

**Memorandum of Understanding (MOU)  
Between the U.S. Department of Energy (DOE) and  
The State of Tennessee  
Department of Labor and Workforce Development**

1                   PURPOSE

The U.S. Department of Energy (DOE) and the State of Tennessee, Department of Labor and Workforce Development, enter into this agreement to facilitate coordination and cooperation between the parties under subtitle D of the Energy Employees Occupational Illness Compensation Program Act of 2000 (Act) (Pub.L.106-398).

2                   AGREEMENT AND UNDERSTANDING BETWEEN DOE AND  
THE STATE OF TENNESSEE, DEPARTMENT OF LABOR AND  
WORKFORCE DEVELOPMENT

DOE AND the State of Tennessee, Department of Labor and Workforce Development, enter into this agreement to facilitate operation of the DOE contractor worker assistance program, established pursuant to subtitle D of the Act, under which DOE may assist former or current contractor employees in filing claims under the State of Tennessee, Department of Labor and Workforce Development's workers' compensation system.

1. Pursuant to subtitle D, the DOE will provide assistance to DOE contractor employees in filing claims under the State of Tennessee, Department of Labor and Workforce Development's workers' compensation system for an illness caused by exposure to a toxic substance at a DOE facility in accordance with the process set forth at 10 CFR Part 852.
2. A positive determination pursuant to Part 852 has no effect on the scope of State of Tennessee, Department of Labor and Workforce Development's workers' compensation proceedings, the conditions for compensation, or the rights and obligations of the participants in the proceeding; provided that consistent with subtitle D such a determination will prevent DOE and may prevent a DOE contractor from contesting an applicant's workers' compensation claim.

3                   AREAS OF COOPERATION

1. DOE agrees to promptly notify the State of Tennessee, Department of Labor and Workforce Development's

designated representative, Administrator of Workers' Compensation that DOE has accepted as DOE work-related illnesses caused by exposure to toxic substances in response to a request for such information by the Administrator of Workers' Compensation.

2. Upon request by the DOE, the State of Tennessee, Department of Labor and Workforce Development agrees to provide, in a timely manner, information within its control concerning the status or outcome of a workers' compensation claim filed with the State of Tennessee, Department of Labor and Workforce Development by a DOE contractor employee or the employee's estate.

#### 4. IMPLEMENTATION

The DOE office responsible for implementation of this agreement is Assistant Secretary, Office of Environment, Safety and Health. The State of Tennessee, Department of Labor and Workforce Development official responsible for the implementation of this agreement is Commissioner.

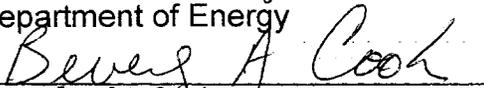
#### 5 AMENDMENT AND TERMINATION

This Agreement may be amended or modified upon written agreement by both parties to the Agreement. The Agreement may be terminated upon ninety (90) days written notice by either party.

#### 6 EFFECTIVE DATE

This Agreement is effective when signed by both parties.

Assistant Secretary for Environment, Safety and Health  
Department of Energy



Beverly A. Cook

Dated: September 19, 2002

State of Tennessee  
Department of Labor and Workforce Development



Dated: 9/18/02