

NATIONAL MAINTENANCE AGREEMENTS POLICY COMMITTEE, INC.

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Impartial Secretary/CEO
Daniel M. Hogan

The following constitutes an official action of the National Maintenance Agreements Policy Committee, Inc.:

Bulletin No. V – 2 * National Maintenance Agreement

Subject: Article V – Subcontracting

Construction Manager Letter of Understanding

The Committee was requested to provide an understanding on the application of Construction Managers as they pertain to the National Maintenance Agreements.

Conclusion

The Committee concluded that a Construction Manager is an entity that does not direct hire craft manpower but rather acts as an agent of an owner/client by way of, but not limited to, letting contracts and/or directing subcontractors for work performed under the National Maintenance Agreements. The Committee further concluded that in those instances where an entity is acting as an agent of the owner/client then the attached Letter of Understanding - Construction Manager Participation form shall apply and may be obtained through the administrative office of the NMAPC, Inc. or at www.nmapc.org.

The NMAPC Impartial Secretary/CEO will consider fully executing the aforementioned form only after it has been submitted to the NMAPC administrative office along with a detailed description of the applicable scope of work. A \$2,000.00 fee is applied to each executed Letter of Understanding - Construction Manager Participation form that a company signs, with the exception of any company that is currently a Governing member of The Association of Union Constructors (TAUC).

Finally, all entities submitting an NMAPC Letter of Understanding – Construction Manager Participation form shall request that the NMAPC designate the scope of work in question as a “Yellow Card Project”. The “Yellow Card Project” designation process is outlined in NMAPC Policy Decision – Bulletin IV-6, entitled “Work Scope Determination Process for Application of the National Maintenance Agreement”, and shall be submitted in conjunction with the Construction Manager Participation form.

Daniel M. Hogan
Impartial Secretary/CEO



April 18, 2024

APPROVED

Re: NMAPC Meeting of 4-18-24
NMAPC Meeting of 10-20-21
NMAPC Meeting of 7-20-16
NMAPC Meeting of 4-21-16