

**THIRTEENTH AMENDMENT
TO THE
BUILDING TRADES PENSION FUND
OF WESTERN PENNSYLVANIA
(As Amended and Restated January 1, 2009)**

WHEREAS, the Board of Trustees has the right to amend the Building Trades Pension Fund of Western Pennsylvania, as amended and restated July 1, 2014 (the "Plan"); and

WHEREAS, the Board of Trustees and the Board of Trustees of the Bricklayers Pension Fund of Western Pennsylvania have agreed to transfer the benefits of BAC-9 Participants from the Plan to the Bricklayers Plan; and

WHEREAS, the Board of Trustees wishes to amend the Plan to recognize the transfer of said benefits.

NOW, THEREFORE, the Board of Trustees hereby amends the Plan, effective May 6, 2022, to add Section 4.12 to Article IV to read as follows:

4.12 Transfer of BAC 9 Benefits

Effective as of the Transfer Date, the liability for all benefits of the BAC-9 Participants is transferred to the Bricklayers Plan, and from and thereafter, said benefits shall be determined under and paid by the Bricklayers Plan as the transferee plan. For this purpose:

- (a) "Bricklayers Plan" shall mean the Bricklayers Pension Fund of Western Pennsylvania.
- (b) "BAC-9 Participant" shall mean (i) a Participant with an Accrued Benefit (vested or nonvested) under the Plan before said transfer attributable to employer contributions made in accordance with a collective bargaining agreement with Bricklayers and Allied Craftworkers Local 9, (ii) a retiree receiving payment of a retirement or disability benefit from the Plan before said transfer attributable to employer contributions made in accordance with a collective bargaining agreement with Bricklayers and Allied Craftworkers Local 9, and (iii) a beneficiary, spouse or alternate payee receiving, or entitled to receive, payment of a benefit from the Plan before said transfer attributable to employer contributions made in accordance with a collective bargaining agreement with Bricklayers and Allied Craftworkers Local 9.
- (c) "Transfer Date" shall mean the date established by the Transfer Agreement between the Plan and the Bricklayers Plan as the date for the transfer of liability for benefits and corresponding assets for the BAC-9 Participants from the Plan to the Bricklayers Plan.

IN WITNESS WHEREOF, this Amendment has been duly executed on this sixth day of May 2022.

Union Trustee

Employer Trustee

By: _____

 5-6-22

By: _____

