

**ALLIANCE OF MOTION PICTURE AND TELEVISION PRODUCERS**

15301 Ventura Boulevard, Building E, Sherman Oaks, CA 91403

Tel: 818.995.3600 • Fax: 818.285.4450 • www.amptp.org

Carol A. Lombardini  
President

Direct: 818.935.5930  
carol@amptp.org

**SIDELETTER**

As of December 23, 2020

Steve Dayan  
Secretary-Treasurer  
Studio Transportation Drivers, Local #399  
P.O. Box 6017  
North Hollywood, California 91603

Thomas O'Donnell  
President  
Local #817/I.B.T. Theatrical Drivers and Helpers  
127 Cutter Mill Road  
Great Neck, New York 11021

Russell Hollander  
National Executive Director  
Directors Guild of America, Inc.  
7920 Sunset Boulevard  
Los Angeles, California 90046

David P. White  
National Executive Director  
SAG-AFTRA  
5757 Wilshire Boulevard  
Los Angeles, California 90036

Matthew D. Loeb  
International President  
International Alliance of Theatrical Stage Employees and  
Moving Picture Technicians, Artists and Allied Crafts  
of the United States, its Territories and Canada  
207 West 25<sup>th</sup> Street, 4<sup>th</sup> Floor  
New York, New York 10001

**Re: Double Rapid Testing and Testing Turnaround Times**

Gentlemen:

Pursuant to Item 1.a. of the Return to Work Agreement ("Agreement"), the parties met on December 23, 2020 and agreed to the following:

1. **Double Rapid Testing**

- a. *Modify the first paragraph of Item 2.a.i. and Items 2.a.i.(1)-(3) of the Agreement (which shall also apply to the pre-flight and post-flight testing requirements in Item 2.a.iii., to the extent that such testing is subject to the same requirements in Item 2.a.i. for pre-employment testing) as follows:*

- "i. *Pre-Employment: Prospective employees shall be tested for COVID-19 prior to the start of employment in accordance with subparagraph (1), (2) or (3) below as follows:*

“(1) The employee ~~may~~shall be tested using a lab-based PCR diagnostic test (*i.e.*, not a rapid test) conducted within forty-eight (48) hours prior to the start of employment, except that a test conducted within seventy-two (72) hours shall be acceptable until December 31, 2020, at which time the test must be conducted within forty-eight (48) hours unless the parties agree otherwise; provided, however, Producer shall continue to make good faith efforts to find and transition to lab-based PCR tests with a turnaround time of less than seventy-two (72) hours prior to December 31, 2020. ~~The test result must be obtained prior to the start of employment. If it is not viable to obtain the result of the lab-based PCR diagnostic test prior to the start of employment, the employee shall also undergo a rapid test within forty-eight (48) hours of the start of employment (which may be conducted on the same day as the lab-based PCR diagnostic test). The results of the rapid test must be obtained prior to the start of employment.~~

“The parties agree that a pre-employment test is timely if a prospective employee who is scheduled to start work on a Monday is tested at any time on the immediately preceding Friday.

~~“(2) If it is not viable for the prospective employee to take a lab-based PCR diagnostic test, the results of which are returned in forty-eight (48) hours (or until December 31, 2020, within the seventy-two (72) hour period described in subparagraph (1) above), the prospective employee shall undergo a lab-based PCR diagnostic test as close in time to the start of employment as may reasonably be achieved, while still allowing for results to be obtained prior to the start of employment. In this case, the prospective employee shall also undergo a rapid test within forty-eight (48) hours prior to the start of employment. The results of both the lab-based PCR diagnostic test and rapid test must be obtained prior to the start of employment.~~

~~“(3) Alternatively, the employee may be tested using two (2) rapid tests conducted within forty-eight (48) hours prior to the start of employment using samples collected at the same time. Both test results must be obtained prior to the start of employment.~~

\* \* \* \*

b. *Modify the last paragraph of Item 2.a.ii.(3) as follows:*

“A ‘Zone C’ employee may not go to a ‘hot’ set or other area where ‘Zone A’ or ‘Zone B’ employees are present at work unless he/she has tested negative within forty-eight (48) hours prior to entry using a lab-based PCR diagnostic test (or until December 31, 2020, within the seventy-two (72) hour period described in subparagraph i.(†) above). Alternatively, the ‘Zone C’ employee may undergo a ~~two~~ rapid tests within forty-eight (48) hours prior to entry; ~~both~~ such tests must be negative.”

c. *Modify the last paragraph of Item 2.a.ii.(4) as follows:*

“A ‘Zone D’ employee may not go to a ‘hot’ set or other area where ‘Zone A’ or ‘Zone B’ employees are present at work unless he/she has tested negative within forty-eight (48) hours prior to entry using a lab-based PCR diagnostic test (or until December 31, 2020, within the seventy-two (72) hour period described in subparagraph i.(†) above). Alternatively, the ‘Zone D’ employee may undergo a ~~two~~ rapid tests within forty-eight (48) hours prior to entry; ~~both~~ such tests must be negative.”

2. Testing Turnaround Times

a. The DGA, IATSE, SAG-AFTRA, the Basic Crafts and Teamsters Local #817 shall each provide the Producers with contact information for the individual designated to handle requests for waiver of the forty-eight (48) hour turnaround time for lab-based PCR diagnostic test results that will become effective on January 1, 2021. (The IATSE’s designee shall handle requests on behalf of the IATSE and all IATSE Locals covered by the Agreement, and the Basic Crafts’ designee shall handle requests on behalf of all the unions that comprise the Basic Crafts Unions.) The Unions shall meet to consider any such waiver requests and provide a prompt response.

b. British Columbia

i. The parties agree that on productions in British Columbia, it is acceptable for results of a lab-based PCR diagnostic test to continue to be returned within seventy-two (72) hours after December 31, 2020. On or after February 1, 2021, the Unions may, by giving the AMPTP seven days’ notice of the change in turnaround time, require that results of such tests be returned within forty-eight (48) hours.

Letter re: Double Rapid Testing and  
Testing Turnaround Times  
December 23, 2020  
Page 4

Any requirement for notice of layoff or pay in lieu thereof shall be suspended in the event that the Unions discontinue the seventy-two (72) hour turnaround time and a Producer shuts down production because it is unable to transition to a forty-eight (48) hour turnaround time.

- ii. Paragraph (1) of the Sideletter re: British Columbia – COVID-19 Testing Protocols shall be modified so that “Zone A” employees who work five (5) or more days in a week must be tested for COVID-19 three (3) times per week. The protocols for Zone A employees who work fewer than five (5) days in a week remain unchanged.

Sincerely,



Carol A. Lombardini  
CAL:vwI

**ACCEPTED AND AGREED:**

By: \_\_\_\_\_  
Steve Dayan  
on behalf of the Basic Crafts and  
Teamsters Local #399 Location  
Managers and Casting Directors

**ACCEPTED AND AGREED:**

By: \_\_\_\_\_  
Thomas O'Donnell  
on behalf of Teamsters Local #817


**ACCEPTED AND AGREED:**

By: \_\_\_\_\_  
Russell Hollander  
on behalf of the DGA

**ACCEPTED AND AGREED:**

By: \_\_\_\_\_  
David P. White  
on behalf of SAG-AFTRA

**ACCEPTED AND AGREED:**

By:   
Matthew D. Loeb  
on behalf of the IATSE