

Midwest Operating Engineers Pension Plan
Notice to Employers and Sponsoring Unions – Section 104(d) Notice
March 2024

Dear Contributing Employer or Association:

Enclosed is the required **Notice to Employers and Sponsoring Unions** which must be provided on behalf of the Midwest Operating Engineers Pension Plan.

As required under ERISA Section 104(d), as amended by the Pension Protection Act of 2006, is the Notice to Employers and Sponsoring Unions of the Midwest Operating Engineers Pension Trust Fund. The purpose of this notice is to provide certain financial information as required to be filed on the 2022 Form 5500 Schedule R for the Plan Year beginning April 1, 2022 and ending March 31, 2023.

If you have any questions pertaining to this information, please contact the Fund Office.

Sincerely,



Thomas M. Bernstein
Administrative Manager
Midwest Operating Engineers Fringe Benefit Funds

Enclosure

Notice to Employers and Sponsoring Unions
Midwest Operating Engineers Pension Trust Fund
For the Plan Year Ending March 31, 2023

March 2024

**To: International Union of Operating Engineers, Local 150, AFL – CIO,
Contributing Employers, and Associations**

This notice regarding Midwest Operating Engineers Pension Trust Fund (the Plan) is being provided as required by Section 104(d) of ERISA as amended by the Pension Protection Act of 2006.

The information contained in this Notice is for the Plan Year beginning on April 1, 2022 and ending on March 31, 2023, except as otherwise indicated.

1. Contributions and Benefits:

(a) Contribution Rates:

Varies from \$1.00 to \$17.91 per hour as of the valuation date. The average contribution rate as of April 1, 2022 is \$12.09.

(b) Benefit Formula:

For Service on or Before September 30, 2009

- 3.6% of employer contributions made on a participant’s behalf for service before April 1, 2000 provided the participant has worked at least 500 hours in Plan years beginning April 1, 1998 or April 1, 1999; plus
- 3.6% of employer contributions made on a participant’s behalf for service between April 1, 2000 and March 31, 2006; plus
- 3.0% of employer contributions made on a participant’s behalf for service between April 1, 2006 and December 31, 2008; plus
- 2.0% of employer contributions made on a participant’s behalf for service between January 1, 2009 and September 30, 2009

For Service Between October 1, 2009 and September 30, 2013

- 1.5% of non-supplemental employer contributions made on a participant’s behalf
 - ✓ The following table shows the amount of the hourly contribution rate that is deemed supplemental (i.e., not subject to benefit accruals):

Date	Supplemental Contribution (per hour)
October 1, 2009 – September 30, 2010	\$1.00
October 1, 2010 – September 30, 2011	\$2.00
October 1, 2011 – October 31, 2012	\$2.50
November 1, 2012 – September 30, 2013	\$3.50

For Service Between October 1, 2013 and May 30, 2021

- 1.0 % of non-supplemental employer contributions made on a participant’s behalf made between October 1, 2013 and May 30, 2021.
 - ✓ Under the Preferred Schedule of the Funding Improvement Plan, the following table shows the hourly contribution rate that is deemed supplemental (i.e., not subject to benefit accruals):

Date	Supplemental Contribution (per hour)
October 1, 2013 – September 30, 2014	\$4.00
October 1, 2014 – September 30, 2015	\$4.50
October 1, 2015 – September 30, 2016	\$5.00
October 1, 2016 – September 30, 2017	\$5.50
October 1, 2017 – September 30, 2018	\$6.00
October 1, 2018 and after	\$6.50

* The amount is lower for employers paying an hourly rate of less than \$8.50 on September 30, 2013. In addition, before October 1, 2016, no more than 50% of the total contributions will be considered as supplemental contributions. Effective October 1, 2017, additional contributions diverted from the Active Welfare Fund are also considered as supplemental contribution. All participants who work in Covered Employment on or after June 1, 2021, all contributions are subject to the 1% multiplier, retroactive to April 1, 2020.

- ✓ Under the Default Schedule of the Funding Improvement Plan, the total contribution rate in effect when the Funding Improvement Plan is adopted is considered as supplemental contributions.

For Service on or After June 1, 2021

- 1.0% of all employer contributions made on a participants behalf for service on and after June 1, 2021.

2. **Employers:** 1,666 employers contributed to the Plan.
3. **Employers Contributing More than 5%:**
No employer contributed more than 5%.
4. **Participants with No Contributions:** There were 0 participants in the Plan in each of the Plan Years ended in 2023, 2022, and 2021, for whom no employer contributions were made. For purposes of this item, only employees of employers that have withdrawn as of the beginning of the year are counted. Retirees and deferred vested participants are not counted.
5. **Plan Funding Status:** The Plan was in neither critical nor endangered (“Green Zone”) status.
6. **Withdrawing Employers in Previous Year:** One employer withdrew from the fund during the preceding Plan Year.
7. **Mergers:** There were no Plan mergers.
8. **Amortization Extension:** The Plan did not apply for an amortization extension under Internal Revenue Code Section 431(d) for the April 1, 2022 – March 31, 2023 Plan Year.
9. **Additional Information:** You have the right to obtain a copy of the 2022 Form 5500, Summary Plan Description, or Summary of Material Modifications upon written request to the Fund Office and payment of a reasonable charge to cover the costs of furnishing copies of such documents. You are entitled to receive one copy of each of these documents during any 12-month period.