

ARTICLE 14 - BULLETINING RUNS AND VACANCIES

Section A - New Runs Defined

Art. 14 Bkm
Art. 24 Cdr
Modified

When the assigned mileage of any assignment in regularly assigned road service is increased or decreased, if the home or the away-from-home terminal of the assignment is changed, or the assigned starting time is changed 3 hours or more, the assignment will be rebulletined.

Section B - Bulletining Runs And Vacancies

M/A eff.
12/1/70
Art. 15 Bkm
Modified

(1) (a) All new regular assignments shall be bulletined as far in advance of their establishment as possible and all vacant existing regular assignments shall be bulletined immediately on becoming vacant. In each case the assignment shall be bulletined for 5 days. Bids shall be received until 11:00 A.M. of the 5th day and assignment made effective at 12:01 P.M. of the 5th day. The bulletin shall be posted on the date of the bulletin and that date shall start the computation of the 5 days referred to.

Existing
Understanding

(b) If a bulletin is posted late or is not posted at all at any outlying point, and there is a senior employe at that point who desires the job, who did not have an opportunity (or sufficient opportunity) to bid on the bulletined assignment, the proper local Carrier Officer and the Local Chairman are empowered to agree to correct the situation and permit this senior employe to obtain and assume the assignment.

Art. 15 (d) Bkm
Modified

(c) Vacancies caused by regularly assigned Conductors or Brakemen being absent for any cause (time off on paid vacation not to be included) more than 30 days shall be considered permanent and bulletined at the expiration of 30 days. The employe who is absent, creating such vacancy, shall be permitted to exercise his seniority in accordance with agreement rules upon his return to service.

M/A eff.
12/1/70
Art. 15 Bkm
Modified

(d) A vacancy shall be determined to be a 30-day vacancy by counting the calendar days commencing with the first workday of the regularly assigned employe's absence. Work and rest days occurring thereafter shall be counted. For instance, if a regularly assigned employe with a rest day of Sunday lays off at the completion of the

(Article 14, Section B, Cont'd)

M/A eff.
12/1/70
Art. 15 Bkm
Modified

Saturday shift, the days of the vacancy shall be counted as commencing Monday and all work and rest days occurring thereafter shall be considered in computing the length of the vacancy. Paid vacation periods (7 days per week) of the absent employee shall not be counted in determining 30-day vacancies, but days of absence immediately before and after the vacation will be counted as though they were consecutive days.

(e) The senior employee bidding on a bulletined vacancy shall be assigned immediately. New regular assignments or vacancies that are worked while under bulletin, shall be filled by extra employees until a regular assignment is made, except as provided in Article 13, Section C (2) and Section D (1), Article 15, Section F, or other provisions of this Agreement.

M/A eff.
6/12/73 Bkm
Revised

(f) In the event there is no bid received for a Freight Conductor's bulletined vacancy, the junior Emergency Conductor working as a Brakeman on that seniority district will be assigned.

Art. 15 (a) Bkm
Modified

(g) In the event there is no bid received for a Brakeman's bulletined vacancy, the junior Brakeman on the Extra Board will be assigned.

(h) Where bulletins on 2 assignments expire simultaneously and no bids are received for either bulletined vacancy, the senior employee to be forced assigned will be given his choice of the involved assignments. If there are 3 forced assignments thus involved, the senior employee of the 3 to be forced assigned will be given his choice and then the second senior employee will be given his choice of the remaining 2 assignments.

Art. 25 Cdr
Art. 15 Bkm
Revised

(2) Copies of all bulletins pertaining to new assignments or permanent vacancies shall be sent to involved Local Chairmen. Bids shall be made in writing, be witnessed, timed and dated. The original copy shall be addressed to the officer who signs the bulletin, a copy sent to the Local Chairman and a copy retained by the Conductor or Brakeman who files the bid. Conductors or Brakemen bidding on more than one vacancy at the same time shall designate first choice, second choice, etc. Failure to send a copy of a bid to the Local Chairman will not invalidate the bid but will preclude any appeal by that employee if he contends a junior employee was erroneously assigned.

MEMORANDUM OF AGREEMENT

IT IS AGREED:

Article 14, Section B (1)(f) of the Conductors' and Brakemen's Schedule effective December 15, 1978, is revised to read as follows:

- (f) In the event there is no bid received for a Freight Conductor's bulletined vacancy, the junior Emergency Conductor working as a Brakeman on that seniority district will be assigned. When an employe working as a Brakeman becomes qualified as a Conductor or when a promoted Conductor who has been working in yard service exercises his (Brakeman or Conductor) seniority in road service when there is a senior employe who has been forced assigned as a Conductor, the junior Conductor must release the senior employe and assume the forced assignment. (The released senior employe thereupon has displacement rights.)

Signed at Fort Worth, Texas, September 5, 1985, and effective the 15th day of September, 1985.

FOR: BURLINGTON NORTHERN RAILROAD COMPANY
(Former SLSF)

By: L. E. Burk
Director of Employee Relations

By: D. J. Dunning
Assistant Vice President of Labor Relations

FOR: Conductors and Brakemen represented by
UNITED TRANSPORTATION UNION

By: J. W. Reynolds
General Chairman

(Article 14, Section B Cont'd)

Art. 25 Cdr
Art. 15 Bkm
Revised

(3) A Conductor or Brakeman who is on vacation, on leave of absence, laying off or otherwise unavailable for work during the entire bulletined period may not bid on a bulletined assignment. However, he will be permitted to exercise his seniority on such assignment upon his return to service, provided a junior employe was assigned.

Art. 15 (c) Bkm
Modified

(4) A Conductor or Brakeman newly assigned to a bulletined vacancy will not be permitted to report for duty on the assignment until at least 1 hour and 30 minutes after the effective time of the assignment, provided there is an Extra Conductor or Brakeman available.

Art. 25
Sec. A (7) Cdr
Modified

(5) A Conductor or Brakeman will not be permitted to bid from one crew to another in the same set of pool crews in the same grade of service (i. e., Conductor or Brakeman).

Art. 25 Cdr
Art. 15 Bkm
Revised

(6) After an employe submits a bid (application) for a bulletin assignment, if he later decides that he does not want the bulletined assignment, he may notify (in writing) the Caller or proper local Carrier Officer before expiration of the bulletin that he does not want the assignment and is withdrawing his bid. After the bulletin expires at 11:00 A.M., a bid cannot be withdrawn. Article 13, Section C (2) also provides that an employe who has displaced onto an assignment while it was under bulletin, may not withdraw his bid.

Art. 23
Sec. B (2)
M/A eff.
6/12/73 Cdr
Modified

(7) A Conductor or Brakeman cannot bid on a bulletined assignment if he created the vacancy, unless he has been displaced after leaving the assignment.

(8) Conductors or Brakemen who have seniority as Yardmen or who have Yardmaster rights will be permitted to bid in and retain a position covered by the Yardmen's and Yardmasters' Agreements and shall not be subject to forced assignments as Conductors or Brakemen.