STATE OF CALIFORNIA GRAY DAVIS, *GOVERNOR*
DEPARTMENT OF INDUSTRIAL RELATIONS
DIVISION OF LABOR STATISTICS & RESEARCH
455 Golden Gate Avenue, 8th Floor
San Francisco, CA 94102

ADDRESS REPLY TO:
P.O. Box 420603
San Francisco CA 94142-0603

TRAVEL AND SUBSISTENCE PROVISION

FOR

CEMENT MASON

Engineering Construction

IN

SAN DIEGO COUNTY

Copy 500

23-203

AGC Master Labor Agreement

for

Engineering Construction

Associated General Contractors of America

San Diego Chapter, Inc.

and

Operative Plasterer's

&

Cement Mason's

International Association

Local NO. 500/Area 744

June 16th, 2001 – June 16th, 2005

RECEIVED
Department of Industrial Relations

AUG 29 2001

Div. of Labor Statistics & Research
Chief's Office

5. Any employee who refuses to accept a work assignment from the Employer, at the end of any none of the above shift segments, shall be paid actual hours worked for that day.

6. No employee shall be required to furnish the Employer transportation of the Employer's tools, materials, or equipment of any kind.

SECTION 21
HOLIDAYS

The following days are recognized as Holidays:

New Year's Day
President's Day
Memorial Day
Independence Day
Labor Day
Veteran's Day (November 11)
Thanksgiving Day
Day after Thanksgiving Day
Christmas Day

If any one of the above Holidays should fall on Sunday, the Monday following shall be considered a legal holiday. Work on such days shall be paid at the double time rate. No work shall be required on Labor Day except in the case of extreme urgency when life or property is in imminent danger.

SECTION 22
TRANSPORTATION

Employees shall travel to and from work on their own time and by means of their own transportation. The Employer shall not be responsible for toll expenses.

SECTION 23
PARKING

In the event free parking spaces are not available within three hundred and fifty (350) yards of a jobsite, the Employer will provide such facilities and shall have the right to designate parking areas to be used. Where, because of congested parking conditions, it is necessary to use public facilities, the Employer shall reimburse the employee for the cost of such parking upon being presented with a receipt or voucher certifying the cost thereof, such reimbursement to be made on a weekly basis or at the conclusion of the project, whichever occurs earlier. Designated parking areas shall be reasonably level and graded to drain.

SECTION 24
CRAFT WORKING RULES

A. The Employer shall not require, directly or indirectly, an employee covered by the terms of this Agreement to furnish a pickup or other conveyance to transport the Employer's tools, materials or equipment of any kind.

B. Foreman means a working employee appointed by the Employer giving orders to other employees. A foreman will receive $1.00 per hour more over the highest base wage paid to a journeyman under his direct supervision and on the Employer's payroll. A foreman can supervise a crew on one jobsite only. The foreman rate shall not be affected by premium pay unless the foreman is actually engaged in performing work requiring a premium rate.

SECTION 25
SUBCONTRACTORS

The contractors shall work subcontract covered by this agreement to persons, firms or corporations party to an agreement with the UNION provided that such persons, firms or corporations are competitive in terms of job bids. Should this not be the case, the employers shall be free to subcontract work covered by this agreement without regard to the signatory status of the subcontractor. The employer shall be the sole judge of a subcontractor's competitiveness. The employer agrees to utilize Cement Masons for work covered by this agreement that is not subcontracted.

SECTION 26
WAGES

Classifications and pay rates shall be those listed on Appendix A to this Agreement.

SECTION 27
PUBLIC WORKS PROJECTS COVERED BY THE DAVIS-BACON ACT AND RELATED STATUTES OR THECALIFORNIA LABOR CODE SECTION 1720 ET SEQ.

A. IN the event that the Employer bids and contracts for a public job or project by a federal, state, county, city, or other public entity which is to be performed at a predetermined and/or prevailing wage rate established by the California Dept. of Industrial Relations to the secretary of the U.S. Dept. of Labor, the predetermined or prevailing wage rate established for the project shall be adopted as the wage and fringe benefits required to be paid under this Agreement for that project only. In the event that the predetermined or prevailing rate of a project changes during the life of this project, any such change shall be immediately be adopted as the wage and fringe benefits required to be paid under this Agreement.