7,000	88.14(4)	Failure to Correct	Minimum: None Maximum: \$12,675
Minimum: None Maximum: \$7,000	88.14(9)	Posting Requirements	Minimum: None Maximum: \$12,675

**Background**

In recent years, Occupational Safety and Health Administration (OSHA) penalties have resulted in approximately \$1.0 million annually being deposited to the General Fund.

**Assumptions**

- Enforcement and collections staffing at the Iowa Department of Workforce Development (IWD) is maintained at the current level.
- The penalties imposed by the IWD are increased by 80.0% over the current amounts.
- Employer compliance and payments are maintained at the current level.

**Fiscal Impact**

The Bill will increase General Fund revenue by an estimated \$800,000 annually beginning with FY 2018.

**Source**

Iowa Department of Workforce Development

/s/ Holly M. Lyons

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The fiscal note for this Bill was prepared pursuant to Joint Rule 17 and the Iowa Code. Data used in developing this fiscal note is available from the Fiscal Services Division of the Legislative Services Agency upon request.

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