




NMAPC

NATIONAL MAINTENANCE AGREEMENTS POLICY COMMITTEE, INC.

Memorandum

To: NMAPC Signatory Contractors
From: Stephen R. Lindauer - Impartial Secretary/CEO 
Date: January 3, 2020
Re: Local Negotiating Committees

Under the context of local contract negotiations, contractors signatory to the National Maintenance Agreements (NMAs) are advised to pay particular attention to the language contained in **NMA Article XXII – Lockout and Work Stoppage, Section 3** which states:

3. Sections 1 and 2 of this Article shall not apply if the Employer signatory to this Agreement is a member of the current local negotiating committee or if said signatory Employer actively participates in local negotiations. In such cases, when a local collective bargaining agreement expires, the affected Union may withhold services from said Employer, but shall not interrupt the work of other crafts. Moreover, said Employer shall have the right to request in writing to the appropriate International Union that Section 3 of this Article be waived in order to allow the Employer to participate in local negotiations. The International Union has the sole discretion to grant such waiver and will communicate its decision in writing both to the Employer and affected Owner(s).

In the interest of the spirit and intent of the NMA and our valued clients, this office encourages NMA signatory contractors to consider this language prior to assigning a representative to a local negotiating committee. In cases where a contractor wishes to participate on a local negotiating committee, the contractor must request a waiver in writing from the International Union(s), to which it is signatory with under the NMA, to allow Sections 1 and 2 of NMA Article XXII to remain intact. Failure to do so may result in the withholding of manpower and other unintended barriers to the progress of work.

Questions regarding the aforementioned NMA language and the waiver process should be directed to the NMAPC administrative office.