

**CDL FOLLOW-UP PHYSICALS – PAY TIME AGREEMENT**  
Kansas City Area Transportation Authority  
And  
Amalgamated Transit Union Local 1287

This Agreement is between the Kansas City Area Transportation Authority (KCATA) and Local 1287 of the Amalgamated Transit Union (Union).

Both parties to this Agreement acknowledge the following:

- 1) Part 391.41 of the Federal Motor Carrier Safety Administration Regulations (FMCSA)
  - a) Prohibits a person from driving a commercial motor vehicle unless physically qualified to do so, and
  - b) Requires the driver to carry on his person the original or a photographic copy of the medical examiner's certificate that the driver is physically qualified to drive a commercial motor vehicle.
- 2) Part 391.45(b)(1) of the FMCSA Regulations requires drivers to be medically examined and certified as qualified to operate a commercial motor vehicle at least once every 24 months.
- 3) Section 1.23 of the labor agreement states, "Employees, including part-time, required to have physical examinations (except the preliminary examination of an applicant for employment) will be paid the actual time required therefor, including necessary travel time, at their straight hourly rates."

Both parties to this Agreement agree to the following:

- 1) Pay requirements in Section 1.23 of the labor agreement will apply to the following required CDL physical examinations with the KCATA designated DOT examining physician, and will not apply to any other CDL related physical examination or medical visit:
  - a) The DOT required biennial physical,
  - b) One DOT physical examination annually when a medical certification was granted for only one year, and
  - c) KCATA will pay time required for a follow-up DOT physical examination at the end of a three-month medical certification, one time every six years, and

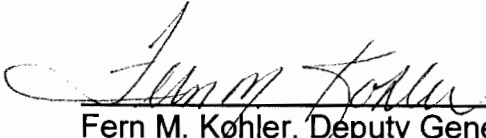
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only if an additional medical certification is obtained as a result of the physical exam.

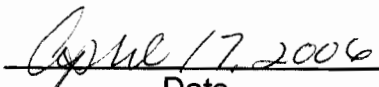
- 2) KCATA will pay one-hour examination time for those physical examinations describe immediately above. Actual time will be paid if longer than one hour and if the employee provides documentation from the medical facility.
- 3) This agreement neither voids nor amends the agreement dated February 3, 2005 for mileage reimbursement for travel to CDL physical exam facilities.
- 4) This Agreement settles in full the following grievances:
  - 2005-MN-47 filed by David Ellifritz
  - 2005-MN-49 filed by John Dragovich
  - 2005-MN-51 filed by Robert Quasa
  - 2005-MN-52 filed by Barry Pair
  - 2005-TR-12 filed by Herbert Kayhill
  - 2005-TR- filed by Lester Hood, Jr.
- 5) Local 1287 will notify the applicable department director(s) within thirty (30) days of the signing of this agreement of additional employees, if any, who are eligible for payment under this Agreement. KCATA will pay such entitled employees included in the notification in the same manner as those noted above.


Kansas City Area Transportation Authority

Amalgamated Transit Union Local 1287

  
\_\_\_\_\_  
Fern M. Kohler, Deputy General Manager

  
\_\_\_\_\_  
William Wilson, President

  
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Date

  
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Date