

FUND OFFICE OF LOCAL 580 ARCHITECTURAL & ORNAMENTAL IRON WORKERS

Administrative Office of:

LOCAL 580 VACATION FUND

LOCAL 580 INSURANCE FUND

LOCAL 580 PENSION FUND

LOCAL 580 ANNUITY FUND

LOCAL 580 EDUCATIONAL FUND

LOCAL 580 PENSIONERS' SUPPLEMENTAL FUND

Second Floor * 501 WEST 42nd STREET * NEW YORK, NY 10036 * (212) 695-5206

FAX (212) 947-5719

Dear Participant:

Please complete the below check list to prevent any delay in processing your check.

Check List:

- Complete notarized application
- Your contact phone number: _____
If there is a problem or question regarding your application an attempt will be made to contact you. Please make sure the above is a working phone number.
- Reason for taking loan. *Please refer to the attached guidelines for the reasons and proof when applying for a loan.*
- Proof of Home Purchase (See guidelines. Not necessary if applying for a General Purpose Loan)
- Completed Marital status form that is notarized and signed by member and spouse (if married)

Please note that as of July 1, 2024, \$150 will be deducted from your Annuity account each time a new loan is initiated.

If your application is submitted without any of the above items, your application will not be processed.

*****All loan checks are mailed to the address on file at the Local 580 Fund Office. Please make sure your address information is up to date at time of application.*****

GUIDELINES FOR LOANS FROM LOCAL 580 ANNUITY FUND

Dear Member,

If you are applying for a loan under Section 3.7 of your Annuity Plan, it is necessary for you to submit documents which will prove that the reason for which you are requesting the loan has occurred. This proof is necessary because the Internal Revenue Service requires that all provisions be complied with. Therefore, with your application for a loan, you must submit proof, which shows you have incurred expenses at least the amount of the loan you are requesting, and that such expenses were incurred while you were eligible to apply for the loan.

All applications must have a properly executed spousal consent or certification of marital status form attached

The maximum loan amount under this provision shall be \$50,000.00 for a home purchase; and \$50,000.00 for a General Purpose Loan, pursuant to the IRS regulations.

No annuity loan can be granted to any participant who has defaulted on an existing or new loan after January 1, 2004.

Section 3.7(A) of the Plan provides that an employee who has had an Individual Account for two years or more may apply to the Trustees for a loan of up to 50% of the amount in their individual account before deduction for outstanding loans for one or more of the following purposes:

- 1. General Purpose Loan:** The participant requires a loan for general purposes. No proof necessary to take this type of loan. You may have multiple general purpose loans out at the same time subject to the Plan Rules.
- 2. Home purchase:** The participant has purchased a home, whether a cooperative or condominium apartment or real property in which he will reside and has thereby incurred down payment, contract, and the title expense.

Type of Proof: A copy of a contract or similar document, which indicates the exact location of the home or apartment, the name of the buyer and seller and the amount of expenses incurred. The document must be signed by the buyer and seller or real estate broker.

The Trustees shall determine whether or not these contingencies have occurred, whether they are of such a nature as to require granting of a loan from this Fund and their judgement in this connection shall be final and binding on all the parties.

LOCAL 580 ANNUITY FUND LOAN APPLICATION

Name:	
Social Security Number:	
Address:	
	(Number) (Street) (City) (State) (Zip)
Telephone Number:	
E-Mail Address:	

The above does hereby apply for a loan to be granted to him by the Trustees of the Local 580 Annuity Fund within the provisions established for such loans and in accordance with the Trustees Rules. I have been a plan participant for at least two (2) years.

LOAN AMOUNT:	\$
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AMOUNT AVAILABLE (please contact Fund Office first):

General Purpose Loan (5 year Loan)	\$
Home Loan (10-Year Loan)	\$

Guideline Provision: (Indicate General Purpose or Home Loan)	
Proof of Home Loan: (if applicable)	

Within the Guidelines

- A. The Trustees shall be the sole and absolute judges of whether or not these contingencies have occurred, and if they have occurred, whether they are of such nature as to require the granting of a loan from this Fund, and their judgment in this connection shall be final and binding on all parties. The Trustees, in their sole and absolute discretion, may limit the amount of a loan depending upon the nature and amount of the security offered by or available for the participant. In order to comply with IRS regulations, no loan will be granted to any participant who defaults on an existing or new loan after January 1, 2004.

- B. The loan shall bear a rate per annum which reflects this monthly schedule of rates from the Fund's commercial bank that are in effect on the date the loan is applied for on all unpaid

amounts of principal and/or interest. I understand that I will not receive investment yield on the amount of principal in the year of the loan and in succeeding years on the amount of principal outstanding at the end of the year.

- i. The interest on the unpaid portion and 1/20 of the principal of all loans except home loans as defined in the section 3.7(A)(4) of the plan shall become due and payable quarterly in level installments following the making of such loan unless previously unpaid.
- ii. The interest on the unpaid portion and 1/40 of the principal of a home loan as defined in section 3.7(A)(4) of the plan shall become due and payable quarterly in level installments following the making of such a loan unless previously repaid.

C. Upon the granting of the loan, the Trustees shall obtain from the employee an assignment of any benefits to which he/she is or may become entitled from the Vacation Fund of Local 580, such an assignment to become effective immediately upon the default by the employee in the repayment of any installment of principal or interest on the outstanding loan from this Fund. The assignment may not be revoked so long as any part of a loan and interest thereon, remains unpaid. In the event the Vacation Fund account is not sufficient to cover the amount due, the loan will be considered in default. You may be liable for tax on the defaulted amount.

Employee Signature

On the _____ day of _____ 20____; before me came _____
to me personally known to me to be the individual described in, and who executed the
foregoing instrument and he/she executed the same.

Notary Public

CERTIFICATE OF MARITAL STATUS

STATE OF: _____ COUNTY OF: _____

_____ being duly sworn deposes and says:
(name of participant)

My name is:	
My Social Security Number is :	

I understand that under federal law and the rules of the Iron Workers Local 580 Annuity Fund that the spouse of a participant in the Annuity Fund has certain rights and that a participant may not, without the spouse's written consent, withdraw the account from the Annuity Fund or make a loan against the account. I understand that it is a violation of federal law and the rules of the Annuity Fund to furnish false information concerning my marital status, and that shall be solely responsible for reimbursing the Annuity Fund for any loss it may suffer by acting in reliance upon such inaccurate information.

I hereby swear that the consent of a spouse is not necessary because:

- I was never married.
- My spouse is legally incompetent, and her/his legal guardian consents to withdrawal. Attach a copy of the court order declaring the spouse

incompetent and appointing _____ as his /her legal guardian.

Legal Guardian Statement

I, _____, am the legal guardian of _____.
The participant's spouse and I consent to the participant's withdrawal from the Annuity Fund.

Signature of Legal Guardian	Date

Address:	
	(Number) (Street) (City) (State) (Zip)
Telephone Number:	

- I was married to _____, but the marriage ended in divorce on _____. To the best of my knowledge, my former spouse does not claim any interest in my retirement benefits.

My former spouse resides at:

Address:	
	(Number) (Street) (City) (State) (Zip)

Attach a copy of the divorce decree, including any property settlement agreement and/or Qualified Domestic Relations Order (“QDRO”) if one is not on file already at the Fund Office.

- I am legally separated from _____, whose address is:

Address:	
	(Number) (Street) (City) (State) (Zip)

To the best of my knowledge, my former spouse does not claim any interest in my retirement benefits.

Attach a copy of the separation decree, including any property settlement agreement and/or Qualified Domestic Relations Order (“QDRO”) if one is not on file already at the Fund Office.

- I was married to _____, but the marriage ended with the death of my spouse on _____. I never remarried.

Attach a copy of the spouse’s death certificate if one is not already on file with the Fund Office.

- I was married but have been abandoned by my spouse as confirmed by court order.
Attach a copy of the court order.

Signature of Participant	Date

On the _____ day of _____ 20____; before me came _____
to me personally known to me to be the individual described in, and who executed the
foregoing instrument and he/she executed the same.

Notary Public

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ANNUITY FUND LOAN DEFAULT ACKNOWLEDGEMENT

The Local 580 Annuity Fund has advised me that pursuant to Internal Revenue Service ("IRS") regulations and the determination of the Board of Trustees, NO Annuity Fund loan can be granted to any participant who has defaulted on an existing or new Annuity Fund loan after January 1, 2004.

Name:	
Signature:	
Social Security Number:	
Date:	