

**NATIONAL EXECUTIVE COMMITTEE  
OF  
THE AMERICAN LEGION  
Indianapolis, Indiana  
October 8-9, 1975**

**Resolution No. 2: Revision in The American Legion Retirement Plan for Employees of The  
National Headquarters and Subordinate Groups**

**Origin: Finance Commission**

**Submitted by: Finance Commission**

WHEREAS, The Senate and House of Representatives enacted H.R. 2, which was approved by President Ford on September 2, 1974, and is identified as Public Law 93-406 and cited as the "Employee Retirement Income Security Act of 1974, (hereinafter referred to as the Act); and

WHEREAS, The Act affects all qualified pension and employee benefit plans; and

WHEREAS, The purposes of the Act are designed, among other things, (1) to establish minimum standards of fiduciary conduct for Trustees, Administrators and others dealing with retirement plans, to provide for their enforcement through civil and criminal sanctions, to require adequate public disclosure of the plan's administrative and financial affairs, and (2) to improve the equitable character and soundness of private pension plans by requiring them to: (a) vest the accrued benefits of employees with significant periods of service with an employer, (b) meet minimum standards of funding and (c) guarantee the adequacy of the plan's assets against the risk of plan termination prior to completion of the normal funding cycle by insuring the unfunded portion of the benefits promised; and

WHEREAS, The American Legion Retirement Plan for Employees of the National Headquarters and Subordinate Groups Thereof will require extensive revision in order to be in compliance with the Act; and

WHEREAS, Under the Act compliance with its major provisions must be met by December 31, 1975; now, therefore, be it

**RESOLVED, By the National Executive Committee of The American Legion in regular meeting assembled in Indianapolis, Indiana, on October 8-9, 1975, That the National Judge Advocate be and he is hereby authorized to draft any and all amendments to The American Legion Retirement Plan for Employees of the National Headquarters and Subordinate Groups Thereof 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 further**

**RESOLVED, That the National Judge Advocate be and he is hereby further authorized to draft any and all amendments necessary to the Trust Indenture Bank and Trust Company of Indianapolis, Indiana, the repository of the Legion's retirement fund, which Trust Indenture was approved by the National Executive Committee in November, 1944, amended in June, 1946, May, 1954 and on October 8, 1954; and, be it finally**

**RESOLVED, That the National Commander be and he is hereby authorized to execute any and all documents presented to him by the National Judge Advocate in connection with the revision of the Legion's Retirement Plan or the revision of the Trust Indenture referred to in the Resolved Clause next preceding and the National Adjutant be and he is hereby authorized to attest the same.**