

**IMPORTANT INFORMATION CONCERNING APPLICATION FOR A  
DISABILITY PENSION BENEFIT:**

**BY NOT FOLLOWING TIMELY FILING RULES FOR A DISABILITY PENSION YOU MAY LOSE THE RIGHT TO APPLY FOR A DISABILITY PENSION. PLEASE READ THIS SECTION VERY CAREFULLY IF YOU ARE TOTALLY DISABLED!**

**If you are collecting Workers' Compensation benefits, you must apply for a Disability Pension from the Pension Plan no later than two years after the effective date of your first Workers' Compensation payment. If you are not receiving Workers' Compensation payments, but are totally disabled and not employed by a contributing employer immediately prior to the application for a Disability Pension, you must apply to the Pension Plan within two years after the initial date of disability.**

**You should not wait until you have received your total and permanent disability award from Social Security to file your application with the Pension Department. Receipt of the Social Security award may take longer than two years and if you have not applied for the Disability Pension within the two years stated above, you will no longer be eligible for a Disability Pension.**

**Because you will not be eligible to apply for a Disability Pension if your pension application is filed more than two years after the effective date of your first Workers' Compensation payment or initial date of disability, it is very important that you call the Pension Department and/or schedule an appointment 30 to 90 days prior to the expiration of the two-year deadline.**



**PENSION HOSPITALIZATION AND BENEFIT PLAN  
PENSION TRUST  
JOINT INDUSTRY BOARD OF THE ELECTRICAL INDUSTRY**  
158-11 HARRY VAN ARSDALE JR. AVENUE • FLUSHING, N.Y. 11365  
TEL: (718) 591-2000 • FAX: (718) 380-7741 • [www.jibei.org](http://www.jibei.org)

HARRY VAN ARSDALE JR.  
Founder

THOMAS GALLAGHER  
Director

DR. GERALD FINKEL  
Chairman, Joint Industry Board  
of the Electrical Industry

**Trustees**  
DAVID I. SAMUELS  
Chairman  
JOHN PINTO  
Treasurer  
CHRISTOPHER ERIKSON  
Secretary  
JOHN E. MARCHELL  
Trustee  
VITO V. MUNDO  
Counsel

**Employer Representatives**  
KRISTINE DE NAPOLI  
STEPHEN GIANOTTI  
STEVEN LAZZARO  
JOHN G. MARCATO  
JOHN MEDINA  
SANDRA MILAD-GIBSON  
JOHN PINTO  
EDWARD ROTHOWSKI  
DAVID I. SAMUELS  
STEVEN SMITH

**Employee Representatives**  
THOMAS CAPURSO  
CHRISTOPHER ERIKSON  
ELLIOT HECHT  
WILLIAM HOFVING  
JOHN E. MARCHELL  
VINCENT McELROEN  
RAYMOND MELVILLE  
LUIS G. RESTREPO  
JAMES ROBSON  
LANCE VAN ARSDALE

August 2013

To All Participants of the Pension, Hospitalization and Benefit Plan of the Electrical Industry – Pension Trust Fund

*Purpose of This Notice*

This is an important notice concerning an amendment to the Pension, Hospitalization and Benefit Plan of the Electrical Industry – Pension Trust Fund (the “Plan”). This notice is issued pursuant to Section 204(h) of the Employee Retirement Income Security Act of 1974, as amended, and Section 4980F of the Internal Revenue Code of 1986, as amended.

This notice also serves as a Summary of Material Modifications with respect to the Fourth Amendment to the Plan, adopted on April 26, 2013 (the “Amendment”). The Amendment states that “a Participant who is awarded a Disability Pension, which is offset by workers’ compensation benefits, will have an opportunity once in his or her lifetime to convert their Disability Pension to another form of pension if they meet the requirements set forth in the Plan to qualify for that form of pension.” The Amendment thus revises the information contained in the May 13, 2010 Summary Plan Description (the “SPD”), on page 13. Please read this notice carefully as it concerns your benefits under the Plan. You should keep this notice with your copy of the SPD.

*Explanation of the Amendment*

Effective May 1, 2013, a Participant who has been awarded a Disability Pension and is not collecting a full monetary benefit from the Pension Plan due to the Workers’ Compensation offset rule, shall have a one time opportunity to convert the Disability Pension to another type of pension for which he or she qualifies.

Examples:

1. Ed is 40 years old and has 21 pension credits valued at \$80.00 per credit. Ed suffered an on the job injury which rendered him totally disabled. He was approved for a Disability Pension of \$2,000.00 per month, based on his entitlement to 25 pension credits, before the Workers’ Compensation offset. Ed will receive \$739.83 a week or \$3,205.93 a month from Workers’ Compensation. The \$3,205.93 per month in Workers’ Compensation is more than his \$2,000.00 per month Disability Pension. As a result of the offset provision, he will receive \$0 from the Plan. Therefore, by allowing him a one time option to convert his Disability Pension, since he has at least 20 pension credits, he would be able to convert his Disability Pension to a Standard Pension at age 60 or an Early Pension at age 55-59, subject to the early retirement reductions, and start collecting a pension based on 21 credits without an offset for Workers’ Compensation. At age 60 or later, Ed’s monthly

pension would be \$1680.00 (21 x \$80.00). Should he elect his pension between ages 55-59, early retirement reductions will be applied to his benefit. Because Ed qualifies for a Standard Pension, he will retain his eligibility for medical benefits for himself and his dependents.

2. Al is 47 years old and has 18 pension credits valued at \$65 per credit. Al suffered an on the job injury which rendered him totally disabled. He was approved for a Disability Pension of \$1625.00, based on his entitlement to 25 pension credits, before the Workers' Compensation offset. Al will receive \$739.83 a week or \$3,205.93 a month from Workers' Compensation. The \$3,205.93 per month in Workers' Compensation is more than his \$1625.00 per month Disability Pension. As a result of the offset provision, he will receive \$0 from the Plan. He would have a one time option to convert his Disability Pension to a Vested Pension, because he has more than 5 pension credits but less than 20 pension credits. By opting for a Vested Pension, he would no longer qualify for medical benefits for himself and his dependents, but he could receive a pension of \$1,170.00 based on 18 credits without an offset for Workers' Compensation and collect the full benefit at age 65 or a reduced benefit starting at age 55 through age 64.
3. Tom is 52 years old and has 33 pension credits valued at \$80 per credit. Tom suffered an on the job injury which rendered him totally disabled. He was approved for a Disability Pension of \$2,640.00. Tom will receive \$739.83 a week or \$3,205.93 a month from Workers Compensation. The \$3,205.93 per month in Workers' Compensation is more than his \$2,640.00 per month Disability Pension. As a result of the offset provision, he will receive \$0. He would have a one time option to convert to a Standard Pension of \$2,640.00 at age 60 or an Early Pension at age 55-59 subject to the early retirement reductions and receive his whole pension without an offset for his Workers' Compensation. Because Tom qualifies for a Standard Pension, he will retain his eligibility for medical benefits for himself and his dependents.
4. Jennifer is 50 years old and has 29 pension credits valued at \$80 per credit. Jennifer suffered an on the job injury which rendered her totally disabled. She was approved for a Disability Pension of \$2,320.00. Jennifer will receive \$400.00 a week or \$1,733.33 a month from Workers' Compensation. As a result of the offset provision, Jennifer will receive \$586.67 per month from the Plan, which is the difference between her Workers' Compensation benefit and her Disability Pension. She would have a one time option to convert to a Standard Pension of \$2,320.00 at age 60 or an Early Pension between ages 55-59, subject to the early retirement reductions, and receive her whole pension without an offset for her Workers' Compensation. Because Jennifer qualifies for a Standard Pension, she will retain her eligibility for medical benefits for herself and her dependents.

If you have any questions concerning your pension plan benefits, please contact the Pension Department at the Joint Industry Board at (718) 591-2000.