

The National Division has issued the following language to be used for time claims filed by those required to work on these engines. Please use the following verbiage when filing these claims when working on FOREIGN locomotives that have been equipped with these cameras.

Claim of Locomotive Engineer [Claimant's name] for one (1) day's pay at the applicable rate for being required to operate a locomotive that was equipped with an inward-facing camera installed and intended to make a video record of in-cab crew activity, and thereby being subjected to the creation of such a video record. The locomotive was [locomotive identification] and I was required to operate said locomotive on [date of claim], from [time started operating the locomotive] until [time stopped operating the locomotive].

The above claim is founded on the fact that there is no basis whatsoever in the governing Collective Bargaining Agreement upon which the Carrier may rely as either a right or a justification for the installation of inward-facing video cameras or for the creation of a video record of a crew's in-cab activities. Further, the installation of such cameras and the creation of such record also cannot be justified on the basis of any express or implied retained managerial right or prerogative, or any established custom or practice.

The following third paragraph should be added if and when BNSF actually equips their locomotives with inward facing cameras without the acquiescence of the General Chairman.

Finally, the Carrier's improper installation of inward-facing video cameras and creation of a video record each are violative of Article XVII, Section 3 of the May 19, 1986 Award of Arbitration Board No. 458, which mandates that, before any design and construction changes in locomotives are made which change safety or comfort features of the locomotive, the designated officer of each individual railroad will contact the General Chairman (Chairmen) providing him with the opportunity to furnish the carrier with his recommendations for full and thoughtful consideration by the carrier.

Thanks for your assistance with the distribution of this information to your membership,