65 OK 6/18/98

COOPERATIVE AGREEMENT

BETWEEN

THE ILLINOIS DEPARTMENT OF PUBLIC HEALTH

AND

THE U.S. CONSUMER PRODUCT SAFETY COMMISSION

PURPOSE:

The purpose of this Memorandum of Understanding (MOU) is to formalize relationships between the Central Region of the U.S. Consumer Product Safety Commission (hereinafter Commission) and the Illinois Department of Public Health (hereinafter the Department). This agreement sets forth working arrangements between the two agencies concerning information sharing and contracting. Overall consumer protection will be enhanced through cooperative efforts between the two parties. Such an agreement will improve consumer protection by reducing duplication and by providing for more efficient use of combined resources.

BACKGROUND:

In the years since CPSC was founded, the Department has worked closely with the Commission. The Department has provided to the Commission Information on potentially hazardous consumer products. The Commission has provided information to the Department on product recalls and on products which represent a significant health hazard to the public.

SUBSTANCE OF AGREEMENTS:

A. General Provisions:

The Commission and the Department will continue to work together to insure efficient consumer protection. The agencies will share information subject to the legal restrictions of applicable Illinois state and federal laws. When opportunities present themselves the two agencies will enter into contracts with the Department providing requested services to the Commission.

B. Commission Agrees To:

The Commission will keep the Department advised of all opportunities for contracting, grants, personnel

exchanges, and other formal cooperative mechanisms. Whenever the two agencies enter into contract or other formal cooperative efforts the terms of that particular effort will govern any performance requirements. The Commission will work closely with the Department to resolve any problems which arise under such formal cooperative efforts. The Commission agrees to notify the Department of all consumer product recalls involving manufacturers, repackers, or relabelers in the State of Illinois. The Commission will also provide to the Department information on product recalls, and safety alerts as well as general safety information which would be of interest to the citizens of the State of Illinois.

C. The Department Agrees To:

The Department agrees to provide the Commission with information on potential product safety problems which come to its attention. The Department will also provide to the Commission information on products which do not appear to conform with the Commission's rules and regulations. The Department will bid on those Commission contracting opportunities which it finds of interest. The Department will provide Commission safety information to the citizens of the State of Illinois subject to its discretion and available resources.

Nothing in this Agreement will interfere with the Department's performance of its duties in administering and enforcing state laws and regulations. The Department may invite the Commission to participate in inspections and other actions to enforce state laws whenever such joint efforts would be of benefit to either party. The Department will be responsible for any litigation or enforcement actions taken under state law.

Nothing in this agreement will interfere with Commission's performance of its duties in administering and enforcing Federal laws. The Commission may invite the Department to participate jointly in any such action whenever such joint efforts would be of benefit to either party. The Commission will be responsible for litigation or enforcement actions taken under Federal laws.

NAMES AND ADDRESS OF PARTICIPATING AGENCIES:

Illinois Department of Public Health
Division of Health Promotion
535 W. Jefferson Street
Springfield, Illinois 62761

U.S. Consumer Product Safety Commission
Central Region
Room 2944
230 South Dearborn Street
Chicago, Illinois 60604

LIAISON (DESIGNEE FROM EACH AGENCY):

Illinois Department of Public Health:

Ms.Edith Sternberg
Chief
Division of Health Promotion
Illinois Department of Public Health
535 W. Jefferson Street
Springfield, Illinois 62761

U.S. Consumer Product Safety Commission:

Robert C. Okarski
Program Officer
U.S. Consumer Product Safety Commission
Room 2944
230 South Dearborn Street
Chicago, Illinois 60604

Period of Agreement:

The Agreement when signed by both parties will be effective from the date of the last signature and will automatically renew each year. It can be amended at any time by agreement of both parties. The Agreement may be terminated by either party upon thirty (30) day advanced written notice to the other party.

APPROVALS:

Approved And Accepted For U.S. Consumer Product Safety Commission:

BY:

_____

TITLE:_____ DATE:_____

Approved And Accepted For The State of Illinois:

BY:

_____

TITLE:_____ DATE:_____

APPROVALS:

Approved And Accepted For U.S. Consumer Product Safety Commission:

BY: Eric B. Ault

TITLE: Regional Director DATE: 6/28/93

Approved And Accepted For The State of Illinois:

BY: John R. Lumpkin

John R. Lumpkin, M.D.

TITLE: Director of Public Health DATE: 6-17-93