

AGREEMENT BETWEEN THE INDUSTRIAL COMMISSION
OF THE STATE OF IDAHO AND THE
DEPARTMENT OF INSURANCE AND FINANCE, WORKERS' COMPENSATION DIVISION
OF THE STATE OF OREGON REGARDING EXTRATERRITORIAL RECIPROCITY

WHEREAS, the Workers' Compensation Law of the State of Idaho authorizes the Governor of the state to enter into agreements of reciprocity for workers' compensation purposes with other states, and

WHEREAS, the Workers' Compensation Law of the State of Oregon authorizes the Director of the Department of Insurance and Finance to enter into agreements of reciprocity for workers' compensation purposes with other states, and

WHEREAS, employers who conduct operations in the State of Idaho are required on occasion to have Idaho workers perform services in the State of Oregon, and

WHEREAS, employers who conduct operations in the State of Oregon are required on occasion to have Oregon workers perform services in the State of Idaho, and

WHEREAS, the Industrial Commission of the State of Idaho and the Department of Insurance and Finance, Workers' Compensation Division of the State of Oregon are desirous of entering into an agreement whereby the employers and workers of each of the respective states may continue to be entitled to the protection and benefits provided by the Workers' Compensation Laws of their respective home states,

IT IS HEREBY AGREED That for the purpose of this agreement of reciprocity, a Idaho worker is a person hired to work in the State of Idaho, and an Oregon worker is a person hired to work in the State of Oregon.

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IT IS FURTHER AGREED BETWEEN the Industrial Commission of the State of Idaho and the Department of Insurance and Finance, Workers' Compensation Division of the State of Oregon:

That the Industrial Commission of the State of Idaho in keeping with the provisions of the Idaho Workers' Compensation Law will provide protection for any Idaho employer under its jurisdiction and benefits to any of the employer's Idaho workers who may be injured in the course of employment in Oregon while the employer has a temporary workplace in the State of Oregon. In the event of injury to one of these workers, the worker's exclusive remedy would be that provided by the Workers' Compensation Law of the State of Idaho,

That the Department of Insurance and Finance, Workers' Compensation Division of the State of Oregon in keeping with the provisions of the Oregon Workers' Compensation Law will extend protection for any Oregon employer under its jurisdiction, and benefits to any of the employer's Oregon workers who may be injured in the course of employment in Idaho while the employer has a temporary workplace in the State of Idaho. In the event of injury to one of these workers, the worker's exclusive remedy would be that provided by the Workers' Compensation Law of the State of Oregon,

That for the purpose of this agreement, "temporary workplace" does not include a specific location within the state where the employer's work is performed for more than the maximum period of time in a calendar year, as provided by Oregon Law, or regulations promulgated pursuant thereto.

That the Industrial Commission of the State of Idaho will upon request and on behalf of the Idaho employer issue a certificate of extraterritorial coverage to the Workers' Compensation Division of the State of Oregon, and that the Workers' Compensation Division of the State of Oregon will upon request and on behalf of the Oregon employer issue a certificate of extraterritorial coverage to the Industrial Commission of the State of Idaho,

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That these certificates of extraterritorial coverage shall be issued, or cancelled, at the discretion of the Industrial Commission of the State of Idaho or the Oregon Workers' Compensation Division,

That the Oregon employer while performing work in the State of Idaho will be subject to the safety codes of the State of Idaho, and that the Idaho employer while performing work in the State of Oregon will be subject to the safety codes of the State of Oregon.

IT IS MUTUALLY UNDERSTOOD That this agreement will not apply to Oregon workers of the Idaho employer working in the State of Oregon, nor to the Idaho workers of the Oregon employer working in the State of Idaho.

IT IS ALSO MUTUALLY UNDERSTOOD That premium payments on the out-of-state earnings of Idaho workers will be made to the proper Idaho insurer, and that premium payments on the out-of-state earnings of Oregon workers will be made to the insurer of the Oregon employer.

IT IS FURTHER AGREED That this agreement of extraterritorial reciprocity is a modification of the agreement effective on February 19, 1965. This amended agreement is effective January 1, 1990 and shall remain in full force and effect until superseded or modified by the parties to the agreement.

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Signed this 17th day of May, 1990 at Salem, Oregon.

DEPARTMENT OF INSURANCE AND FINANCE
WORKERS' COMPENSATION DIVISION
OF THE STATE OF OREGON

Hennessee

JAMES W. M. HENNESSEE, Administrator WCD

Signed this 27 day of April, 1990 at Boise, Idaho.

INDUSTRIAL COMMISSION
OF THE STATE OF IDAHO

Will S. Defenbach

WILL S. DEFENBACH, Chairman

Gerald A. Geddes

GERALD A. GEDDES, Member

Larry C. Jackson

LARRY C. JACKSON, Member

Cecil D. Andrus

CECIL D. ANDRUS
GOVERNOR OF THE STATE OF IDAHO

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