

8. How does the employer want to satisfy Safe Harbor Provision:

Note: These contributions will be **REQUIRED and 100% vested.**

3% Non – Elective Contribution to All Employees. This contribution is 100% vested and made to all employees regardless whether or not they make 401(k) Deferrals. Please note, if the plan is using a *New Comparability* formula, this is the Safe Harbor Provision that is normally used.

Made every pay period

Made at the end of the year

Match

100% of the first 3% deferred and 50% on the next 2% deferred
(i.e. 5% deferral would receive a 4% match)

100% up to 4% deferred.

Made every pay period.

Made at the end of the year.

This plan **WILL NOT** be Safe Harbor

NOTE: The 401k contributions the Highly Compensated Employees (HCEs) make will be limited by the amount of 401k contributions the Non Highly Compensated Employees (NHCEs) contribute. HCEs may be required to take contributions back based on annual testing. If those contributions are not returned within 2 ½ months after the end of the year a penalty will be assessed. The employer could also be required to make contributions of 3% of the employees compensation if the plan was to become Top Heavy. The plan becomes Top Heavy once the Key Employees have more than 60% of the total plan assets.

9. Does the Employer want to accept Rollovers from other Employer Plans:

No

Yes, (if yes, choose one option below)

From any employee even if not otherwise eligible

From an Eligible Participant only

10. Participant Loan Provisions: Yes No

If yes, please complete the follow:

Use standard IRS Provisions Yes No

- Standard IRS:
- Acquisition of principal residence (excluding mortgage payments).
 - Substantially rehabilitating a personal residence for the Participant.
 - Payment of deductible medical expenses (described in Section 213(d) of the Code, incurred by the Participant, his or her spouse or dependents.
 - Payment of tuition for the college education for Participant, spouse, children, or dependents.
 - Prevent eviction of the Participant from his principal residence or foreclosure on the mortgage of the participant's principal residence.

Payment Frequency of Loan Payments

_____ Pay Period _____ Monthly _____ Quarterly

(Note: Payments must be made on a payroll deduction basis in order to prevent defaulted loans)

11. Do they want Hardship Withdrawal Provisions: _____ Yes _____ No

If Yes,

- a. Available for which accounts?

_____ Deferral _____ Matching _____ Employer

12. Do you need Benefit Solutions to provide Deferral Election Forms (not investment elections forms for those plans with directed investment accounts)? _____ Yes _____ No

13. Where will the plan investments be held: _____

14. Do they want the Employee to have investment direction or do they want the Trustee to have sole discretion:

_____ Participant _____ Trustee

(If they want the Participant to have direction, please be aware that this tends to increase administrative costs and complexities to the Plan.)

If this is a 401(K) Plan and you have selected Participant investment direction above, which accounts do they want the Employees to have investment direction over?

_____ All Accounts

_____ 401k Contributions Only

_____ 401k Contributions & Safe Harbor

15. Please provide a detailed list of all Owners of the Employer with their Ownership Percentages:

_____ Ownership % _____

_____ Ownership % _____

_____ Ownership % _____

16. Please list the Officers of the Employer below with their official titles:

_____ Title _____

_____ Title _____

_____ Title _____

17. Please provide a list of Employees of the Employer that are related to any Owner or Officer of the Employer. Please detail their relationship to an Owner or Officer of the Employer:

_____ Relationship (i.e. Spouse, Child, Parent etc)

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18. Plan Documents are to be mailed to _____Advisor
_____Client

Plan Year End Request Information is to be mailed to: _____Advisor
_____Client

Approved by

Date