

**GENERAL PRESIDENTS PROJECT MAINTENANCE AGREEMENT  
FOR  
EXELON GENERATION COMPANY, LLC  
GENERATING FACILITIES**

**Power House National Committee (PNC)  
Bulletin of Clarification # 6  
Date: May 16, 2011**

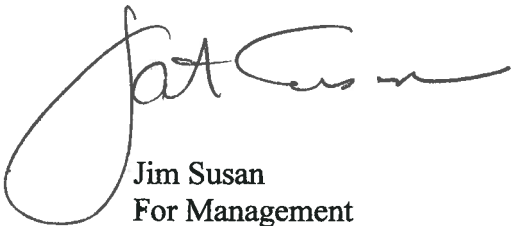
**Article XI: 2. Fringe Benefits**


Article XI:2 of the General Presidents Project Maintenance Agreement for Exelon Generation Company, LLC, Generating Facilities (“the Agreement”) provides that, “Fringe benefits as negotiated in the appropriate local and/or national working agreement shall be paid”; that “Only bona fide fringe benefits which accrue to the direct benefit of the individual craft employees are required [which] includes health & welfare funds, annuity, vacation, apprenticeship, training funds, and pension funds” and that, “Construction industry promotional funds are not payable.” Accordingly, it has been determined under the authority of the PNC that Contractors performing work under the Agreement must make the required contributions to the following International Union Funds, if those funds are also recognized in the respective craft’s local collective bargaining agreement covering the geographic territory of the project:


- Laborers International Union, LECET
- International Brotherhood of Boilermakers, MOST
- International Union of Painters, PATLMCF
- Sheet Metal workers’ International Union, SMOHIT
- International Association of Iron Workers, IMPACT
- Carpenters International Training Fund
- International Brotherhood of Electrical Workers, NLMCC
- International Union of Bricklayers, IMI
- Asbestos Workers’ Labor Management Cooperative Trust
- Millwright Industry Trust (only payable on MW hours)

For other funds in the local collective bargaining agreement the following criteria shall be considered in determining whether payments are required to be made pursuant to Article XI:2:

- The fund must be required in the appropriate area and/or national working agreement.
- Funds which are not jointly administered as set forth in the Labor-Management Relations Act, 1947, as amended, typically are not funds which directly benefit employees, and hence are not required by Article XI:2.
- Contributions to funds which directly benefit employees, such as for health and welfare, annuity, vacation, apprenticeship, training and pensions are required by Article XI:2.
- If a fund is not a health and welfare, annuity, vacation, apprenticeship, training or pension fund, contributions are not required unless the fund directly benefits employees.
- Construction Industry Promotion Funds are not payable under Article XI:2. Such funds typically are set up for the benefit of an industry rather than employees; they are primarily concerned with the relationship between the industry and the public, rather than the relationship between employees and their employer; and they are typically, but not always, referred to in their title as a Promotion Fund or Advancement Fund.
- In circumstances when it is not clear whether a fund directly benefits employees, upon the request of a Contractor or Union signatory to the Agreement, the matter shall be referred to an individual jointly designated by the Contractor members and the Union members of the PNC (the Fringe Benefit Factfinder, herein the "FBF") to conduct an investigation and make Findings as to whether contributions to the fund are required pursuant to the above criteria. The FBF shall report his Findings to the PNC for a determination by the PNC. In the event that the PNC cannot make a determination regarding whether payments to a fund are required pursuant to Article XI:2, the matter shall be referred to the IMA identified in Exhibit B to the Agreement, who shall proceed in accordance with the second and third paragraphs of Exhibit B, page 3; costs to be paid as set forth in the final paragraph of Exhibit B. The PNC or IMA shall give weighted consideration to the Findings of the FBF, and the determination of the PNC or IMA shall be final and binding and applicable to all signatories to the Agreement.

  
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