

AGREEMENT ESTABLISHING AN ALLIANCE
BETWEEN
THE MINE SAFETY AND HEALTH ADMINISTRATION
U.S. DEPARTMENT OF LABOR
AND
THE NATIONAL STONE, SAND AND GRAVEL ASSOCIATION

The Mine Safety and Health Administration (MSHA) and the National Stone, Sand and Gravel Association (NSSGA) recognize the value of establishing an Alliance to promote and support the safety and health of miners working at aggregate operations in the United States. MSHA and NSSGA hereby form an Alliance to provide NSSGA members and others with information and guidance and access to training resources. This Alliance's goals are to foster a culture of preventing injuries and illnesses at the mines and to promote a national dialogue that will help them protect miners' safety and health.

MSHA and NSSGA agree that the Alliance will strive to promote safe and healthful working conditions for miners, including contractors, working at aggregate operations. To protect miners' safety and health, MSHA and NSSGA will work together to:

- Provide technical assistance to the aggregate industry, including state aggregate associations, for complying with the Federal Mine Safety and Health Act of 1977 (Mine Act), as amended, and its standards in Title 30 of the Code of Federal Regulations.
- Provide information, education and training, and technical assistance to prevent injuries and illnesses.
- Analyze injury, illness, and citation data to develop training and education tools to improve injury and illness incidence rates.
- Provide statistical information regarding injuries and illnesses that occur to aggregate workers.
- Develop and share best practices and effective approaches to improve mine safety and health.
- Develop and disseminate information on mine safety and health at conferences, events, or through print and electronic media, including links from MSHA's and NSSGA's web sites.
- Speak, exhibit, or participate at workshops, conferences, and other stakeholder meetings to proactively address mine safety and health issues.

An implementation team made up of representatives of both organizations will meet to develop a plan of action, determine working procedures, and identify the roles and responsibilities of the participants. In addition, they will meet at least two times a year to track and share information on activities and results in achieving the goals of the Alliance.

NSSGA is authorized to use the MSHA Alliance logo on documents, web pages, or other products relating to or created under the Alliance for as long as the Alliance remains in effect and according to MSHA's "Guidance on the Use of the Alliance Logo." The logo must not be used for fundraising or lobbying efforts or to imply that MSHA endorses a particular entity or its actions or products. Before the Alliance logo may be used, MSHA and NSSGA must approve all materials and products developed under this Alliance.

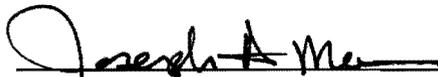
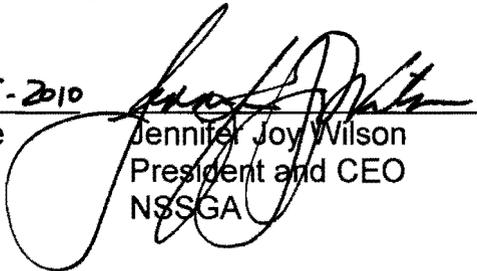
MSHA and NSSGA will provide all services, products, and resources relating to or created under this Alliance without reimbursement from the other party.

This Alliance creates no private right of action against the Federal Government or NSSGA. This Alliance creates no rights in any third party.

This Alliance is subject to the availability of funds. This agreement will not be construed as obligating funds. Nothing in this agreement obligates MSHA to expend appropriations or enter into any contract or other obligations.

Nothing in this Alliance shall limit, supersede, or otherwise affect MSHA's normal operations or decisions in carrying out its statutory or regulatory duties. This Alliance does not limit or restrict the parties from participating in similar activities or arrangements with other entities. This Alliance also does not limit or restrict the parties from taking any other action necessary.

Unless otherwise extended, this agreement will remain in effect until December 31, 2012. Either signatory may terminate it for any reason at any time, provided they give 30 days written notice. This agreement may be modified at any time with the concurrence of both signatories.

	<u>10-5-2010</u>		<u>10-5-2010</u>
Joseph A. Main	Date	Jennifer Joy Wilson	Date
Assistant Secretary of Labor for		President and CEO	
Mine Safety and Health		NSSGA	