

*Pacific Northwest Interagency Supplemental General Provisions
TO EMERGENCY EQUIPMENT RENTAL AGREEMENT
(4/26/2004)*

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In addition to the General Provisions to Emergency Equipment Rental Agreements (EERA) Form OF-294, the following supplemental provisions shall apply to the administration and enforcement of EERAs for Federal Agencies in Region 6. **Penalty for making false statements to the Government is described in 18 U.S.C. 1001.**

By signing the agreement the contractor acknowledges the adverse conditions that equipment will be operated in during fire support and suppression activities which are reflected in the Pacific Northwest Interagency Emergency Equipment Rental Rates.

Dispatchers and warranted procurement personnel in Oregon and Washington are authorized to place orders under this agreement.

1. **Clause 10: Change to Read – LOSS, DAMAGE, or DESTRUCTION** - The Government will assume risk for loss, damage, or destruction of equipment rented under this agreement only to the extent that the Government directed abnormal/extreme use of the equipment in direct support of fire suppression efforts. No reimbursement will be made for loss, damage, or destruction when (a) due to ordinary wear and tear, or (b) negligence of Contractor or Contractor's agents caused or contributed to loss, damage, or destruction, or (c) damages caused by equipment defects unless such defects are caused by negligence of the Government or its employees.

2. **AD/CASUAL HIRES - OVERHEAD & FALLER PERSONNEL**
 - (a) Overhead Personnel and Fallers are hired for their technical support. Overhead and Faller vehicles which are required to support their day to day operations on the incident will be paid at \$0.45 per mile from: the point of hire to the base camp; the base camp to the fire line and return; and base camp to the point of hire, upon release. There is no minimum guarantee for mileage each day. Payment is based on actual miles.

 - (b) Overhead Personnel which do not require day to day use of their vehicle and the vehicles primarily use is to transport the individual from their place of dispatch to the incident, and from the incident back to their point of dispatch or to a new incident, will be reimbursed at the Federal Travel Regulation rate for their vehicle mileage by the hiring unit through the federal travel process.

 - (c) Fallers shall self certify past experience, capability, and skill as a class C faller –(AD-5).
Sample questionnaire R6 web site: http://www.fs.fed.us/r6/ppm/fire_procurement.htm

 - (d) State and Federal taxes: State and Federal taxes shall be withheld from the earnings of all AD/Casual hires while employed by the Government and for income earned from an EERA, in accordance with the withholding designation (W-4).

3. **TRANSPORTATION VEHICLES WITH OPERATOR**

Vehicle with AD Operators hired for the sole purpose for the use of the vehicle will be paid at the mileage rate or daily guarantee, which ever is greater, as published in the Northwest Interagency Emergency Equipment Rental Rates.

4. HEAVY EQUIPMENT/TRANSPORTS

When a lowboy and another piece of heavy equipment, such as a dozer, are provided with a single operator to operate BOTH pieces of equipment, adjustments to the payment amount will be made as follows: Dozer or other heavy equipment will be paid at the EERA rate, and the transport rate will be reduced by \$390.00 per day for a Single Shift, and by \$624.00 per day for a Double Shift.

5. SERVICE VEHICLES

The rate of pay shown for heavy equipment includes service vehicles. No additional payment will be made for a service vehicle (or operator) that accompanies the heavy equipment to the incident.

6. PILOT/FLAG VEHICLE(s)

If a pilot/flag vehicle(s) is/are required by law during transportation of heavy equipment, no additional payment will be made for this vehicle or operator.

7. POTABLE WATER

Contractor shall meet the current National Interagency Fire Center potable water standards (shower/catering contract) located at: http://www.fs.fed.us/business/nifc_contracts.html

8. FUEL AND FUEL TRUCKS

- (a) No payment will be made for refueling trucks (either bringing fuel to the dispensing truck or driving the truck to the bulk plant) or spill containment requirements.
- (b) Fuel dispensed shall be documented on fuel and oil issue logs or fuel and oil issue tickets (form OF-304) and turned into the incident finance section for payment. Fuel shall be billed to the administrative office for payment as per the emergency equipment use invoice (block 9).
- (c) Fuel vendor shall provide the Contracting Officer with the average retail fuel price. This price shall be used if the private contractors make separate purchase arrangements from the vendor or if the Government supplies the fuel as a deduction to the invoice.

9. ENGINES/TENDERS

For use of EERA engines and tenders see Information Bulletin No. OR 99-145 dated 3/16/1999 or subsequent revisions to this bulletin.

Ordered work for Compressed Air Foam System (CAFS) will be compensated at an hourly rate for actual hours worked (actual dispensing of foam) as documented on a shift ticket.

No additional payment will be added to engines which provide proportioners because the proportioner rate is included in the engine rate.

10. GREY WATER DISPOSAL

Upon approval and documentation, in writing, of a disposal of grey water disposal process by the Contracting Officer, the Government may reimburse the Contractor or the disposal facility for the costs associated with the disposal of grey water in accordance with the documented grey water disposal agreement. If costs are associated with the disposal process the Contractor shall provide an invoice verifying the date, time, and amount of grey water disposed of.

11. WATER TRUCK FOR DUST ABATEMENT

Trucks shall be equipped with a minimum 8 foot wide spray capability (pressure or gravity) and be capable of drafting 100 gallons per minute self loading capability.

12. SEVERITY

- (a) Severity Activity pay will be 75% of the Daily Rate
- (b) Length of shifts under Severity Activity will normally be 10 hours or less, including travel and lunch break. The intent of this assignment is to have the equipment and operator on location and prepared for suppression activities. Shifts exceeding 10 hours will be paid at the daily Rate.
- (c) Specific funding is provided for Severity Activities. This is a condition which the Government has concluded a severe threat of wildland fire exists and Government at the Regional Forester level (or equivalent level for other PNWCG agencies) has determined that it is necessary to preposition resources because of imminent danger of fire.

13. EQUIPMENT RENTED BY THE DAY, WEEK, AND MONTH

Where the method of payment is by the month, week or day, the payment will be based on the amount that is in the best interest of the Government.

14. STANDARD METHODS OF HIRE:

Dozers

Wet
Daily Rate – Shift Basis
with 1 Operator
with Service Vehicle

Transports (Heavy Equipment)

Wet
Daily Rate – Shift Basis
with 1 Operator
with pilot/flag vehicle, if required by law

Skidders/Graders/Excavators/Backhoes/Other Heavy Equipment

Wet
Daily Rate – Shift Basis
with 1 Operator
with Service Vehicle

Transportation Vehicles, other than Buses

Wet
Mileage Rate
Guarantee based on 40 miles
without Operator (Operator will be hired
separately as a casual firefighter according to the AD pay rates)

Fuel Trucks

Wet
Hourly with one (1) operator
Daily Guarantee

Buses

Wet
see Regional Bus Agreements for General Provisions
with 1 Operator

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Water Truck, Potable

Wet
Daily Rate (0001-2400)
with 1 Operator

Portable Pumps

Dry
Daily/Weekly/Monthly
without Operator

All-Terrain Vehicle (ATV's)

(4-Wheel Only)
Daily/Weekly/Monthly Rate
Dry/without Operator

Commercial Vans (e.g., U-Haul)

Use commercial vendors method of hire

Engine and Tenders

Wet
Daily Rate – Shift Basis
Engines staffed with 1 ENGB AND
1 FFT1 per shift
Tenders with 1 WTOP, per shift

Water Truck, Dust Abatement

Wet
Daily Rate – Shift Basis
with 1 Operator

Faller/Chainsaw

Saw/wet - Daily Rate
Fallers who provide more than one saw will
only be reimbursed for 1 saw (\$50.00 per day)
per faller.
Transport Vehicle paid for actual mileage, no
guarantee (Faller will be hired separately as an
AD casual firefighter)

Ambulances

Wet
Negotiate other terms

Medical Equipment

Backboards, Trauma Bags, Automatic
Electronic Defibrillator (AED)
Weekly (one rate whether used one day or 7
days). Weekly rate does not include supplies.
Supplies used at the incident will either be
replaced or the EMT will be reimbursed for
supplies. If reimbursed a resource order and
signed receipt by the Medical Unit Leader will
be required.

Refrigerated Truck (Trailer)

Dry
Daily Rate (0001 – 2400)
without Operator

Compressed Air Foam Systems (CAFS)

Ordered work for Compressed Air Foam System
(CAFS) will be compensated at an hourly rate
for actual hours worked as documented on a
shift ticket.

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Shop (service) Trucks

| | |
|---------------------------------------|---|
| Wet | Hourly rate for billing purposes for vendor |
| Hourly Rate with 1 Certified Mechanic | related equipment is \$55.00 per hour plus |
| Daily Guarantee | parts. |

- (a) Shop (service) truck, typically a "super duty" or 1 ½ ton or better, and to include:
- (1) Mechanic with hand tools associated with the industry standards such as wrenches/sockets up to 2", taps/dies/vise/drills/jacks/etc.
 - (2) An air compressor with air tools,
 - (3) A gas welding/cutting torch set and a electric welder with generator,
 - (4) A work bench area,
 - (5) Lift crane
 - (6) Lighting (either a lighting kit of sorts or lighting mounted on truck for road side repair at night or in camp)
 - (7) Tools beyond 2" to be able to repair medium trucks and heavy equipment.
 - (8) This type of service vehicle.

The vehicles must pass a safety inspection and be fit to operate under fire/emergency conditions.

- (a) If a mechanic's helper is ordered, an additional amount will be added to the hourly rate.
- (b) If parts are furnished by the contractor, the Government will reimburse the contractor actual costs when the contractor furnishes a detailed invoice to the Government. The detailed invoice shall provide who the parts were furnished to, i.e. name of owner, resource order number, license number, date furnished and mechanic's (installation) time.

Mechanic with Tools

| | |
|---------------------------------------|---|
| Wet | Hourly rate for billing purposes for vendor |
| Hourly Rate with 1 Certified Mechanic | related equipment is \$55.00 per hour plus |
| Daily Guarantee | parts. |

Provides a ¾ to 1 ton vehicle with all hand tools associated with the industry standards such as wrenches/sockets up to 2", taps/dies/vise/drills/jacks/etc. An air compressor with air tools, a gas welding/cutting torch set and an electric welder with generator. To facilitate repairs to typical light duty motor vehicles and minor repairs to medium and heavy equipment.