

**MINUTES OF THE SPECIAL MEETING OF THE
COAST LABOR RELATIONS COMMITTEE**

Meeting No. 59-20

Time/Date: September 16, 2020 – 2:00 p.m.

Place: Via Teleconference

Present:	<u>For the Union</u>	<u>For the Employers</u>
	W. Adams	J. McKenna
	R. Olvera, Jr.	S. Hennessey
	C. Williams	W. Bartelson
	F. Ponce De Leon	M. McKenna

Also Present: K. Donovan

Protocol for Handling Suspected and Known Cases of COVID-19

The Committee met to discuss the protocol for handling suspected and known cases of COVID-19 agreed to in CLRC Mtg. No. 13-20. After discussion, the Committee made the following amendments to Item 4 and Item 10 (all other aspects of CLRC Mtg. No. 13-20 remain unchanged) and agreed to immediately advise the JPLRCs of these revisions.

The CLRC agreed that all those working in the industry (longshore/marine clerk workers, PMA representatives, and employer representatives) who have COVID-19 symptoms or test positive for COVID-19 should immediately notify the JPLRC, a union representative, a PMA representative, and/or an employer representative about their circumstances. The CLRC also agreed that the Employers are responsible for reporting to the Union in the same manner any suspected or known cases of COVID-19 among any other individuals accessing their facilities. Similarly, the CLRC agreed that the Union is responsible for reporting to the Employers in the same manner any suspected or known cases of COVID-19 among any other individuals accessing their facilities.

If the individual who has COVID-19 symptoms or has tested positive for COVID-19 and is suspected of having been in close contact¹ with anyone at a marine terminal, joint dispatch hall, PMA facility, or union facility, the following steps shall be taken by the controlling JPLRC:

1. Identify the individual, but do not share their identity with parties who do not need to know, in order to protect medical privacy.

¹ A person generally needs to be in close contact with a sick person to get infected. Close contact includes:

- Being within 6 feet of a sick person with COVID-19 for about 10 minutes,
- Being in direct contact with respiratory droplets from a person infected with COVID-19 (e.g., being coughed on, sharing utensils, etc.),
- Living in the same household as a sick person with COVID-19, or
- Caring for a sick person with COVID-19.

2. Identify where the individual was located in any industry facilities (dispatch hall, terminal, vessel, PMA facility, union facility, etc.) and the date, time range, and shift when they were there.
3. Interview the individual by phone to obtain information about other individuals with whom the infected individual was in close contact when he/she was symptomatic and/or during the 14-day period before testing positive.
4. Utilize the information received to guide an analysis of industry records, including payroll and dispatch records, over a jointly agreed to period of time. This information will be used for the sole purpose of taking steps to inform and protect those individuals who may have come in contact with the infected individual. Based on the twice daily regular cleaning schedules at marine terminals, joint dispatch halls, PMA facilities, and union facilities, no additional sanitization process is required. Cleaning records will be provided to the Union to confirm that exposed facilities were cleaned subsequent to coming into contact with an individual who has COVID-19 symptoms or has tested positive for COVID-19.
5. Notify by letter any individuals suspected of having been in contact with the infected individual explaining that they may have been in close proximity to an individual with COVID-19 symptoms or testing positive for COVID-19 in the last 14 days, and post a notification at appropriate locations (marine terminal, joint dispatch hall, PMA facility, or union facility).
6. Each local party (union and PMA) will disclose to the JPLRC any known information about the time, manner, and place that the infected individual occupied a marine terminal, joint dispatch hall, PMA facility, or union facility.
7. Potentially affected areas shall be decontaminated in accordance with Centers for Disease Control and Prevention (CDC) guidelines. The affected areas will be evacuated and operations there will cease until decontamination is complete.
8. PMA agrees that, subject to the authority of the CLRC and the PCL&CA, services for any necessary decontamination, industrial cleaning, and disposal services at joint dispatch halls, PMA facilities, and employer facilities shall be performed.
9. The JPLRCs shall report on a daily basis to the CLRC anyone who has been identified as having COVID-19 symptoms and/or tested positive for COVID-19.
10. An individual who has COVID-19 symptoms or who has tested positive for COVID-19 and may not return to work until the individual meets one of the two CDC protocols for stopping isolation:

Symptom Based:

- At least 1 day (24 hours) has passed since recovery, defined as resolution of both fever without the use of fever-reducing medications and improvement of cough, shortness of breath and other symptoms; AND
- At least 10 days have passed since their symptoms started.

Or

Test Based:

- At least one day (24 hours) has passed since recovery, defined as resolution of both fever without the use of fever-reducing medications and improvement of cough, shortness of breath and other symptoms; AND
- At least 10 days have passed since their symptoms started; AND
- The individual has received two negative tests in a row 24 hours apart.

Individuals are obligated to communicate when they are ready to return to work and the manner in which they are able to return to work (i.e., symptom or test based). The parties will communicate with each other regarding the individual's timing for returning to work.

Any dispute regarding the implementation of these protocols shall be referred to the CLRC for disposition.

Date Signed: 09/16/20

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For the Union:

For the Employers:

