

BOILER MANUFACTURERS ASSOCIATION  
SPECIALTY CONTRACTORS  
NTD EMPLOYERS ASSOCIATION

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INTERNATIONAL BROTHERHOOD OF  
BOILERMAKERS • IRON SHIP BUILDERS  
BLACKSMITHS • FORGERS & HELPERS

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**NATIONAL JOINT RULES AND STANDARDS COMMITTEE**  
753 State Ave., Suite 570 Kansas City, KS 66101

# NOTICE

## REFERRAL AMENDMENTS

### EFFECTIVE June 1, 2015

May 15, 2015

File: 6.3 Ref Corr.

To All U.S. Construction Lodge Business Managers:

Gentlemen and Brothers:

The National Joint Rules and Standards Committee (Committee) has amended the Uniform Referral Standards and Joint Referral Rules (Rules) applicable to all U.S. Construction Lodge Joint Referral Rules effective June 1, 2015. These Amendments apply to **Article 7 NTD Employment**.

As you are aware, Local Lodges are required to attempt to contact each referral applicant registered on the MOST Boilermaker Delivery System (MBDS) when dispatching for a work order. Referral applicants who have obtained employment directly with an NTD contractor remain on the Local's applicable out-of-work list/pool, since their employment was not obtained through the MBDS.

As a result, these employed applicants must be contacted each and every time a job order is to be filled. As you know, this is a gross waste of time and resources, especially during our peak manpower outage seasons.

In order to address this overburden on the Local Lodges, the Committee amended the Rules to now require the removal of an applicant from the Local Lodge out-of-work list/pool when said applicant has obtained work directly with an NTD signatory contractor.

To accomplish this, the entire Article 7 has been amended to read as follows:

**7. NTD EMPLOYMENT**

**7.1 *Application Of Rule:***

*These Rules govern employment of an employee with an NTD employer only to the extent set forth in the applicable Collective Bargaining Agreement. Applicants for employment with an NTD employer may continue to seek employment by direct application with an employer, as set forth in the applicable NTD Collective Bargaining Agreements.*

**7.2 *NTD Employment:***

*In the event an applicant for employment obtains employment through direct application, with an NTD employer, he/she shall be removed from all out-of-work lists or pools governed by these Uniform Referral Standards and Joint Referral Rules.*

**7.3 *Notification Of NTD Employment:***

*Any applicant for employment, who obtains employment with an NTD employer, without resort to an out-of-work list or pool, shall notify the office of the NTD of such employment within two (2) business days of actual initial performance of work. It is the responsibility of the NTD Director or his/her designated representative to remove said applicant from the appropriate out-of-work lists.*

**7.4 *Registration Of Applicants After NTD Employment:***

*Applicants for employment who are removed from an out-of-work list or pool, as set forth above, who choose to re-register on any referral out-of-work list or pool, shall be treated the same as any new applicant for referral, and shall have his/her name placed on the bottom of the out-of-work list and referred in order of registration or as otherwise provided for by these Uniform Referral Standards and Joint Referral Rules.*

**7.5 *Failure Of Applicant To Abide By These Rules:***

*In the event an applicant for employment fails to provide notice as set forth in this Article, he/she shall be given a written warning by the NTD Director, the appropriate Business Manager or his/her designated representative, for the first such violation. Subsequent violations shall be dealt with as set forth in Article 9.*

Enclosed are the amended Uniform Referral Standards and Joint Referral Rules, which are to be used in conjunction with your approved Local Joint Referral Rules. Should you find any discrepancy between these amended Rules and your Local Joint Referral Rules, then the amended Rules will prevail.

You are reminded of the posting requirements as set forth in Articles 2.3 and 8.4 of these Rules. In addition, you are encouraged to take steps to inform all referral applicants of these amendments. Please provide a copy of this communication, along with a copy of the amended Rules, to each member of your Local's Joint Referral Rules Committee.

Please contact me with any questions.

Sincerely,



Dale A. Branscum, II  
Secretary, National Joint Referral Committee

DAB:kr  
Enclosure

cc: N. B. Jones, IP  
All US IVPs  
K. Evenson, ED-CSO/AD-AAIP  
M. Vandiver, AD-CSO/D-NTDS  
All US CSO Reps  
C. Smith, D-ITS-IPO  
E. Jasinski, SE/A  
R. Erickson, MOST  
J. Erickson, NACBE  
NJRSC  
M. Stapp, General Council