STATE OF WISCONSIN

Department of Workforce Development

Workplace Safety

DAVE LEIX, CSP Safety and Risk Manager

Topics for Review and Discussion

- 1. Speaker Bio
- 2. DWD WC Website Review Workplace Safety
- 3. WC Fatalities and Serious Injury Reporting
- 4. WC BLS SLH.edu Data Collection Program
- 5. Independent Contractors Self-Employed Workers





Bio – Dave Leix, CSP

- Safety & Risk Manager, DWD Worker's
 Compensation Division
- Over 40 years of professional safety and health (EHS) consulting and managerial experience – Certified Safety Professional
- Presents at a variety of WSC association/ industry trade group safety and risk management training events
- Liberty Mutual, Fremont Comp, Accident Fund, Platt Construction







DWD WC Division Website Workplace Safety





https://dwd.wisconsin.gov/wc/



"Proactive" Safety vs "Reactive"

Workers	🧶 Workplace Safety Program		
Employers	Establishing a Safety Program Framework		
insurers			
Medical Providers	DWD's Putting Together a Safe Workplace reference guide provides proven safety and	and the	
egal Resources	health experience on formulating the basic elements to establish and maintain an effective safety program for virtually any Wisconsin employer. This <u>free publication</u> offers a safety	CONT IN	
raud	overview and considerations for key best safety practices. It also reviews core safety program elements and includes a comprehensive list of safety organizations and resources that can		
afety Program	provide safety and health assistance.	SAFE WORKPLACE	
ouncils and Committees			
tters	A safe workplace benefits everyone for many reasons:		
atistics	Workers: Fewer injuries, higher morale, greater confidence, and steady pay helps workers support them	selves and their families.	
ontact Us	Workers and employers can focus on meeting production schedules and delivering quality products and	d customer service.	
ntact Information	 Employers: Workplace safety can improve the bottom-line costs of doing business. An effective safety is can result in safer, more logal workers, contributing to higher workplace productivity and morale. This if savings for employers by lowering the costs of worker's compensation insurance premiums and the cost 	turn contributes to	
	· Customers and the Public: The overall lowered costs for goods produced and timely services delivered	benefit customers direct	

and add indiana colors to the sociality and an analysis

If you have comments regarding any

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Department of Workforce Deve			Search DWD's	Website		(
	WORKPLACE INJURY -	Equal Rights 🕶	EMPLOYMENT & TRAINING -	DISABILITY EMPLOYMENT -	ABOUT DV	VD 🕶							
Worker's Compensation >	Safety Program												
Workers	🐣 Wo	rkplace Safet	y Program										
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Letters	A safe workplac	e benefits everyone for m	any reasons:										
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Statistics	Workers: F	 Workers: Fewer injuries, higher morale, greater confidence, and steady pay helps workers support themselves and their fam Workers and employers can focus on meeting production schedules and delivering quality products and customer service. 											



WKC-11171-P - Putting Together a Safe Workplace

A safe workplace is good for everyone. For employers, it means lower worker's compensation premiums, better productivity by experienced and loyal workers, and higher profitability. For workers, a safe workplace means fewer injuries, greater confidence, higher morale and steady pay to support themselves and their families.

Putting Together a Safe Workplace provides an overview on the basics for an effective safety program that virtually any Wisconsin employer can implement. This publication highlights key considerations, reviews core safety program elements, and includes a comprehensive list of safety resources and organizations.

Thank you for your interest in Putting Together a Safe Workplace!



Worker's Compensation

P.O. Box 7901 Madison, WI 53707 (608) 266-1340 | dwd.wisconsin.gov/wc

C-11171-P(R. 07/202

COODWD

https://dwd.wisconsin.gov/dwd/publications/wc/wkc-11171-p.pdf

PUTTING TOGETHER A SAFE WORKPLACE

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INTRODUCTION
"Why is Safety Important to You?"
BASICS FOR AN EFFECTIVE SAFETY PROGRAM:
HOUSEKEEPING AND MAINTENANCE
FITTING THE WORKPLACE TO THE WORKER
WHAT IF AN ACCIDENT HAPPENS?
PROMPT RETURN-TO-WORK STRATEGIES
SAFETY RESOURCES
General Resources
State Safety Inspection Programs Occupational Safety and Health Administration (OSHA) Checklist for Insurance Services
Industry Specific Resources
State of Wisconsin - Safety & Health Resources



Putting Together a Safe Workplace

The Five W's...

Accident Investigation

Once the initial claim report is filed, the supervisor should then investigate the accident.

- Who and what was involved?
- Exactly where and when did it happen?
- Who saw it occur? Is there video?
- Was the employee using required safety equipment?
- Was the employee performing his/her assigned work tasks?

- 1. Who?
- 2. What?
- 3. When?
- 4. Where?
- 5. Why?

Root Cause(s) + Fact Finding = Prevention ... not affixing blame



Wisconsin Reporting

Work Injuries and Illness Timelines and Expectations When one of your employees is injured on the job, first make sure that he or she receives any necessary medical attention. Failure to Report f an employer intentionally fails to file a report of injury, the employer may be assessed a penalty for bad faith up to \$30,000 or 200 percent of compensation due. An employer may be assessed a 10 percent penalty for delay in reporting an injury with the delay causing an untimely payment to the employee. If the penalty amount is not paid by the designated date, a default order may be issued **Timeline Requirements** 24 Hours After Fatal Incident All employers must report all work-related fatalities to the Worker's Compensation Division, Madison Office, within 24 hours of the ncident. Work related fatalities can be phoned in by calling (608) 266-1340 or faxed in at (608) 267-0394. 7 Days After Injury any claim of an injury to their insurance carrier within 7 days. More Than 3 Days Lost Time From Work? Self-insured employers and insurance carriers must report injuries which result in more than 3 days lost time from work to the Worker's Compensation Division: · The Employer's First Report of Injury or Disease must be electronically filed with the Worker's Compensation Division within 14 days after the injury The Supplementary Report on Accidents and Industrial Diseases must be electronically filed with the Worker's Compensation Division by the 30th day after the injury.

medical forms as well as final navment reports may be required as

DWD WC Division – Fatalities & > Three Days Lost Time (Indemnity) Injuries Reporting Requirement Timelines

- Fatal Incident Within 24 hours
 All employers must report all work-related
 fatalities to the Worker's Compensation Division,
 within 24 hours of the incident by calling (608)
 266-1340.
- 2. Insured employers must report any claim of an injury to the insurance carrier **within 7 days**.
- 3. More than three days lost time: within 14 days after the injury, the Employer's First Report of Injury or Disease must be electronically filed with the Worker's Compensation Division. (Indemnity Cases).



EMPLOYER'S FIRST REPORT OF INJURY OR DISEASE

Emptod Tex S India India Control to a third 2014. Will share the product of the Unider and the the Department and to Fatal Injuries: Employees subject to a third 2014. Will share the product of the the Department and to Non-Fatal Injuries: If the singury or coccepational linese results in disability beyond the three-dary waiting period. the employee, if many concepational linese results in disability beyond the three-dary waiting period. The ansate to be reported to the immunoe carrier within 7 days after the injury or beginning of disability. Medical-only dams are to be reported to the immunoe carrier within 7 days after the injury or beginning of disability. The exception of disability. Insub empty and detectivality to the Department vise EDI or interest by the immunoe carrier or self-insured employee within 14 days of the date of njury or beginning of disability. Employer may fax claims for fatal injuries to (00) 287-0391.

201 E. Washington Ave., Rm. C100 P.O. Box 7901 Madison, WI 53707 Imaging Server Fax: (608) 260-2503 Telephone: (608) 266-1340 https://dwd.wisconsin.gov/wc e-mail: DWDDWC@dwd.wisconsin.gov

Social Security Number* Sex Employee Home Telephone No.

Department of Workforce Development Worker's Compensation Division 201 E. Washington Ave., Rm. C100

*Provision of your Social Security Number (SSN) is voluntary. Failure to provide it may result in an information processing delay. The Department of Workforce Development (DWD) administers the Worker's Compensation Act, Chapter 102 Wis. Stats. The purpose of this form is to assist with the procumental of information related to or required by Chapter 102. Completion of this form is voluntary and failure to complete said form may result in a delay in the procument of information related to a set of the same collected. (Please read the instructions on page 2 for completing this form)

First Report	of	Iniury –	WKC-12

Employee Street Addr	ess	City		State		Zip Code	,	Occupati	n			
Birthdate	Date of Hire	County a	nd State Where Acc	ident or E	xposure	Occurred	?			-		
Employer Name		WI Unempl	Unemployment Ins. Acct No. Self-Insured? Nature of Business (S			ess (Specif	ic Product)	1	LP	Injur		
Employer Mailing Add	ess	City		State	Zip (Code		Employer	FEIN			S
Name of Worker's Cor	npensation Insurance C	to. or Self-Insur	ed Employer		1			Insurer FI	EIN	1		
Name and Address of	Third Party Administrat	or (TPA) Used I	by the Insurance Cor	mpany or	Self-Insu	red Empl	oyer	TPA FEIN	l.	1		M D M
Wage at Time of Injury \$	Specify per hr., wk Per:	., mo., yr., etc.	In Addition to Wag Check Box(es) if Employee Receive] Meals] Room Tips	No. c	of Meals/v of Days/w Weekly A	k				
	vertime? 🗌 Yes 🗌		After How Many H									Case
	od Prior to the Week Salary, Commission					eeks Wo	orked in t	he Same I	Kind of Work,			
No. of Weeks:	Gross Amount Exclu	iding Tips: \$		If Piece	-Work,	No. of H	rs. Exclu	iding Ove	rtime:			
			Start Time	_	Hours Pe	r Day	Hours	Per Week	Days Per Wee	0		Wha
	Work Schedule When			1						<u> </u>		VVIId
	al Full-Time Schedule at Time of Employee											Wha
Part-Time Employment	Are there Other Pa With the Same Sch			e Work			of Work:		es Doing The		×	wha
njury Date Time		Last Day Work		er Notified	_		ned to We Date of B	_		1		
t d Injury Cause Deat Yes No	00. 100000.00000.00000	Was This a Los Compensable I			jury Occi ubstance	F Becaus		Use 🗌	Failure to Obey Rules	1		
Nume and Address o	ed in an Emergency F f Treating Practitioner		No Was Emplo	oyee Hos	pitalized					•		
Case Number from the jury Description - Desc	ne OSHA Log: Describe Activities of En	ployee When I	njury or Illness Occu	rred and V	What Too	ls, Machi	nery, Obj	ects, Chen	icals, Etc. Were	Ē		
What Happened to Ca	use This Injury or Illnes	s? (Describe H	ow The Injury Occurr	ed)								
What Was The Injury of	or Illness? (State the Pa	rt of Body Affec	ted and How It Was	Affected)								
Report Prepared By	Work Ph	one Number	Position					Da	te Signed	1		
WKC-12 (R. 10/2023)	SEND REP	PORT IMMED	IATELY - DO NOT	WAIT F	OR ME	DICAL F	REPORT			<u> </u>		

1	Injury Date	Injury Date Time of Injury		Last Day Worked	Worked Date Employer Notific				Date Returned to Work						
NO		: [Estin	nated Date of Return					
ΑTI	Did Injury Cause Death? Date of Death		Was This a Lost Time		Did I	Injun	y O	ccur	Because of:						
NFORMATION	Yes No		Compensable Injury?					nce	Failure to Use	Failure to					
FO	Was Employe	e Treated i	n an Emergency	Room? Yes N	o Was Employe				ed O	Safety Devices vernight as an In-Pat	Obey Plaes				
			eating Practitione							5					
UR	Case Number														
NJURY	Injury Descrip Involved.	tion - Desc	ribe Activities of E	mployee When Injury of	or Illness Occurre	d and	Wha	at T	ools,	Machinery, Objects, C	hemicals, Etc. Were				
	What Happene	d to Cause	This Injury or Illne	ess? (Describe How The	e Injury Occurred										
	What Was The	Injury or Ill	ness? (State the F	Part of Body Affected ar	d How It Was of	fected	0								
	What Was The	injury or in	less: (otate the r	art of body Anected an	IC HOW IT WARKING	lected	"								

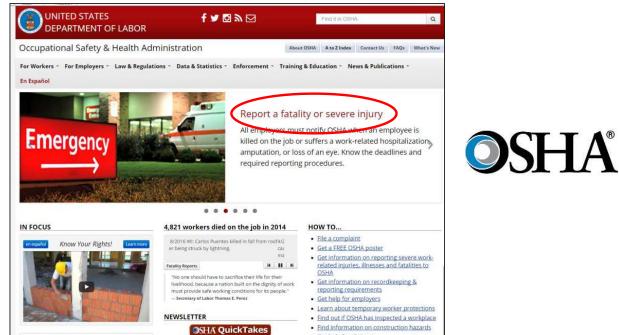


TION

OSHA – Workplace Fatalities – within 8 Hours / Serious Injuries – 24 Hours

www.OSHA.gov - https://www.osha.gov/pls/ser/serform.html

OSHA 24-hour hotline 800-321-6742 or Local OSHA Office



https://www.osha.gov/recordkeeping2014/OSHA3745.pdf



Updates to OSHA's Recordkeeping Rule: Reporting Fatalities and Severe Injuries

OSHA's updated recordkeeping rule expands the list of severe injuries that all employers must report to OSHA. Establishments located in states under Federal OSHA jurisdiction must begin to comply with the new requirements on January 1, 2015. Establishments located in states that operate their own safety and health programs should check with their state plan for the implementation date of the new requirements.

What am I required to report under the new rule?

Previously, employers had to report the following to OSHA:

All work-related fatalities
 Work-related hospitalizations of three or more

employees Starting in 2015, employers will have to report the

- following to OSHA: • All work-related fatalities
- All work-related impatient hospitalizations of one or more employees
 All work-related amputations
- All work-related ampositions
 All work-related losses of an eye
 Who is covered under the new rule?

Who is covered under the new rule? All employees under GSH4 juridiction mast report all work-related fatalities, hospitalizations, amputations and losses of an eye to GSH4 even employers who are exempt from routinally keeping CSH4 injury and illness records due to company size or industry.

An amputation is defined as the traumatic loss of a limb or other axternal body pert. Amputations include a part, such as a limb or appendage, that has been sevened, cut off, amputational disher completely or partially! fingering amputations with or without home loss: medical amputations resulting from irreparable damage; and amputations of body parts that have since bean reattached.

How soon must I report a fatality or severe injury or illness? Employers must report work-related fatalities

within 8 hours of finding out about them.

Employers only have to report fatalities that occurred within 30 days of a work-related incident. For any inpatient hospitalization, amputation,

For any loguest inspectation and a mitputation, or ava loss employers must report the incident within 24 hours of learning about it. Employers only have to report an inpatient hospitalization, amputation or loss of an ave that occurs within 24 hours of a work-related incident.



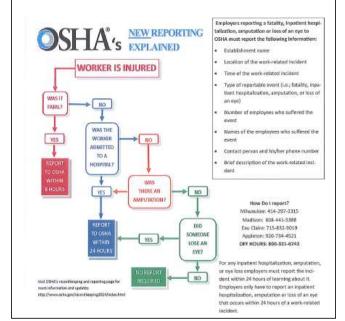
How do I report an event to OSHA? Employers have three options for reporting the event

- By telephone to the nearest OSHA Area Office during normal business hours.
- By telephone to the 24-hour OSHA hotline at 1-800-321-OSHA (6742).
- OSHA is developing a new means of reporting events electronically, which will be available soon at www.csha.gov.

What information do I need to report?

For any fatality that occurs within 30 days of a work-related incident, employers must report the event within 8 hours of finding out about it.





OSHA - https://www.osha.gov/fatalities

Fatalities – 8 Hours Serious Injuries – 24 hours

- Amputations
- Loss of Eye
- In-Hospitalization One or more EE, treatment other than observation



2.

All Private & Public Incidents https://dwd.wisconsin.gov/wc/

employers/handling-injuries.htm

Fatal Incidents – Within 24

Hours Phone - (608) 266-1340 with written WKC-12 to follow or fax (608) 267-0394

More than three days lost time from work

Report to DWD WC within 14 days after the injury (Indemnity Cases) - WKC-12 E online 3.



Public Sector EE's Only https://dsps.wi.gov/Pages/Progr ams/PublicSafety/Default.aspx

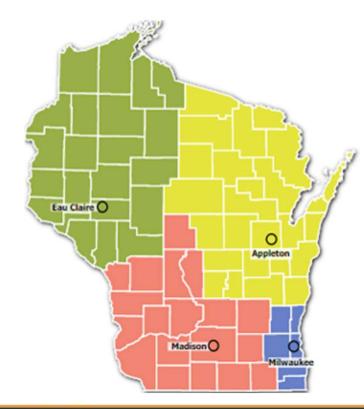
DSPS Madison Office (608) 267-9420 during regular business hours

State of Wisconsin Division of Emergency Management

(800) 943-0003, outside of regular business hours (24 Hour on Duty Officer)

& DWD WC Division Requirements

OSHA OSHA Wisconsin Area Offices



 Four federal OSHA Area offices in Wisconsin for private sector employers and workers

Appleton Eau Claire Madison Milwaukee

- Staff
 - Area Directors
 - Compliance Assistance Consultants
 - Certified Safety and Health Officials (CSHOs)







DSPS Website Department of Safety & Professional Services (DSPS) <u>https://dsps.wi.gov/Pages/Programs/PublicSafety/Default.aspx</u>

<u>Public Sector Workers</u> - Workplace Safety Accident Investigations



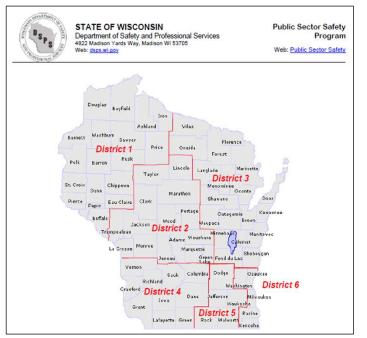


DSPS - Public Sector Employee Safety

SPS 332.203 Safety and health program. DSPS department rule - in addition to OSHA requirements:

Each employer to develop and implement a workplace safety and health program:

- Procedures, methods, processes and practices used to manage workplace safety and health.
- To include hazard identification and assessment, hazard prevention and control, and information and training. <u>https://docs.legis.wisconsin.gov/code/admin_code/sps/</u> safety and buildings and environment/326 360/332



https://dsps.wi.gov/Document s/Programs/Maps/PublicSafety .pdf



CTWsconsinGov State of Wisconsin Department of Safety and Professional Services

DSPS - Public Sector Employee Safety



DSPS Division of Industry Services

• Serves a similar function for public sector workers that OSHA does for private sector workers.



- Establishes and enforces occupational safety and health standards for public sector employees.
- Industry Services Occupation Safety and Health staff provide consultation and inspections.
- Division administers Wisconsin's Clean Indoor Air Act and Right to Know Law, which provide information to employees on workplace conditions.
- Questions about the Public Sector Employee Safety program to <u>DSPSSBSafetyandHealthTech@Wisconsin.gov</u>.





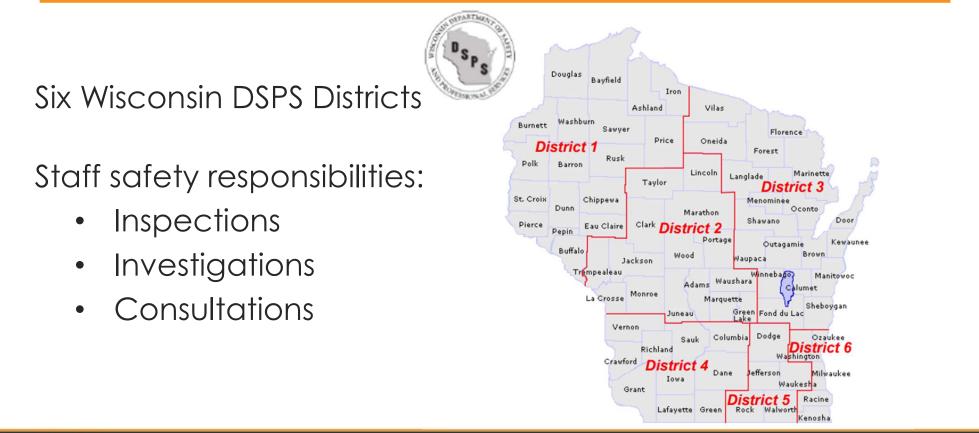
Wisconsin.Gov

DSPS - Public Sector Employee Fatalities/Injury Reporting

- 1. To report all public sector worker fatalities and serious incidents, call:
 - DSPS Madison office: (608) 267-9420 during regular business hours; or
 - Wisconsin Emergency Management: (608) 242-3000
 - Outside of regular business hours, call WEM at (800) 943-0003
- 2. Also report to DWD WC Division



DSPS Districts as of June 2023





DWD WC - Safety Violations

Request WCD authorization for 15% reduction in indemnity benefits for safety violation

Requirements:

- Copy of safety rule that was violated
- Employee trained on rule before injury date
- Proof of rule enforcement
 - Documented consequence for similar violations
- Evidence of causation
- Medical opinion that violation caused injury

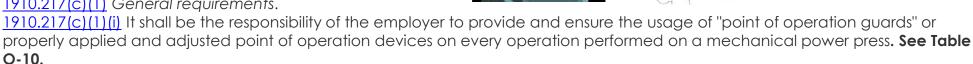


Safety Violation – Example #1 **Power Press Amputation**

- 1910 Subpart O Machinery and Machine Guarding
- 1910.211 Definitions
- 1910.212 General requirements for all machines
- 1910.215 Abrasive wheel machinery
- 1910.217 Mechanical power presses

Safeguarding the Point of Operation

1910.217(c)(1) General requirements.



1910.217(c)(1)(ii) The requirement of paragraph (c)(1)(i) of this section shall not apply when the point of operation opening is onefourth inch or less. See Table O-10.

1910.217(c)(2) Point of operation guards.

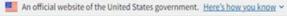
1910.217(c)(2)(i) Every point of operation guard shall meet the following design, construction, application, and adjustment requirements:

1910.217(c)(2)(i)(a) It shall prevent entry of hands or fingers into the point of operation by reaching through, over, under or around the guard;

1910.217(c)(2)(i)(b) It shall conform to the maximum permissible openings of Table O-10



DWD.WISCONSIN.GOV

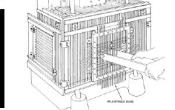


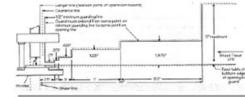
U.S. DEPARTMENT OF LABOR

Occupational Safety and Health Administration









Safety Violation – Example #1 Power Press Amputation (cont.)

An official website of the United States government. <u>Here's how you know</u> ~

U.S. DEPARTMENT OF LABOR

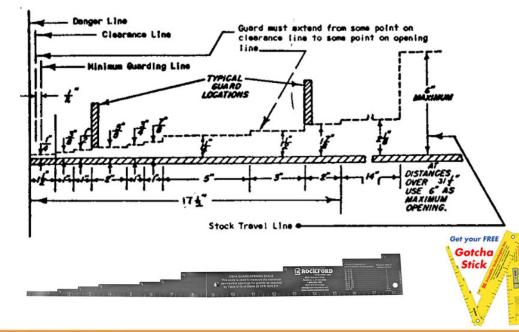
Occupational Safety and Health Administration



1910.217(c)(2) Point of operation guards

1910.217(c)(2)(i)(b) It shall conform to the maximum permissible openings of Table O-10

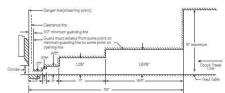
OSHA Table O-10

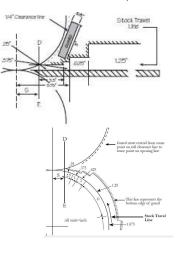




OSHA 29CFR 1910.217

ŀ	Table O-10 [In ir	pies]
	Distance of opening from point of operation hazard	Maximum width of opening
	1/2 to 1 1/2	1/4
	1 1/2 to 2 1/2	3/8
	2 1/2 to 3 1/2	1/2
	3 1/2 to 5 1/2	5/8
	5 1/2 to 6 1/2	3/4
	6 1/2 to 7 1/2	7/8
	7 1/2 to 12 1/2	1 1/4
	12 1/2 to 15 1/2	1 1/2
	15 1/2 to 17 1/2	1 7/8
	17 1/2 to 31 1/2	2 1/8





Safety Violation – Example #2 **Abrasive Grinding Wheel Injuries**

- 1910 Subpart O Machinery and Machine Guarding •
- 1910.211 Definitions
- 1910.212 General requirements for all machines
- 1910.215 Abrasive wheel machinery ٠

An official website of the United States government. Here's how you know ~

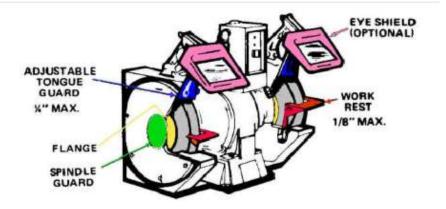
U.S. DEPARTMENT OF LABOR

Occupational Safety and Health Administration



https://www.osha.gov/laws-regs/regulations/standardnumber/1910/1910.215 https://www.osha.gov/machine-guarding/new-grinder-checklist

Checklist for Abrasive Wheel Equipment Grinders





PICTURE THIS!



Photo country US Naval Safety Canter



OSHA OSHA General Duty Clause

- Section 5 (a)(1) of OSH Act of 1970
- One of most important parts of OSHA compliance
- "Each employer shall furnish to each of his employees employment and a place of employment which are free from recognized hazards that are causing or are likely to cause death or serious physical harm to his employees.



SHA OSHA General Duty Clause (cont.)

Required conditions:

- 1. Employer failed to keep workplace free of a hazard to which employees were exposed,
- 2. Cited hazard was recognized,
- 3. Hazard was causing or likely to cause death or serious physical harm, and
- 4. Feasible and practical method to correct the risk was available.



Wisconsin Safe Place Statute

Section 101.11(1), Wis. Stats.

101.11 - Employer's duty to furnish safe employment and place.

(1) Every employer shall furnish employment which shall be safe for the employees therein and shall furnish a place of employment which shall be safe for employees therein and for frequenters thereof and shall furnish and use safety devices and safeguards, and shall adopt and use methods and processes reasonably adequate to render such employment and places of employment safe, and shall do every other thing reasonably necessary to protect the life, health, safety, and welfare of such employees and frequenters. Every employer and every owner of a place of employment or a public building now or hereafter constructed shall so construct, repair or maintain such place of employment or public building as to render the same safe.



Wisconsin Safe Place Statute (cont.)

Section 101.11(2)(b), Wis. Stats.

No employee shall remove, displace, damage, destroy or carry off any safety device or safeguard furnished and provided for use in any employment or place of employment, nor **interfere** in any way with the use thereof by any other person, nor shall any such employee **interfere** with the use of any method or process adopted for the protection of any employee in such employment or place of employment or frequenter of such place of employment, nor fail or neglect to do every other thing reasonably necessary to protect the life, health, safety or welfare of such employees or frequenters.





DWD WC Division Website Workplace Safety

Bureau of Labor Statistics (BLS) – DWD WC Division Worker's Compensation Data Capture & Analysis

DHS - Wisconsin Worker's Compensation Dashboard









https://www.bls.gov/iif/ https://www.bls.gov/iif/oshstate.htm#WI



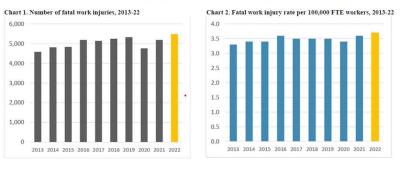
 For release 10:00 a.m. (ET) Tuesday, December 19, 2023
 USDL-23-2615

 Technical information:
 (202) 691-6170 • iifstaff@bls.gov • www.bls.gov/iif

 Media contact:
 (202) 691-5902 • PressOffice@bls.gov

NATIONAL CENSUS OF FATAL OCCUPATIONAL INJURIES IN 2022

There were 5.486 fatal work injuries recorded in the United States in 2022, a 5.7-percent increase from 5,190 in 2021, the U.S. Bureau of Labor Statistics reported today. (See chart 1 and table 1.) The fatal work injury rate was 3.7 fatalities per 100,000 full-time equivalent (FTE) workers, up from 3.6 per 100,000 FTE in 2021. (See chart 2.) These data are from the Census of Fatal Occupational Injuries (CFOI).



Key findings

In 2022, a worker died from a work-related injury every 96 minutes compared to every 101 minutes in 2021.



HOME imes SUBJECTS imes DATA TOOLS imes PUBLICATIONS imes ECONOMIC RELEASES imes CLASSROOM imes BETA imes

Survey Respondents

State Occupational Injuries, Illnesses, and Fatalities

Overview of State data available

State data presenting the number and frequency of work-related injuries, illnesses, and fatal injuries are available from two BLS programs: the BLS Survey of Occupational Injuries and Illnesses (SOII) and the BLS Census of Fatal Occupational Injuries (CFOI). SOII provides estimates for nonfatal cases of work-related injuries and illnesses from participating States and Territories that are recorded by employers under Occupational Safety and Health Administration (OSHA) recordkeeping guidelines. CFOI publishes data on fatal cases of work-related injuries for all States, Territories, and New York City.

Note: The number of States for which SOII data are available varies from year to year due primarily to changes in State participation in the SOII. Among participating States for which State-level estimates are available, the sample sizes often are not sufficient to generate estimates at the same level of detail as are available from the national estimates. The industries for which data are available also vary among States, primarily due to the differences in industry concentration and sample size from one State to the next. An asterisk (*) indicates that State estimates are available for both public and private industry.

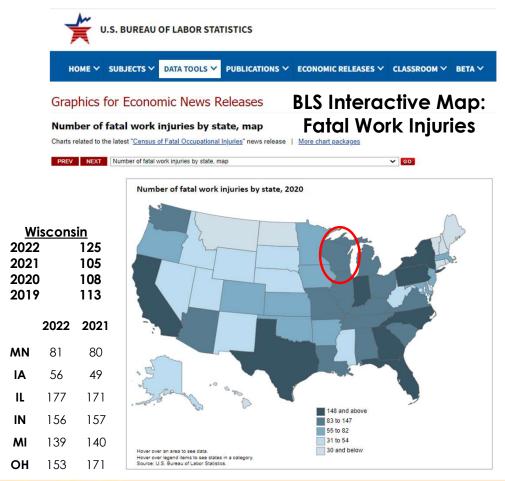
Select a State below, or find your State on the map: Select a State



https://www.bls.gov/iif/state-data.htm

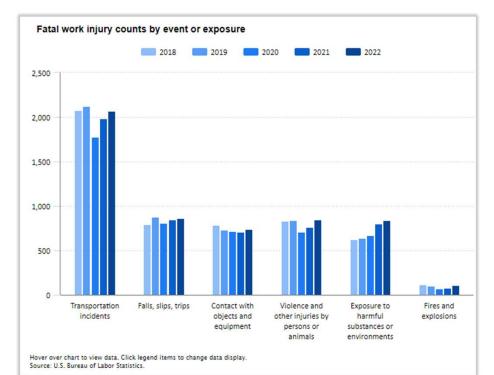


https://www.bls.gov/charts/census-of-fatal-occupational-injuries/state-fatal-work-injuries-map.htm https://www.bls.gov/charts/census-of-fatal-occupational-injuries/fatal-work-injury-counts-by-event-recent-years.htm



2022 BLS Calendar Year

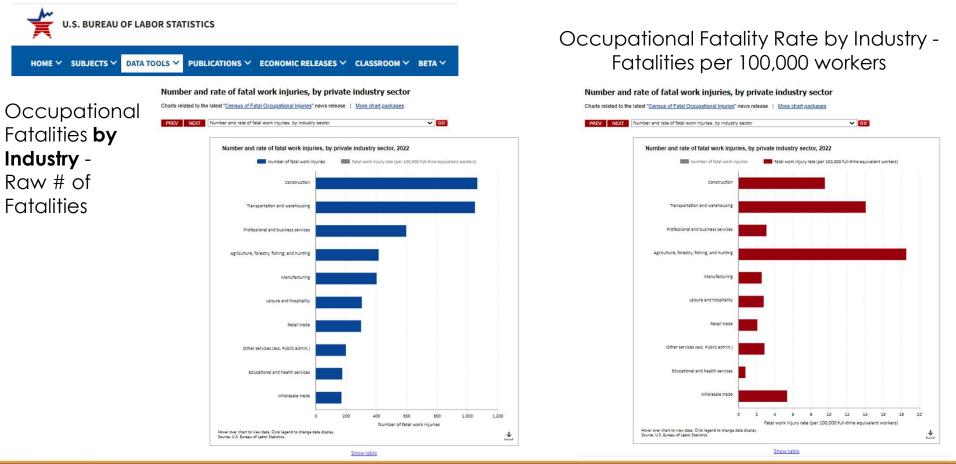
Fatal work injury counts by major event or exposure, 2018-22

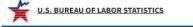




https://www.bls.gov/iif/oshcfoi1.htm

https://www.bls.gov/charts/census-of-fatal-occupational-injuries/number-and-rate-of-fatal-work-injuries-by-industry.htm





HOME Y SUBJECTS Y DATA TOOLS Y PUBLICATIONS Y ECONOMIC RELEASES Y CLASSROOM Y BETA

Injuries, Illnesses, and Fatalities

OTHER AVAILABLE STATES 🛛 🗸 🚳

Fatal occupational injuries in Wisconsin

Fatal occupational injuries by selected characteristics, by major event or exposure, Wisconsin

2022											
				Event or e	xposure	(1)					
Characteristic	Total fatal injuries	Violence and other injuries by persons or animals	Transpor- tation incidents	Fires and explosions	Falls, slips, trips	Exposure to harmful substances or environments	Contact with objects and equipment				
Total	125	19	42	4	17	20	23				
Employee status											
Wage and salary(2)	93	14	33		13		12				
Self-employed(3)	32		9		4		11				
Gender											
Women	9										
Men	116	17		4	17						
Age											
Under 16 years											
16 to 17 years											
18 to 19 years	1										
20 to 24 years	5										
25 to 34 years	14	4	5								
35 to 44 years	22		5			8	5				
45 to 54 years	18		6			3	4				
55 to 64 years	28		13		5	4	3				
65 years and over	35	5	12		8		8				
Race or ethnic origin(<u>4</u>)											
White (non-Hispanic)	97	12	38	4	13	14	16				

https://www.bls.gov/iif/state-data/fatal-occupationalinjuries-in-wisconsin-2022.htm

* 2022 = Two-year data lag time for BLS vetting, publishing, accuracy

Fatal occupational injuries in Wisconsin: U.S. Bureau of Labor Statistics

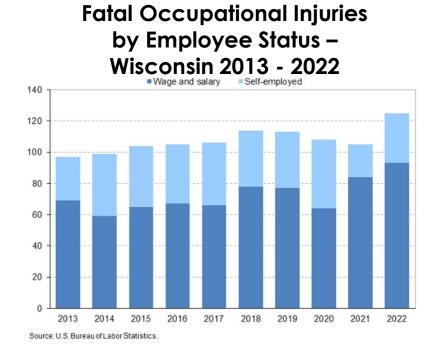




Occupational Health and Safety Division 2810 Walton Commons Lane, Suite 200 Madison, WI 53718 Phone: (800) 884-1273 www.sih.wisc.edu/bis

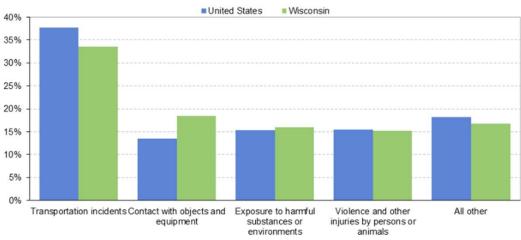
www.slh.wisc.edu/bls/

Fatal Work Injuries in Wisconsin - 2022 : Midwest Information Office : U.S. Bureau of Labor Statistics



Percent Distribution of Total Fatal Occupational Injuries by Event, 2022

Chart 2. Percent distribution of total fatal occupational injuries by event, United States and Wisconsin, 2022



Source: U.S. Bureau of Labor Statistics.

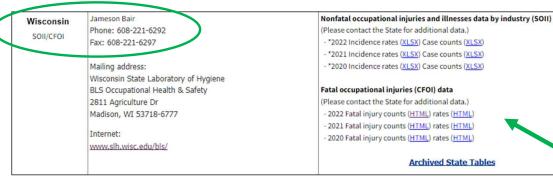




Occupational Health and Safery Division 2810 Walton Commote Late, Suite 200 Madison, W1 53718 Phone: (80) 884-1273 www.sfb.wisc.edu/bis

Injury Statistics | Wisconsin State Laboratory of Hygiene

State Occupational Injuries, Illnesses, and Fatalities: U.S. Bureau of Labor Statistics

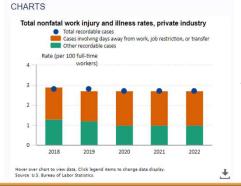




Research Statistics

Overview

IIF Home : U.S. Bureau of Labor Statistics



https://dwd.wisconsin.gov/wc/statistics/



Research Statistics

Overview

The WC Division provides data in order to facilitate a variety of research, resulting in statistical information on workers injuries, illnesses and fatalities. This research is used in a myriad of ways by various audiences, including State and Federal agencies.

Partnership with Wisconsin Department of Health Services

In 2024 the Occupational Health and Safety Surveillance Program at the Wisconsin Department of Health Services (DHS) implemented its "Wisconsin adult workers compensation claims" <u>dashboard</u>. This dashboard was created in conjunction with the WC Division through an ongoing partnership. The dashboard allows the user to filter claim statistics by year, industry, occupation, type, and nature of injury. It also allows the user to access greater detail on subsectors, minor occupations, and the types of injuries most common to each. The interactivity provides a powerful, customizable user experience with new ways of using the WC data. As a result, the WC Division has discontinued the Annual Reports produced in conjunction with the Wisconsin State Laboratory of Hygiene (WSLH). This decision was made with the support of WSLH, which continues to lead vital work on occupational injury, illness, and death data using other data sources. The old Annual Reports are archived and available upon request. Please see the Contact Information on the left sidebar when requesting the archived data.

While the dashboard covers much of the same information as the old WSLH reports, there are some important differences that users of the Annual Reports should keep in mind. The most notable difference is that the DFS dashboard includes paid and unpaid claims, which results in higher total claim counts per year than those in the old Annual Reports. When looking at trends, we recommend that you do so within a single data source only. For example, dashboard users should only compare years of data within the dashboard. Former users of the Annual Reports.

Partnership with Wisconsin State Laboratory of Hygiene

The WC Division has a long history of partnering with the Wisconsin State Laboratory of Hygiene, Division of Public Health Informatics and Surveillance, in order to produce the annual Survey of Occupational Injuries and Illnesses (SOII) and the Census of Fatal Occupational Injuries (CFOI) survey.

Survey of Occupational Injuries and Illnesses (SOII)

These reports provide statistical information on work related injuries and illnesses (excluding first aid) collected from employers OSHA and Worker's Compensation records.

2020 through 2008 SOII Reports

Census of Fatal Occupational Injuries (CFOI)

These reports are a complete study of work related fatalities that occurred in Wisconsin regardless of coverage by OSHA or Worker's Compensation using a wide variety of reports (death certs., WC, Coroners/Medical Examiners, OSHA, etc.).

2020 through 2008 CFOI Reports

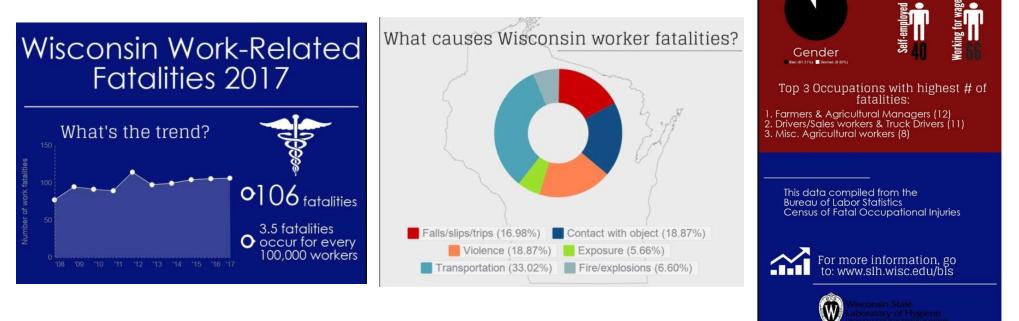






http://www.slh.wisc.edu/wp-content/uploads/2019/02/2017-CFOI-Infographic.jpeg

(Most Recent Published)





DWD.WISCONSIN.GOV

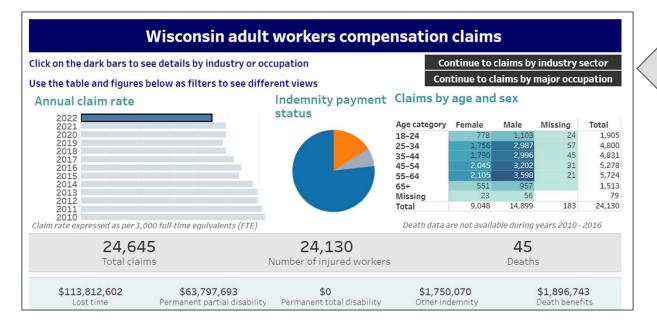
Worker status?



Wisconsin Worker's Compensation Dashboard | Wisconsin Department of Health Services

Wisconsin Worker's Compensation Dashboard

This dashboard uses Worker's Compensation data to show trends, rates and counts for reported work-related injuries and deaths. The Worker's Compensation claims presented on this dashboard only include indemnity claims reported by insurance carriers to the Worker's Compensation Division at the Department of Workforce Development (DWD) for workers ages 18 or older. Medical-only claims and claims for minors ages 12-17 are not included in this dashboard.

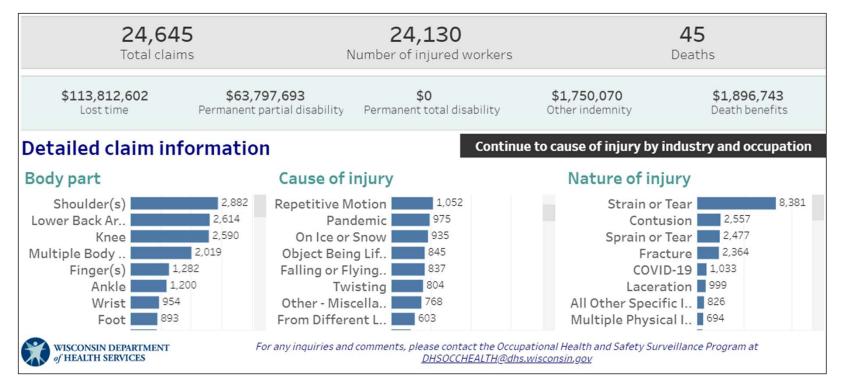


Interactive hyperlink filters





Wisconsin Worker's Compensation DashboardWisconsin Department of Health Services

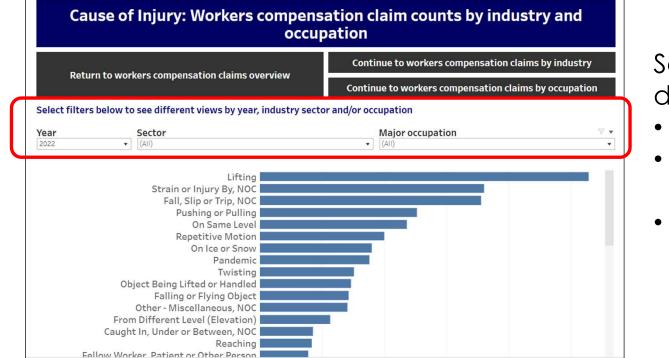






Wisconsin Worker's Compensation Dashboard | Wisconsin Department of Health Services

Wisconsin Worker's Compensation Dashboard



Select filters to see different views by

- Year,
- Industry sector, and/or
- Occupation





DWD WC Division Website Employers

Independent Contractors and Self-Employed Workers



Independent Contractors – Self-Employed Workers https://www.dwd.wisconsin.gov/wc/employers/

☆ Worker's Compensation > WC Employer Resources

	Worker's Compensation En	nployer Resources				
Employers	Overview					
Insurers	If employees get hurt on the job, employers can direct them to their insurance company's worker's compensation system for quality medical and prompt payment of benefits and an early return to work.					
Medical Providers						
Legal Resources	Wisconsin Employers that meet specific requirements are required to carry Worker's Compensation insurance unless they qualify for Self-Insured status. Employers receive the assurance they will not be sued for damages, medical care and lost wages if their employees get injured while working.					
Fraud	You must have Worker's Compensation if any of your businesses:					
Safety Program	 Usually employ three or more full-time or part-time employees. You must get insurance immediately. Employ one or more full-time or part-time employees to whom you have paid combined gross wages of \$500 or more in any calendar quarter for work done at one or more locations in Wisconsin. You must have insurance by the 10th day of the first month of the next calendar quarter. If you are a farmer who employs 6 or more workers on the same day for any 20 days during the calendar year. You must get insurance by the 10th day after the20th day of employment. A calendar year is January through December. Out-of-state employers must have worker's compensation insurance if they have employees working in Wisconsin. The policy 					
Councils and Committees						
Letters						
Statistics						
Contact Us	must be with an insurance company licensed to write in Wisconsin and endorsed to name Wisconsin as a covered state in Section 3a of your policy.					
Contact Information	Requirements by Type of Business	Employer Publications				
If you have questions or comments regarding any information on the Worker's Compensation website or need	Independent Contractors					
		Employee Coverage Under Exceptions (Printable PDF)				
an alternate format, please contact us by email at dwddwc@dwd.wisconsin.gov or	Sole Proprietors, Partners and Hembers of Limited Liability Companies					
an alternate format, please contact us by		(Printable PDF)				
an alternate format, please contact us by email at dwddwc@dwd.wisconsin.gov or	Liability Companies	((Printable PDF) WC Requirement Q & A (Printable PDF)				
an alternate format, please contact us by email at dwddwc@dwd.wisconsin.gov or	Liability Companies Corporations and Corporate Officers	(Printable PDF) WC Requirement Q & A (Printable PDF) WC Insurance Policy Filing (Printable PDF)				
an alternate format, please contact us by email at dwddwc@dwd.wisconsin.gov or	Liability Companies Corporations and Corporate Officers Out of State Employers	(
an alternate format, please contact us by email at dwddwc@dwd.wisconsin.gov or	Liability Companies Corporations and Corporate Officers Out of State Employers Domestic Servants & Home-Care Providers	(@ Printable PDF) WC Requirement Q & A (@ Printable PDF) WC Insurance Policy Filing (@ Printable PDF) WC Insurance Requirements (@ Printable PDF) Employee Leasing Companies (@ Printable PDF)				

Independent Contractor – The Nine Part Test

- Maintain a separate business. 1.
- Obtain a Federal Employer 2. Identification number from the Federal Internal Revenue Service (IRS) or have filed business or selfemployment income tax returns with the IRS based on the work or service in the previous year.
- Operate under specific contracts. 3.
- Be responsible for operating 4. expenses under the contracts.
- Be responsible for satisfactory 5. performance of the work under the contracts.
- Be paid per contract, per job, by 6. commission or by competitive bid.
- Be subject to profit or loss in 7. performing the work under the contracts.
- Have recurring business liabilities 8. and obligations.
- 9. Be in a position to succeed or fail if business expense exceeds income.

https://www.dwd.wisconsin.gov/wc/employers/ independent-contractors.htm

To be considered an independent contractor and not an employee, an individual <u>must meet and maintain</u> <u>all nine</u> of the following conditions:

- 1. Maintain a separate business
- 2. Obtain a Federal Employer Identification number from the Federal Internal Revenue Service (IRS) or have filed business or self-employment income tax returns with the IRS based on the work or service in the previous year.
- 3. Operate under specific contracts.
- 4. Be responsible for operating expenses under the contracts.

Independent Contractors – The DWD WC Nine Part Test

- 5. Be responsible for satisfactory performance of the work under the contracts.
- 6. Be paid per contract, per job, by commission or by competitive bid.
- 7. Be subject to profit or loss in performing the work under the contracts.
- 8. Have recurring business liabilities and obligations.
- 9. Be in a position to succeed or fail if business expense exceeds income.

Note: When requesting a Federal Employer Identification Number (FEIN) from the IRS, you must inform the IRS that you are **required by Wisconsin Worker's Compensation law** to obtain a FEIN. A social security number cannot be substituted for a FEIN and does not meet the legal burden of s. 102.07(8). Definition of an Independent Contractor

Independent Contractor Definition Under s. 102.07(8), Wis. Stats.

DWD WC – UEF's Role (Uninsured Employer's Fund)

https://dwd.wisconsin.gov/wc/employers /uef-info.htm

DWD WC – Worker's Compensation Fraud Reporting

https://dwd.wisconsin.gov/wc/fraud/





💶 An official website of the United States government. Here's how you know 🛩

U.S. DEPARTMENT OF LABOR

OSHA - Self-employed person(s)

Occupational Safety and Health Administration

Part Number: 1904
Part Number Title: Recording and Reporting Occupational Injuries and Illness.
Subpart: 1904 Subpart D
Subpart Title: Other OSHA Injury and Illness Recordkeeping Requirements
Standard Number: <u>1904.31</u>
Title: Covered employees.
GPO Source: e-CFR

https://www.osha.gov/lawsregs/regulations/ standardnumber/1904/1904.31

<u>1904.31(a)</u> **Basic requirement.** You must record on the OSHA 300 Log the recordable injuries and illnesses of all employees on your payroll, whether they are labor, executive, hourly, salary, part-time, seasonal, or migrant workers. You also must record the recordable injuries and illnesses that occur to employees who are not on your payroll if you supervise these employees on a day-to-day basis. If your business is organized as a sole proprietorship or partnership, the owner or partners are not considered employees for recordkeeping purposes.

<u>1904.31(b)</u> Implementation.

<u>1904.31(b)(1)</u> If a **self-employed person** is injured or becomes ill while doing work at my business, do I need to record the injury or illness? **No, self-employed individuals are not covered by the OSH Act or this regulation.**



An official website of the United States government. Here's how you know ~

U.S. DEPARTMENT OF LABOR

Occupational Safety and Health Administration

Self-employed person(s) (cont.)

Temporary – Contract Workers

<u>1904.31(b)(2)</u> If I obtain employees from a temporary help service, employee leasing service, or personnel supply service, do I have to record an injury or illness occurring to one of those employees?</u> You must record these injuries and illnesses if you supervise these employees on a day-to-day basis.

<u>1904.31(b)(3)</u> If an employee in my establishment is a contractor's employee, must I record an injury or illness occurring to that employee? If the contractor's employee is under the day-to-day supervision of the contractor, the contractor is responsible for recording the injury or illness. If you supervise the contractor employee's work on a day-to-day basis, you must record the injury or illness.

<u>1904.31(b)(4)</u> Must the personnel supply service, temporary help service, employee leasing service, or contractor also record the injuries or illnesses occurring to temporary, leased or contract employees that I supervise on a day-to-day basis? No, you and the temporary help service, employee leasing service, personnel supply service, or contractor should coordinate your efforts to make sure that each injury and illness is recorded only once: either on your OSHA 300 Log (if you provide day-to-day supervision) or on the other employer's OSHA 300 Log (if that company provides day-to-day supervision).

[66 FR 6131, Jan. 19, 2001] https://www.osha.gov/laws-regs/regulations/standardnumber/1904/1904.31





DWD WC Division Website Employers

Worker's Compensation Fraud



DWD WC - Worker's Compensation Fraud Reporting

https://dwd.wisconsin.gov/wc/fraud/





Avoiding Questionable Worker's Compensation Claims

Following are some basic elements of a good accident response program. These tips came from the suggestions of experienced worker's compensation claims personnel and defense attorneys.

- 1. Policy Statement
- 2. Knowledgeable Managers
- 3. Effective Communications
- 4. Obtain Accurate Information
- 5. Establish Preventive Practices
- 6. Prompt Reporting
- 7. Obtain Medical Attention
- 8. Return to Work Options
- 9. Value the Employee
- 10. Maintain A Safe Workplace









DWD WC Division Website Workplace Safety

Other State of Wisconsin Agencies – Safety Resources & Assistance













WKC-11171-P - Putting Together a Safe Workplace

State Safety Consultation and Inspection Programs

There are three state agencies in Wisconsin that offer free pre-OGHA safety consultations and inspections: The Department of Safety and Professional Services (DSPS), the Department of Health Services (DHS) and the Wisconsin State Laboratory of Hygiene. These state offices only focus on prevention and education. Inspection findings are confidential. They are not connected to OSHA enforcement activity.

The Department of Safety and Professional Services (DSPS) performs inspections on buildings and equipment to evaluate compliance with state and federal laws.

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For information on a safety inspection, call 608-266-2112 or visit: dsps.wi.gov/Pages/Programs/PublicSafety

The Department of Health Services (DHS) performs inspections for occupational diseases and health hazards. For occupational health surveillance, call 608-266-1865 or 608-266-1120 or visit:

dhs.wisconsin.gov/occupational-health dhs.wisconsin.gov/occupational-health/workers.htm dhs.wisconsin.gov/occupational-health/employers.htm

The Department of Workforce Development encourages you to take positive steps to reduce your company's injury rate by reducing the number of lost-time work injuries. We est that you give immediate 511020 tion to this issue and utilize one or more of the resources dentified in this publication. If you have further questions about setting up a good safety program, contact us at:



Department of Workforce Development

Worker's Compensation

P.O. Box 7901 Madison: WI 53707 608 266 1340

SAFE WORKPLACE

WisCon - Onsite Safety & Health Consultation in Wisconsin



The Wisconsin State Laboratory of Hygiene's WisCon Program, as part of the University of Wisconsin-Madison and in conjunction with the U.S.

Department of Labor, currently offers on-site consultation services to assist small businesses in meeting their obligations and responsibilities under the federal Occupational Safety and Health Act (OSHA).

sih.wise.edu/occupational/wiscon/safety-and-health-wiscon-training

An on-site consultation visit can help:

- · identify workplace hazards
- conduct industrial hygiene most
- assist with OSHA provincial complaint responses
- developing and assessing controls for OSHA citation abatement
- conduct limited ergonomic assessments
- recommend and assist in developing controls
- · evaluate and assist in developing and implementing necessary programs.
- evaluate and assist in developing and implementing a hensive safety and health management program
- conduct limited training and education

For more information: slh.wisc.edu/occupational/wiscon. 608-226-5240 or 800-947-0553.

The mailing address is:

Wisconsin State Laboratory of Hygiene 2810 Walton Commons W Madison WI 53718





https://www.dhs.wisconsin.gov/occupational-health/workers.htm

Prevention & Healthy Living	Occupational Health	Workplace safety and Health Information for Workers	
Occupational Health: Home	Workp	place Safety and Health Information f	or
Adult Lead Program	Worke	brs	

🕂 🕑 in For Employers

For Workers

https://www.dhs.wisconsin.gov/occupational-health/employers.htm

Prevention & Healthy Living	Occupational Health	Workplace Safety and Health Information for Employer	rs
Occupational Health: Home	Workp	lace Safety and Health l	nformation for
Adult Lead Program	Employ	/ers	
For Workers	- F 🗹	in	
For Employers	>		

http://www.slh.wisc.edu/occupational/wiscon/



lable as well as

Safety and Health Training (WisCon)



WKC-11171-P - Putting Together a Safe Workplace - Appendices

State of Wisconsin - Safety & Health Resources All Wisconsin State Agencies - wisconsin.gov/Pages/AllAgencies.aspx

State of Wisconsin - Safety & Health Resources

All Wisconsin State Agencies

wisconsin.gov/Pages/AllAgencies.aspx

Department of Workforce Development

- WC Division "Safety Works" website and guide
- dwd.wisconsin.gov/wc/safety
- "Putting Together a Safe Workplace" guide
- dwd.wisconsin.gov/wc/safety/pdf/safe-workplace.pdf
- **Insurance Safety Checklist**
- wd.wisconsin.gov/wc/safety/safety-checklist.htm
- **Injury Statistics**
- dwd.wisconsin.gov/wc/statistics
- Worker's Compensation Law
- dwd.wisconsin.gov/dwd/publications/wc/wkc-1-p.pdf

Department of Administration Safety & Loss Control

Goa.wi.gov/pages/aboutDOA/DEO_Safety-and-Loss-Control.aspx

Department of Safety and Professional Services (DSPS) **Buildings and equipment inspections** dsps.wi.gov

dsps.wi.gov/Pages/RulesStatutes/TradesProgram.aspx



Department of Health Services (DHS) Occupational diseases and WISCONSIN DEPARTMENT health hazards inspections of HEALTH SERVICES

- dhs.wisconsin.gov/occupational-health/index.htm
- dhs.wisconsin.gov/occupational-health/employers.htm
- dhs.wisconsin.gov/occupational-health/workers.htm
- dhs.wisconsin.gov/occupational-health/health-pros.htm

Department of Agriculture, Trade & Consumer Protection (DATCP)

datcp.wi.gov **Pesticides: Certification & Licensing** DATCPPesticideInfo@wisconsin.gov

University of Wisconsin-Madison Extension Institute of Agriculture Extension extension.wisc.edu/agriculture RESITY OF WE

Wisconsin State Laboratory of Hygiene Wisconsin State

slh.wisc.edu

WisCon

- Safety and Health Training Consulting Safety and Health Training (free, onsite)
- Occupational Safety and Health Consultation Services (free)
- Weekly Webinar Series (free)
- "Words of Wisdom' Monthly Newsletter



aboratory of Hygiene

WisCon





Thank You! Questions?



State of Wisconsin

Dave Leix, CSP, Safety & Risk Manager

State of Wisconsin Department of Workforce Development DWD – Worker's Compensation Division

(608) 266-1340, DWD WC Switchboard (608) 266-4541, Direct # <u>David.Leix@dwd.wisconsin.gov</u>



"Building the Workforce to Move Wisconsin Forward"

