

## Federal OSHA Inspection/Enforcement Activity, FY 2012–2021

	FY 2012	FY 2013	FY 2014	FY 2015	FY 2016	FY 2017	FY 2018	FY 2019	FY 2020 <sup>1</sup>	FY 2021 <sup>1</sup>
<b>Inspections</b>	40,950	39,178	36,167	35,822	31,948	32,396	32,020	33,401	21,674	24,355
Safety	33,598	31,920	29,343	28,903	25,704	26,607	26,453	27,890	17,558	19,948
Health	7,352	7,258	6,824	6,917	6,244	5,789	5,567	5,511	4,116	4,407
<b>Complaints</b>	9,568	9,503	9,577	9,037	8,870	8,254	7,510	7,408	4,581	4,954
Programmed	23,082	22,170	19,207	16,527	12,731	14,396	13,980	14,910	8,726	10,598
<b>Construction</b>	22,507	20,430	18,223	17,549	15,610	16,921	16,729	17,500	11,069	12,566
Maritime	386	411	370	357	297	292	274	275	211	180
Manufacturing	8,399	7,945	7,602	8,051	7,450	7,043	6,863	7,046	4,367	4,612
Other	9,654	10,392	9,972	9,863	8,591	8,140	8,154	8,580	6,027	6,997
<b>Average Case Hours/Inspections</b>										
Safety	20.3	22.5	22.0	22.3	21.0	20.21	19.26	18.40	23.91	23.02
Health	34.6	40.1	45.2	39.7	33.4	33.58	32.00	29.34	44.86	38.28
<b>Violations – Total</b>	78,760	78,037	67,556	65,044	59,856	51,273	50,910	50,638	40,313	31,529
Willful	424	316	433	527	524	319	341	364	385	360
Repeat	3,031	3,119	2,954	3,088	3,146	2,771	2,593	2,471	2,155	1,790
Serious	57,155	58,234	49,416	47,934	42,984	36,802	36,645	36,447	28,757	23,065
Unclassified	1	-	1	1	1	-	1	1	0	1
Other	18,038	16,260	14,597	13,016	11,895	11,300	11,265	11,280	8,984	6,302
FTA	107	77	155	107	152	81	65	75	32	11
<b>Penalties – Total (\$)</b>	168,842,092	149,994,488	143,535,247	156,525,585	162,872,470	196,837,526	196,598,571	207,960,691	186,187,094	150,982,223
Willful	15,053,400	12,484,996	17,474,793	21,581,025	21,794,276	20,808,006	21,108,034	21,611,925	27,256,828	22,229,957
Repeat	21,884,028	19,563,867	20,407,958	24,042,251	27,277,061	31,447,412	29,823,210	34,862,762	33,058,548	23,765,289
Serious	123,274,497	110,326,980	97,427,404	102,971,432	103,234,454	130,767,703	131,173,038	135,482,837	112,819,262	102,864,726
Unclassified	1,200	-	0	4,200	-	-	5,432	1,037	0	2,000
Other	7,829,960	6,855,744	6,500,117	7,222,074	8,537,920	12,183,280	12,926,576	14,876,315	12,248,709	11,116,993
FTA	797,507	762,901	1,724,976	704,143	2,028,758	1,631,125	1,561,970	1,125,815	775,011	343,120
<b>Average Penalty/ Violation (\$)</b>	2,144	1,922	2,125	2,406	2,721	3,839	3,862	4,107	4,619	4,789
Willful	35,503	39,509	40,357	40,951	41,592	65,229	61,900	59,373	70,797	61,750
Repeat	7,220	6,272	6,909	7,786	8,670	11,349	11,501	14,109	15,340	13,277
Serious	2,157	1,895	1,972	2,148	2,402	3,553	3,580	3,717	3,923	4,460
Unclassified	1,200	-	0	4,200	-	-	5,432	1,037	-	2,000
Other	434	422	445	555	718	1,078	1,148	1,319	1,363	1,764
FTA	7,453	9,908	11,129	6,581	13,347	20,137	24,030	15,011	24,219	31,193
<b>Percent Inspections with Citations Contested (%)</b>	11.4%	6.0%	6.6%	7.4%	8.3%	8.5%	8.3%	8.0%	9.6%	8.7%

Sources: OSHA IMIS Inspection Reports, FY 2012–FY 2013, and OIS Federal Inspection Reports, FY 2012–FY 2021.

<sup>1</sup>Due to the COVID-19 pandemic, safety agencies conducted fewer field operations and less enforcement.

## Federal OSHA and State Plan OSHA Inspection/Enforcement Activity, FY 2021<sup>1</sup>

	<u>FEDERAL OSHA</u>	<u>STATE PLAN OSHA</u>
<b>Inspections</b>	24,355	31,063
Safety	19,948	22,083
Health	4,407	8,980
Complaints	4,954	7,677
Programmed	10,598	11,315
Construction	12,566	11,721
Maritime	180	67
Manufacturing	4,612	4,760
Other	6,997	14,515
<b>Average Case Hours/Inspection</b>		
Safety	23.02	24.48
Health	38.28	31.85
<b>Violations – Total</b>	31,529	56,559
Willful	360	518
Repeat	1,790	2,139
Serious	23,065	29,566
Unclassified	1	12
Other	6,302	34,199
FTA	11	125
<b>Penalties – Total (\$)</b>	150,982,223	104,819,207
Willful	22,229,957	14,147,864
Repeat	23,765,289	11,129,015
Serious	102,864,726	71,587,897
Unclassified	2,000	122,977
Other	11,116,993	10,208,084
FTA	343,120	2,805,203
<b>Average Penalty/Violation (\$)</b>	4,789	1,853
Willful	61,750	27,312
Repeat	13,277	5,203
Serious	4,460	2,421
Unclassified	2,000	10,248
Other	1,764	298
FTA	31,193	22,442
<b>Percent Inspections with Citations Contested</b>	8.7%	18.2%

Source: Occupational Safety and Health Administration, OIS Federal Inspection Reports.

<sup>1</sup>Due to the COVID-19 pandemic, safety agencies conducted fewer field operations and less enforcement.

## Federal OSHA and State Plan OSHA Nonprogrammed Enforcement Activity, FY 2021

	<u>FEDERAL OSHA</u>	<u>STATE PLAN OSHA</u>
<b>Complaints<sup>1</sup></b>	<b>25,746</b>	<b>47,056</b>
Formal Complaints	4,549	9,723
Phone/Fax Investigation <sup>2</sup>	2,594	4,567
Percent Phone/Fax Investigation	57%	47%
Inspection	1,989	4,816
Percent Inspection	44%	50%
Unknown <sup>3</sup>	66	340
Percent Unknown	1%	3%
Informal Complaints	21,197	37,333
Phone/Fax Investigation	17,635	32,908
Percent Phone/Fax Investigation	83%	88%
Inspection	3,344	3,612
Percent Inspection	16%	10%
Unknown <sup>3</sup>	218	813
Percent Unknown	1%	2%
<b>Referrals<sup>4</sup></b>	<b>3,696</b>	<b>12,285</b>
Phone/Fax Investigation	1,252	6,115
Percent Phone/Fax Investigation	34%	50%
Inspection	2,360	5,822
Percent Inspection	64%	47%
Unknown <sup>3</sup>	84	348
Percent Unknown	2%	3%
<b>Severe Injury Reports<sup>5</sup></b>	<b>10,422</b>	<b>3,365</b>
Rapid Response Investigation <sup>6</sup>	7,159	1,712
Percent Rapid Response Investigation	69%	51%
Inspection	3,155	1,598
Percent Inspection	30%	47%
Unknown <sup>3</sup>	108	55
Percent Unknown	1%	2%
<b>Fatalities and Catastrophes<sup>7</sup></b>	<b>2,831</b>	<b>12,079</b>
Inspection	1,551	4456
Percent Inspection	55%	37%
Unknown <sup>3</sup>	1,280	7623
Percent Unknown	45%	63%

Source: Occupational Safety and Health Administration. OIS Inspection Reports. Federal OSHA data provided March 9, 2022. State plan OSHA data provided March 14, 2022.

<sup>1</sup>A formal complaint is a complaint made by a current employee or representative of employees that asserts imminent danger, a violation of the OSH Act or a violation of an OSHA standard, is written or submitted on OSHA's complaint form, and is signed by at least one current employee or employee representative. An informal complaint is any complaint that does not meet the criteria of a formal complaint and does not come from a referral source.

<sup>2</sup>OSHA telephones the employer, describes the alleged hazards and then follows up with a letter. The employer must respond within five days, identifying in writing any problems found and noting corrective actions taken or planned. If the response is adequate, OSHA generally will not conduct an inspection. The employee who filed the original complaint will receive a copy of the employer's response. If still not satisfied, the complainant may then request an on-site inspection.

<sup>3</sup>Unprogrammed activity was labeled as unknown when there was no indication of an inspection or response by the agency. This does not mean no response occurred, but it had not been recorded by the date that was provided.

<sup>4</sup>Referrals include direct observation from an OSHA inspector or reports from other federal, state or local government agencies, discrimination or whistleblower complaints, or the media.

<sup>5</sup>As of Jan. 1, 2015, OSHA requires employers to report all severe work-related injuries, defined as an amputation, in-patient hospitalization or loss of an eye. This data excludes fatalities.

<sup>6</sup>A Rapid Response Investigation is conducted in response to an employer's severe injury report and generally does not involve an on-site inspection of the workplace. In lieu of an on-site inspection, an employer is expected to conduct its own investigation into the work-related incident and share its findings with OSHA.

<sup>7</sup>OSHA does not investigate every workplace fatality. OSHA requires reporting of deaths attributed to natural causes and workplace violence, and the area director determines whether it should be investigated. OSHA does not require reporting of fatalities due to motor vehicle incidents, unless it occurs in a construction work zone. Additionally, other agencies may perform a fatality investigation.