

**DEPARTMENT OF CONSUMER & BUSINESS SERVICES**  
**Oregon Occupational Safety & Health Division**

**MEMORANDUM**

**Date:** October 15, 2002  
**To:** All OR-OSHA  
**From:** Marilyn Schuster  
**Subject:** Recordkeeping Interpretations (Prisoners & Multi-employer Work Sites)

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This is guidance for recordkeeping requirements when the “employees” are prisoners and for multi-employer work sites.

**PRISONERS**

To survive the move to the new recordkeeping standard it is necessary to remember that requirements for recordkeeping are not necessarily related to requirements for safety and health enforcement in ORS 654. A shining example of this situation is the status of prisoners. OR-OSHA has no enforcement jurisdiction over them but the recordkeeping requirements include them under certain circumstances.

For RECORDKEEPING ONLY here is the path to follow:

Prisoners working inside the incarceration facility and those working on the outside under the direction and control of Department of Corrections people, are exempt from recordkeeping requirements.

Recordkeeping requirements apply to prisoners working outside the incarceration facility under the direction and control of an Oregon employer other than the Department of Corrections. The outside employer must record all injuries and illnesses for prisoners just as they would for any other employee over whom they exercise direction and control.

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#### MULTI-EMPLOYER WORK SITES

On multi-employer work sites, like many in construction, the standard does not allow for consolidated OSHA 300 forms for non-related employers. Employers who expect to be on the site longer than one year must keep their own site-specific OSHA 300. Short-term employers must keep their own independent logs. The general contractor may NOT combine logs for subcontractors. Employers on the site who are part of the same company may consolidate logs ( OAR 437-001-0700(15)(a)) but independent contractors may not consolidate under the general contractor.