

# **AMENDMENT NINE**

## **TO THE**

# **SHEET METAL WORKERS OF NORTHERN CALIFORNIA PENSION PLAN**

### Recitals

Whereas, the Board of Trustees of the Sheet Metal Workers Pension Plan of Northern California ("Plan"), has determined that it is necessary to clarify the effective date of any Disability benefit payable under the Plan pursuant to Section 6.1 of the Plan and to confirm that the Trustees have the absolute discretion in determining whether a disability qualifies for Disability Service, as well as to amend the Plan effective as of February 1, 2023, to establish a maximum of two years of Disability Service in meeting the ten Vesting Service Credit requirement in Section 6.1(c) and under any other provision in the Plan;

THEREFORE, the Board of Trustees amends the Plan as follows:

### Amendment

Section 6.1 of the Plan is amended by adding the following as the third-fifth sentences in the definition of Disability Service:

The effective date of any Disability benefit payable under the Plan will be the first day of the month following the date that the Participant has earned ten years of Vesting Service Credit. The Trustees have total and absolute discretion in determining whether a disability qualifies for Disability Service, including establishing the procedures and process for evaluating whether a Disability exists. Effective as of February 1, 2023, no more than two years of Disability Service will be granted in determining whether a person meets the 10 Vesting Service Credit years requirement above in section 6.1(c) and under any other provision of the Plan, including Sections 3.3, 3.4 and 5.1(c)(1)(b).

Approved: December 12, 2022

DocuSigned by:

*Sean O'Donoghue*

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Sean O'Donoghue, Chair

DocuSigned by:

*Rick Werner*

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Rick Werner, Co-Chair