

NOTICE - SOME ITEMS SUPERSEDED OR OBSOLETE

Schedule Number: NC 174-000254

Some items in this schedule are either obsolete or have been superseded by new NARA approved records schedules. This information is accurate as of: 3/3/2023

ACTIVE ITEMS

These items, unless subsequently superseded, may be used by the agency to disposition records. It is the responsibility of the user to verify the items are still active.

Item 2, Historically Significant Inspection Case Files

Items 1 and 3 are active for headquarter files only

SUPERSEDED AND OBSOLETE ITEMS

The remaining items on this schedule may no longer be used to disposition records. They are superseded, obsolete, filing instructions, non-records, or were lined off and not approved at the time of scheduling. References to more recent schedules are provided below as a courtesy. Some items listed here may have been previously annotated on the schedule itself.

NC1-100-82-01 supersedes items 1 and 3 for field office only. Item 1 is superseded by items 6-13, 15, 19, 24, and 25. Item 3 is superseded by item 23.

NOTICE - SOME ITEMS SUPERSEDED OR OBSOLETE

REQUEST FOR AUTHORITY
TO DISPOSE OF RECORDS

(See Instructions on Reverse)

RG 100
4/10/74

LEAVE BLANK

DATE RECEIVED JUN 4 8/4	JOB NO.
NC 174-254	
NOTIFICATION TO AGENCY	
<p>I certify with the provisions of 44 U.S.C. 3302b that the records requested, including attachments, if any, are exempt from release that may be obtained, in whole or in part, under 5 U.S.C. 552.</p>	
7-1-74 Date	<i>James B. [Signature]</i> Archivist of the United States

TO: GENERAL SERVICES ADMINISTRATION
NATIONAL ARCHIVES AND RECORDS SERVICE, WASHINGTON, D.C. 20408

- FROM AGENCY OR ESTABLISHMENT:
Department of Labor
- MAJOR SUBDIVISION:
Occupational Safety and Health Administration
- MINOR SUBDIVISION:
All Area Offices (for items 1-3 only)
- NAME OF PERSON WITH WHOM TO CONFER:
Alfred E. Izzard
- 5 TEL. EXT.:
961-3221
- CERTIFICATE OF AGENCY REPRESENTATIVE:

I hereby certify that I am authorized to act for this agency's records pertaining to the request of this agency's records, that the records proposed for disposal in this Bureau of papers are not now needed for the business of this agency or will not be needed after the retention period specified.

May 20, 1974
Date

Alfred E. Izzard
(Signature of Agency Representative)

James B. [Signature]
(Date)

7 ITEM NO.	8 DESCRIPTION OF ITEM (With Inclusive Dates or Retention Periods)	9 SAMPLE OR JOB NO.	10 ACTION TAKEN
1	<p><u>Inspection Case Files</u></p> <p>A typical inspection case file consists of some or all of the following materials related to inspections of workplaces pursuant to the provisions of the Occupational Safety and Health Act of 1970:</p> <p>(1) <u>forms</u> used in conjunction with a compliance safety and health officer's initial, followup or special inspection(s) of a workplace for conformity to OSHA standards. This includes forms pertaining to inspection reports, citations, proposed penalties, accident investigations, complaints, alleged imminent danger, and hazards not covered by a standard. All forms in the case file are signed and all are originals except for those forms sent to the employee.</p> <p>(2) <u>photos</u>, (negatives, prints or undeveloped film), of safety and health hazards observed during inspection(s).</p> <p>(3) <u>correspondence</u> pertaining to inspection(s). This includes letters pertaining to employee complaints, employee or employee representative's contest of the reasonableness of a violation abatement period, employer request for extension of abatement period, employer contest of alleged violations or penalties, and employer notices of correction of alleged violations and payment of penalties. This correspondence also includes employer progress reports on correction of alleged violations with an abatement period of more than 30 days, referrals to the Solicitor's Office and the Occupational Safety and</p>		

Copies to Agency & FR 7/1/74

REQUEST FOR AUTHORITY TO DISPOSE OF RECORDS—Continuation Sheet

1 FORM NO.	2 DESCRIPTION OF ITEM (WITH INCLUSIVE DATES OR EXTENSION PERIODS)	3 DAYS OF JOB NO.	4 ACTION TAKEN
	<p>Health Review Commission, and correspondence giving final determination of the case. The case file may also contain correspondence relating to variances, limitations, variations, tolerances and exemptions.</p> <p>(4) <u>legal opinions and papers</u>, including a copy of the OSH Review Commission's decisions.</p> <p>(5) <u>industrial hygiene samples and testing results</u>.</p> <p>(6) <u>other records related to an inspection of a workplace</u>, including inspection notes made by compliance officers, employee interview statements, prints, drawings, stress analysis, and memos of telephone conversations pertaining to case files.</p> <p>Retain 2 years (FY) in area office after case closed. Then keep only a completed Previous Violations Summary Card (see item 3 below), and Transfer file to Federal Records Center for 3 years and then destroy. J.L.W./E.O. 6 Jan 1979</p> <p><u>Exception:</u> historically significant case files</p>		
2	<p><u>Historically Significant Inspection Case Files</u></p> <p>Investigative case files selected in accordance with the following criteria:</p> <p>a. Cases that result in court decisions that significantly interpret legislation or regulations.</p> <p>b. Cases that are heard by the U.S. Court of Appeals or higher court.</p> <p>c. Cases that are deemed to be significant precedents for investigative or litigative procedures. These may include contested and uncontested cases.</p> <p>d. Cases that gain national attention because of considerable Congressional or press interest.</p> <p>Retain 2 years (FY) in area office after case closed. Then keep only a completed Previous Violations Summary Card (see item 3 below), and Transfer file to Federal Records Center Permanent <u>Permanent</u> file.</p>		<p>and refer to the National Archives after 5 years. J.L.W./E.O. 6 Jan 1979</p>

REQUEST FOR AUTHORITY TO DISPOSE OF RECORDS—Continuation Sheet

1 ITEM NO.	2 A DESCRIPTION OF ITEM (WITH INCLUSIVE DATES OR EXTENSION PERIOD)	3 DENSITY OR AGE NO.	4 ACTION TO BE TAKEN
3	<p><u>Previous Violations Summary</u></p> <p>Contains data on history of previous violations of OSHA standards, which shall be considered when levying penalties against an employer, per section 17(j) of the Occupational Safety and Health Act of 1970.</p> <p>a. When a state assumes jurisdiction in the area, transfer to Federal Records Center for 12 years, then destroy.</p> <p>b. If item a above does not occur, retain indefinitely in area office. <i>Dispose of when no longer needed. J.L.W./E.D. 6 June 1974</i></p>		
4	<p><u>Labor Standards Publications</u></p> <p>Master copies of bulletins, leaflets, pamphlets, technical reports and other processed publications prepared by the Bureau of Labor Standards, 1936-1970.</p> <p>Dispose of.</p> <p><i>Note: These Bureau of Labor Standards publications were listed as part of item 2 on a Standard Form 115 submitted by LSB to NARS in September 1964 (job no. NY-165-50). No definite retention period was established; disposal was not authorized at that time.</i></p> <p>The Bureau of Labor Standards was replaced by the Occupational Safety and Health Administration in 1970. The Bureau's publications reflected the scope of its activities. It provided information and technical assistance in improving labor legislation and administration, child labor protection, youth employment standards, and industrial safety and health. It also conducted international labor standards programs. Under Public Law 85-742 amending the Longshoremen's and Harbor Workers' Compensation Act, the Bureau developed, revised and implemented maritime safety and health regulations.</p>		