

Docket T027A
Ex. 2-1-6-3

**INTERAGENCY AGREEMENT
BETWEEN**

**DEPARTMENT OF CONSUMER AND BUSINESS SERVICES
OREGON OCCUPATIONAL SAFETY AND HEALTH SERVICES**

AND

**U. S. DEPARTMENT OF LABOR
OCCUPATIONAL SAFETY AND HEALTH ADMINISTRATION
REGION X**

INTRODUCTION

This interagency Agreement ("agreement") between the Oregon Department of Consumer and Business Services, Occupational Safety and Health Division (Oregon OSHA) and the U.S. Department of Labor, Occupational Safety and Health Administration (OSHA), Region X, describes the roles and responsibilities of each agency as they relate to emergency response in the event of a natural disaster or terrorist event.

In accordance with ORS Chapter 654, the Oregon Safe Employment Act, and as mandated by the Occupational Safety and Health Act of 1970, Oregon OSHA has jurisdiction over the enforcement of worker safety and health in the State of Oregon. Exceptions to Oregon OSHA jurisdiction include, but are not limited to, federal employees, Indian reservations, mine safety, military, and certain railroad operations.

The Occupational Safety and Health Administration has primary worker safety and health jurisdiction for federal employees, maritime employment operations, and activities on U.S. military reservations.

ACTION

In the event of a natural disaster or terrorist event in Oregon, both Oregon OSHA and OSHA will respond to the emergency in a technical advisor role. The lead agency will be determined according to jurisdiction in the state plan agreement. A decision if and when to change from an advisory role to an enforcement role, if warranted to protect employee safety and health, will be made by either the OR-OSHA Administrator or the OSHA Regional Administrator, depending on who the lead agency is.

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Should such a natural disaster or terrorist event occur, both agencies recognize the need to share resources such as equipment, personnel, and information, in order to develop a satisfactory response.

OREGON OSHA RESPONSIBILITIES

1. Oregon OSHA agrees to share resources and work cooperatively with OSHA, Region X, during a response to a natural disaster or terrorist event, regardless of official jurisdiction.
2. Oregon OSHA agrees to share information and participate, as reasonably requested, and pursuant to the terms of this agreement, in any response by OSHA, Region X, regarding a natural disaster or a terrorist act.
3. During a response to an emergency or act of terrorism, Oregon OSHA will be following the Oregon OSHA Terrorism Task Force (TTF) Strategic Plan, which is similar to the federal National Emergency Management Plan (NEMP). Oregon OSHA will continue to review and update the Oregon OSHA TTF Strategic Plan, and provide updated versions of the plan to Region X for inclusion in OSHA's Regional Emergency Management Plan (REMP).

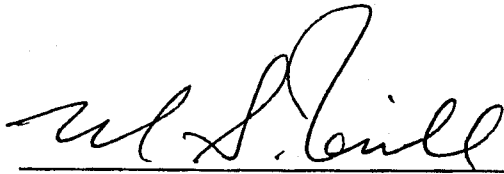
OSHA, REGION X, RESPONSIBILITIES

1. OSHA, Region X, agrees to share resources and work cooperatively with Oregon OSHA during a response to a natural disaster or terrorist event, regardless of official jurisdiction.
2. OSHA, Region X, agrees to share information and participate, as reasonably requested, and pursuant to the terms of this agreement, in any response by Oregon OSHA regarding natural disaster or terrorist act.
3. OSHA, Region X, will act according to the Regional Emergency Management Plan, or REMP, and in concert with the National Emergency Management Plan, or NEMP. OSHA, Region X, will provide Oregon OSHA with updated versions of its REMP.

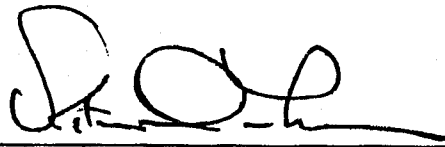
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GENERAL PROVISIONS

1. The parties agree to discuss changes to this agreement upon request of any party.
2. This document contains the entire agreement between the parties on the subject matter hereof.



Richard S. Terrill
Regional Administrator
OSHA Region X



Peter DeLuca
Administrator
Department of Consumer and
Business Services
Oregon OSHA

March 24, 2004
Date

April 2, 2004
Date