

**ARTICLE 38
SHIFT DIFFERENTIAL**

A. GENERAL PROVISIONS

Non-exempt eligible employees who are regularly assigned to an evening or night shift shall be paid a shift differential for all hours including overtime which are worked, in accordance with the following provisions. These provisions only apply to those working in titles with established shift differential rates as listed by location in Appendix A. Work that is scheduled during the evening or night hours on the basis of convenience to the employee shall not be considered an assigned evening or night shift for the purpose of receiving shift differential.

B. EVENING AND NIGHT SHIFTS

An evening or night shift differential shall be paid for all hours of a shift when four (4) hours or more of a shift are worked after 5:00 p.m. and before 8:00 am.

C. TEMPORARY ASSIGNMENT TO SHIFT WITHOUT A DIFFERENTIAL

When an employee who usually works on an evening or night shift is temporarily assigned to a day shift for a period of four (4) working days or less, the employee shall continue to receive any shift differential. A temporary change of four (4) working days or less in shift assignment initiated by the employee is not covered by this provision.

D. SHIFT DIFFERENTIAL WHEN ON PAID LEAVE

The shift differential shall be included in payments for all types of paid leave, provided that the employee would have been expected to work that shift or shifts if the employee were not on paid leave.

E. SHIFT ASSIGNMENTS TO TITLES WITHOUT ESTABLISHED SHIFT DIFFERENTIAL RATES

Prior to assigning a shift differential rate to a classification that does not have an established rate, the University will provide notice and the opportunity to meet and confer with UPTe over the shift differential rate to be assigned to that classification.