



## The National Asbestos Workers Medical Fund

December, 2004

### SUMMARY OF MATERIAL MODIFICATION # 1

Dear Participant:

The following is a supplement to your Summary Plan Description describing changes adopted by the Board of Trustees. These changes are effective January 1, 2005.

#### **I. COVERAGE FOR NUTRITIONAL COUNSELING FOR DIABETICS**

The Plan will now provide benefits for nutritional counseling for participants and dependents with a diagnosis of diabetes, to be reimbursed up to a maximum of \$240.00 subject to applicable deductible and co-payments. Therefore, the following provision is added as item 15 on page 70 of the Summary Plan Description.

“Effective January 1, 2005, benefits for nutritional counseling for participants and dependents with a diagnosis of diabetes, will be reimbursed, within the normal provisions of the plan, with a lifetime maximum of \$240.00.”

#### **II. RULES WHEN A LOCAL WITHDRAWS FROM THE FUND**

The Plan has amended the rules affecting a local union which withdraws from the Fund. The provisions entitled “Effects on Eligibility Due to the Withdrawal of Your Local Union” set forth on pages 29-30 of the Summary Plan Description shall be amended to add the following language:

“If a Local Union withdraws from this Plan, the following rules apply:

A Local Union that withdraws from the Plan must notify the Plan in writing no less than 90 days in advance of the withdrawal. Any withdrawal must be effective as of the last day of the month on which the Local Union properly notifies the Plan of its intention to withdraw. Contributions from employers must be paid for all work performed through the last day of the month in which the withdrawal is to occur. The Plan will withhold payment of benefits or distribution of a Local Union’s ARESA account until such time that it has ascertained substantial good faith compliance with the contribution obligation



set forth in this paragraph. In the event that the Plan will incur additional expenses following the withdrawal of the Local Union in pursuing contributions owed to the Plan by employers working in the jurisdiction of the Local Union prior to withdrawal, the Plan may withhold payment of monies reasonably calculated to cover the cost of such expenses. Once any such delinquency matters are resolved, any monies withheld over and above the actual expenses incurred will be forwarded to any new fund which has been designated by the withdrawing Local Union to receive the proceeds of the ARESA account.”

**III. TRUSTEE CHANGES**

The following are Trustee changes that have occurred since the issuance of the Summary Plan Description earlier this year:

<u>Union Trustee</u>	<u>Local</u>	<u>Employer Trustee</u>
Alan Kelly Business Manager, Local 10 4501 West 61 <sup>st</sup> Street Little Rock, AR 72209	10	Donald Tucker 2524 Lake Ellen Circle Tampa, FL 33618
	27	John Carroll 2621 Wildcat Cove Ft. Wayne, IN 46814
Fred Merz 359 Hampton Park Westerville, OH 43081	44	Gregory C. Pedersen P.O. Box 30744 Columbus, OH 43230-0744
Jeffrey A. Williams Business Manager, Local 67 7930 U.S. 301 North Tampa, FL 33637	67	
Kevin Boylan Business Manager, Local 73 18141 North 24 <sup>th</sup> Street, # 7 Phoenix, AZ 85008	73	
	75	Kenneth G. Gradeless P.O. Box 414 Mishawaka, IN 46546

<u>Union Trustee</u>	<u>Local</u>	<u>Employer Trustee</u>
	81	Gary White 3205 West 76 <sup>th</sup> Street Davenport, IA 52806
Rollin R. Reth Business Manager, Local 84 2199 5 <sup>th</sup> Street, S.W. Akron, OH 44314	84	
William Phillips Business Manager, Local 85 14617 Nash Road Chesterfield, VA 23838	85	
	92	Christie Morris Augusta Environmental 1465 Broad Street Augusta, GA 30901

Locals 24 and 87 no longer participate in the Fund.

**We suggest that you keep this Summary of Material Modifications with your Summary Plan Description. If you should have any questions about the coverage provided under the Medical Fund, the Summary Plan Description or these changes, please contact the Administrative Manager.**

Very truly yours,

The Board of Trustees