

Letter of Agreement

Between

Oregon Occupational Safety and Health Administration (OSHA)

And

Oregon Fatality Assessment and Control Evaluation Program (FACE)

I. PURPOSE

Facilitate information sharing between Oregon OSHA and Oregon FACE program to enhance the quality and quantity of FACE fatality investigations and investigation reports in the future. In addition Oregon OSHA and Oregon FACE program will work together to produce and disseminate comprehensive outreach and educational materials.

II. BACKGROUND

The National Institute for Occupational Safety and Health (NIOSH) FACE program is designed to increase the understanding of factors that contribute to occupational injury deaths in order to identify effective prevention strategies. FACE activities include surveillance, targeted investigations, and outreach. The goal of targeted FACE investigations is to prevent fatal work injuries by studying the work environment, the worker, the task the worker was performing, the tools the worker was using, the energy exchange resulting in fatal injury, and the role of management in controlling how these factors interact. The FACE program investigations do not seek to determine fault or place blame on companies or individual workers. Employer and employee names, or other identifies are not included in reports.

III. SUBSTANCE OF THE AGREEMENT

Facilitate a collaborative process between Oregon OSHA and Oregon FACE program in the production of FACE investigations and investigation reports.

To establish this agreement, Oregon OSHA and Oregon FACE program agree to:

- a. Oregon OSHA fatality investigators will provide all employers at the opening (or closing) conference an informational pamphlet on the Oregon FACE research and investigation program.
- b. Oregon FACE program researchers will be provided access to participate as a silent observer for selected OSHA fatality investigations (approximately 6 per year). During these investigations, Oregon FACE researchers will be allowed to make suggested investigation question requests of the Oregon OSHA fatality investigator.
- c. Oregon OSHA fatality investigators may share information with Oregon FACE program researchers throughout the open investigation. Oregon FACE program will not interfere with the Oregon OSHA process. Oregon FACE program researchers will not publish any information pertaining to the investigation until the Oregon OSHA report is public.
- d. OR OSHA fatality investigators are invited to nominate compelling closed OSHA investigation cases for follow-up and further investigation by OR FACE. This will allow the production of additional outreach FACE investigation reports for cases that OSHA deems to have very high educational value.
- e. As a research program, OR FACE may conduct investigation activities independent of OR OSHA processes. When FACE is following up on a closed OR OSHA investigation, FACE will notify the original OSHA investigator and seek feedback and assistance as needed. When FACE conducts independent investigation activities for an open OR OSHA investigation, FACE will not publish their findings before the OSHA result is public. In all cases, both parties are encouraged to coordinate and share information to enhance the quality of outreach publications and prevention efforts.

#### IV. PROCEDURES

- a. Oregon OSHA will provide initial notification by email to Oregon FACE program as soon as they receive information regarding a fatality.
- b. Oregon FACE program will decide which OR OSHA fatality investigations they want to participate in and then contact the OR OSHA field office as soon as possible to arrange the details of the investigation participation. At this time, OR FACE will designate who will participate in the investigation. The following are current priorities for FACE investigations (2010-2015):
  - i. Any Portland metro area fatal injury.
  - ii. Falls in residential construction.
  - iii. Older workers (>65) involved in transportation or mobile machinery events.
- c. When FACE participates in an on site OSHA investigation, OR OSHA and OR FACE program will arrange a follow-up meeting to discuss the fatality investigation, which will provide for better outreach and education materials.
- d. Oregon OSHA will have final approval of which on site fatality investigations OR FACE will participate.

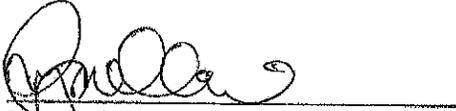
V. EFFECTIVE DATE

This agreement is in effect upon signature by the parties. It maybe amended at any time by mutual written agreement of the agencies and maybe terminated by either agency upon sixty days written notice.



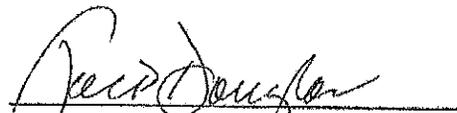
Michael Wood  
Administrator, Oregon OSHA  
Department of Consumer and Business Services

7/16/13  
Date



Ryan Olson, PhD  
Project Director, Oregon FACE  
Scientist, CROET  
Oregon Health & Science University

7/15/13  
Date



Jae Douglas, PhD, MSW  
Principal Investigator, NIOSH grant#2U60OH008472-06  
Administrator, Oregon Health Authority  
Center for Prevention and Health Promotion

7/12/13  
Date