

Keevily Fact Sheet: Requirement Differences between OSHA and Workers Compensation

	Workers Comp	OSHA
Work-Related Illness and Injury Reporting Requirements	<p>Electronic Filing with the State Insurance Fund (NYSIF Efrei) Go to www.NYSIF.com and click on "Report A Claim"</p> <p>As of April 2014 claims are reported using eFroi Electronic Filing System. The online reporting system on www.NYSIF.com is able to provide faster/easier online reporting and streamline the process where notice is electronically sent to SIF and Keevily for management of the claim.</p> <p>Initiating the claim through the eFroi system will generate an instant claim number and provide your employee access to the network pharmacies and providers.</p>	<p>Report to OSHA work-related fatalities within 8 hours of finding out about them. Report to OSHA only if the fatalities occurred within 30 days of a work-related incident.</p> <p>Report to OSHA any in-patient hospitalization, amputation, or eye loss within 24 hours of learning about it. Employers only have to report an in-patient hospitalization, amputation or loss of an eye that occurs within 24 hours of a work-related incident. You must also record the event on your OSHA injury and illness records, if you are required to keep OSHA injury and illness records.</p> <p>You have three options for reporting the event:</p> <ol style="list-style-type: none"> 1. By telephone to the OSHA Area Office nearest to the site of the work-related incident. 2. By telephone to the 24-hour OSHA hotline (1-800-321-OSHA or 1-800-321-6742). 3. Electronically, using the event reporting application that will be located on OSHA's public website.
Recordkeeping	<p>The law requires that employers make and maintain a copy of the First Report of Injury (eFroi) for 18 years on any injury or illness that was incurred by an employee while in the course of employment; this also applies to First Aid claims. The NYSIF eFroi should only be filled out by the employer, never the injured worker.</p>	<p>Employers with 10 or fewer employees and a number of specific industries sectors that are classified as low hazard are exempt from most requirements of the OSHA recordkeeping rule. To see if your industry is exempt visit: https://www.osha.gov/recordkeeping/ppt1/RK1exempttable.htm</p> <p>All employers, regardless of partial exemption, are required to report a work related fatality within 8 hours and work related in-patient hospitalization, amputation, or eye loss within 24 hours of learning about it.</p>
Time Requirement	<p>A report of injury must be filed with the Carrier no later than 10 days after the employer's knowledge.</p>	<p>Logs are to be completed within 7 days of the injury/illness. Work related fatality within 8 hours and work related in-patient hospitalization, amputation, or eye loss within 24 hours of learning about it.</p>
Form Used	<p>Electronic File www.NYSIF.com Click on Report An Injury</p>	<ul style="list-style-type: none"> • OSHA Form 300 (Log of Work-Related Injuries and Illnesses); • OSHA Form 301 (Injury and Illness Incident Report); which can be replaced with a copy of workers comp report of injury • OSHA Form 300A (Summary of Work-Related Injuries and Illnesses); form used to post (2/1 through 4/30) and calculate incidence rates.
Death/Catastrophic Claims	<p>Call Keevily at 914-381-5511</p>	<p>Fatality within 8 hours and work related in-patient hospitalization, amputation, or eye loss within 24 hours of learning about it Call 1-800-321-OSHA (6742) or 1-800-321-6742.</p>

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First Aid	Employers have the <u>option</u> to pay for the medical treatment out of pocket if the employee did not lose time from work beyond the day of the accident and/or receive no more than 2 medical treatments. And the injury should not result in permanency (example facial scars, ligament or tendon injuries). Employers are required to keep record (C2) of all injuries, including first aid, for 18 years.	If the employee does not incur more than one day of lost time AND the treatment is listed on the all inclusive First Aid List : <ul style="list-style-type: none"> • Using non-prescription medication at non-prescription strength • Tetanus immunizations • Cleaning, flushing, or soaking surface wounds • Wound coverings, butterfly bandages, Steri-Strips • Hot or cold therapy • Non-rigid means of support • Temporary immobilization device used to transport accident victims • Drilling of fingernail or toenail, draining fluid from blister • Eye patches • Removing foreign bodies from eye using Irrigation or cotton swab • Removing splinters or foreign material from areas other than the eye by irrigation, tweezers, cotton swabs or other simple means • Finger guards • Massages • Drinking fluids for relief of heat stress
Still Not Sure?	Call Keevily at 914-381-5511 or email your question to claims@Keevily.com	OSHA's elaws Advisor will determine if it's OSHA recordable: http://www.dol.gov/elaws/OSHARecordkeeping.htm Or Call Keevily at 914-381-5511

New OSHA Electronic Recordkeeping Regulations

Who does it apply to?	All electronic filing must be submitted to OSHA annually
20 to 249 employees per Establishment in High Risk Industries.	The high risk industry list includes construction, manufacturing, utilities, department stores, general merchandise stores, general freight trucking, warehouse and storage, waste management services, and other high risk industries. Complete list of OSHA's high risk industries can be found on OSHA.gov 2017 data in Form 300A must be submitted by 7/1/18. Reported through OSHA's ITA system https://www.osha.gov/injuryreporting/index.html
Employers with 250 or more employees	Employers with 250 or more employees must electronically file form 300A, 300, and 301 with 2016 data which must be submitted by July 1, 2018.

Your Workers' Compensation Claims Team

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