

FOR PARTICIPANTS APPLYING FOR RETIREMENT BENEFITS  
PRIOR TO NORMAL RETIREMENT AGE.

**Acknowledgment of Understanding of the Intent to Retire Rules**

I am applying for benefits payable prior to my Normal Retirement Age. I have read the Intent to Retire Notice and understand I must show a true intent to retire in order to be eligible to receive benefits.

I further understand that if I return to work for a contributing Employer within sixty (60) days of my Effective Date of Benefits, the Trustees must assume I have not Retired, my approval of benefits will be rescinded and I must repay all benefits received before becoming eligible to receive any further retirement benefits.

Signature \_\_\_\_\_ Date \_\_\_\_\_

Print Name \_\_\_\_\_

**Building Trades United Pension Trust Fund- Milwaukee & Vicinity**  
P.O. Box 530 • 500 Elm Grove Road, Room 300 • Elm Grove, Wisconsin 53122  
(262) 784-7880 • (800)-433-8570 • FAX 262-784-8598  
[www.thepensionfund.com](http://www.thepensionfund.com)

## INTENT TO RETIRE NOTICE

In order to comply with current Internal Revenue Service Regulations concerning payment of retirement benefits prior to your Normal Retirement Age, it is necessary for a Participant to show a true intent to Retire, or in other words, to terminate service with all Employers who contribute to this Plan. Since you are applying for benefits before your Normal Retirement Age, you must Retire.

Proof of your intent to Retire is demonstrated in several ways:

- ❖ You must sign the attached form indicating that you understand the intent to retire rules and that you intend to Retire. Return the form to the Pension Fund Office along with your application for benefits.
- ❖ Once your benefits are approved, **you are not eligible to work for a contributing Employer for at least sixty (60) days after your Effective Date of Benefits.** Your Effective Date of Benefits is the first of the month for which you are receiving your benefit payments. Depending upon the date you submit your application for benefits, you may not receive your first benefit payment on your Effective Date of Benefits, but your first benefit payment will be retro-active to your Effective Date of Benefits. For example, you may apply for an Effective Date of Benefits of June 1. However, depending on the timing of the application you might not receive your first benefit payment until July 1. Since your Effective Date of benefits is June 1, you would receive two months of benefits, June and July, on July first. Since your Effective Date of Benefits is June 1, you would not be eligible to work for a contributing Employer for 60 days during the period June 1 through July 31.

If you are unsure of your Effective Date of Benefits, please contact the Pension Fund Office.

- ❖ No other facts may indicate you intend to continue significant work in the construction industry or any other industry involved in the same type of business activities in which covered Employees are working. For example, if the Trustees become aware that you have requested or accepted significant job assignments, this would be inconsistent with an intent to Retire, even if the work would begin later than sixty (60) days after your Effective Date of Benefits.

### IMPORTANT

If you return to work within sixty (60) days after your Effective Date of Benefits and contributions are received on your behalf, the Trustees will assume you have not Retired. In such event, approval of your benefits will be rescinded, and the Trustees will require repayment of all benefits paid. You would then be required to file a new application for benefits at some future date when you have stopped working.

If you return to work more than sixty (60) days after your Effective Date of benefits, and contributions are received on your behalf, the Trustees will examine all of the facts and circumstances of your termination of service and any re-entry into construction work. If these facts and circumstances indicate you never genuinely intended to Retire, approval of your benefits will be rescinded, and the Trustees will require repayment of all benefits paid.

The Trustees understand that even genuinely Retired persons may occasionally have opportunities to earn extra income by doing some work in the construction industry. Assuming an intent to Retire has been established, you may return to work in Plan-related Employment. A notice describing the Plan-Related Employment will be included with the letter advising of your benefit approval.

This rule also applies when, after retirement benefits begin, you work for an employer obligated to make contributions to another pension fund, if contributions are being transferred on your behalf to this Pension Fund under a reciprocity agreement.

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