

**NATIONAL EXECUTIVE COMMITTEE
OF
THE AMERICAN LEGION
INDIANAPOLIS, INDIANA
May 7-8, 2003**

Resolution No. 4: American Legion Retirement Plan for Employees of the National Headquarters and Subordinate Groups Thereof

Submitted by: Finance Commission

WHEREAS, The American Legion Retirement Plan for Employees of the National Headquarters and Subordinate Groups Thereof (hereinafter "Plan") was approved and adopted by the National Executive Committee in November, 1944, and amended in June, 1946, May, 1954, October, 1954, October, 1975, May, 1983, May, 1985, October, 1986, October, 1987, October, 1993, October, 1994, October, 1995 and May, 2000; and

WHEREAS, The National Judge Advocate has informed the National Finance Commission that the Plan must be amended to conform with the Economic Growth and Tax Relief Reconciliation Act of 2001 (EGTRRA) so as to maintain the tax exempt and qualify the status of the Plan which prevents severe loss and expense to The American Legion and its employees; and

WHEREAS, The National Finance Commission has reviewed this resolution and recommends it to the National Executive Committee for approval; now, therefore, be it

RESOLVED, By the National Executive Committee in regular meeting assembled in Indianapolis, Indiana, on May 7-8, 2003, That any and all amendments to The American Legion Retirement Plan for Employees of the National Headquarters and Subordinate Groups Thereof (hereinafter the "Plan") necessary to amend the Plan to conform with the provisions of the Economic Growth and Tax Relief Reconciliation Act of 2001 (EGTRRA) and any and all regulations issued pursuant to said statute are hereby ratified and authorized; and, be it further

RESOLVED, That the National Judge Advocate is hereby authorized to draft any and all technical amendments necessary to comply with the Internal Revenue Service rules and regulations and the United States statutes without otherwise changing the substance of the Plan and thereafter to submit the Plan as amended to the appropriate government agency or agencies for approval of the Plan as amended; and, be it finally

RESOLVED, That the National Commander be and he is hereby authorized and directed to execute any and all documents presented to him by the National Judge Advocate in connection with the revision of the Plan in accordance with this Resolution and the National Adjutant be and he is hereby authorized and directed to attest the same.