

WHEREAS, the Workmen's Compensation Act of the State of Montana authorizes the Industrial Accident Board to enter into agreements of reciprocity for workmen's compensation purposes with other states, and

WHEREAS, the Workmen's Compensation Law of the State of Oregon authorizes the State Workmen's Compensation Board to enter into agreements of reciprocity for workmen's compensation purposes with other states, and

WHEREAS, employers who conduct operations in the State of Montana are required on occasion to have Montana workmen 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 workmen perform services in the State of Montana, and

WHEREAS, the Industrial Accident Board of the State of Montana and the Oregon Workmen's Compensation Board are desirous of entering into an agreement whereby the employers and workmen of each of the respective states may continue to be entitled to the protection and benefits provided by the Workmen's Compensation Laws of their respective home states,

IT IS HEREBY AGREED that for the purpose of this agreement of reciprocity, a Montana workman is a person who is hired to work in Montana and whose employment is principally localized in Montana, and, an Oregon workman is a person who is hired to work in Oregon and whose employment is principally localized in Oregon.

Board of the State of Montana and the Oregon Workmen's Compensation

Board:

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That the Industrial Accident Board of the State of Montana in keeping with the provisions of the Montana Workmen's Compensation Act will assume jurisdiction for any Montana employer enrolled under the Act and order benefits paid to any of his Montana workmen who may be injured in the course of employment while working temporarily in the State of Oregon. In the event of injury to one of these workmen, his exclusive remedy would be that provided by the Montana Workmen's Compensation Act.

That the Oregon Workmen's Compensation Board in keeping with the provisions of the Oregon Workmen's Compensation Law will assume jurisdiction for any Oregon employer under its jurisdiction and order benefits paid to any of his Oregon workmen who may be injured in the course of employment while working temporarily in the State of Montana. In the event of injury to one of these workmen, his exclusive remedy would be that provided by the Workmen's Compensation Law of the State of Oregon.

That the Industrial Accident Board of the State of Montana will upon request and on behalf of the Montana employer issue a certificate of extraterritorial coverage to the Oregon Workmen's Compensation Board and that the Oregon Workmen's Compensation Board will upon request and on behalf of the Oregon employer issue a certificate of extraterritorial coverage to the Industrial Accident Board of the State of Montana,

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That these certificates of extraterritorial coverage shall be issued, or cancelled, at the discretion of the Industrial Accident Board of the State of Montana or the Oregon Workmen's Compensation Board,

That the Oregon employer while performing work in the State of Montana will be subject to the safety codes of the State of Montana, and that the Montana 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 workmen of the Montana employer working in the State of Oregon, nor to the Montana workmen of the Oregon employer working in the State of Montana.

IT IS ALSO MUTUALLY UNDERSTOOD That in the event the workmen's compensation insurance carrier for an Oregon employer should make payment of workmen's compensation benefits to an employee or his beneficiaries, and it is subsequently discovered that benefits should have been paid by the Montana workmen's compensation carrier of such employer, then, if such Oregon carrier shall make claim in writing to such Montana carrier, within two years after the date of the accident upon which such payments were based, the Montana carrier shall reimburse the Oregon carrier for all payments made but not in excess of the maximum benefits which would have been allowed under the Workmen's Compensation Act of the State of Montana. Conversely, in the event the workmen's compensation insurance carrier for a Montana employer should make payment of workmen's compensation benefits to an employee or his beneficiaries, and it is subsequently discovered that benefits

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... shall be paid by the Oregon Workmen's Compensation carrier of such employer, then, if such Montana carrier shall make claim in writing to such Oregon carrier, within two years after the date of the accident upon which such payments were based, the Oregon carrier shall reimburse the Montana carrier for all payments made but not in excess of the maximum benefits which would have been allowed under the Oregon Workmen's Compensation Law.

IT IS ALSO MUTUALLY UNDERSTOOD That premium payments on the out-of-state earnings of Montana workmen will be made to the proper Montana agency or insurance carrier, and that premium payments on the out-of-state earnings of Oregon workmen will be made to the proper Oregon agency or insurance carrier.

IT IS FURTHER AGREED That this agreement of extraterritorial reciprocity shall become effective when executed by both agencies, and further that this agreement shall remain in full force and effect until superseded or modified by the parties to this agreement.

Signed this 28th day of June, 1968, at Salem, Oregon.

WORKMEN'S COMPENSATION BOARD
OF THE STATE OF OREGON

[Signature]
GOVERNOR OF THE STATE OF MONTANA

[Signature]
Wm. A. Callahan, Chairman

[Signature]
Marion E. Cady, Commissioner

[Signature]
James Redman, Commissioner

Signed this 2nd day of July, 1968, at Helena, Montana.

INDUSTRIAL ACCIDENT BOARD
STATE OF MONTANA

[Signature]

[Signature]

ATTEST: [Signature]

10/17/68
Date

APPROVED: [Signature]