

## 403(b) Financial Hardship Acknowledgement Form

Foresters Financial Services, Inc. does not permit Hardship Distributions from non-ERISA 403(b) Plans maintained by Tax-Exempt 501(c)(3) Organizations.

### 1. Notification Information

**Check one:**  Employer  Third Party Administrator ("TPA")

Employer's Name on Account (**print**) Required

\$

Eligible Amount of Hardship Distribution from First Investors Funds (completed by Employer/TPA)

TPA's Name, if applicable (**print**)

Employer/TPA's Mailing Address (Street Address, City, State, Zip Code)

Employer/TPA Contact's Name (**print**)

Employer/TPA Contact's Telephone Number

### 2. Immediate and Heavy Need

Employee's First Name (**print**)

Employee's Last Name (**print**)

Employee's Last 4 Digits of Social Security Number

I have incurred an "an immediate and heavy" financial need and request a hardship distribution in the amount stated above. If required by regulations, proper documentation to substantiate my immediate and heavy financial need has been provided to my Employer, or, if applicable, the Third Party Administrator acting on behalf of my Employer, or is attached hereto but only if Foresters Financial Services, Inc. has agreed to maintain such documentation. I acknowledge that an "immediate and heavy" financial need is defined by the Internal Revenue Code, as being one of the following:

- Expenses for (or necessary to obtain) medical care that would be deductible under Section 213(d) of the Internal Revenue Code, determined without regard to the limitations in Section 213(a) (relating to the applicable percentage of adjusted gross income and the recipients of the medical care) for myself, my spouse, my dependents, or, if permitted by the Employer's plan, my primary beneficiary.
- Costs directly related to the purchase of my principal residence (excluding mortgage payments).
- Payment of tuition, related educational fees, and room and board expenses, for up to the next 12 months of post-secondary education for myself, my spouse, my children, my dependents (as defined in Section 152 of the Code without regard to Sections 152(b)(1), (b)(2) and (d)(1)(B) of the Code), or, if permitted by the Employer's plan, my primary beneficiary.
- Payments necessary to prevent eviction from my principal residence or foreclosure on the mortgage of said residence.
- Payments for burial or funeral expenses for my deceased parent, spouse, child, dependent (as defined in Section 152 of the Code without regard to Section 152(d)(1)(B) of the Code), or, if permitted by my Employer's plan, my primary beneficiary.
- Expenses for the repair of damage to my principal residence that would qualify for the casualty deduction under Section 165 of the Code (determined without regard to Section 165(h)(5) of the Code or whether the loss exceeds 10% of adjusted gross income).
- Expenses and losses (including loss of income) incurred by me on account of a disaster declared by the Federal Emergency Management Agency (FEMA) under the Robert T. Stafford Disaster Relief and Emergency Assistance Act, Pub. L. 100-707, provided that my principal residence or principal place of employment at the time of the disaster was located in an area designated by FEMA for individual assistance with respect to the disaster.

### 3. Distribution Necessary to Satisfy Financial Need

In addition, the distribution is necessary to satisfy my financial need.

- The distribution does not exceed the amount of my immediate and heavy financial need.
- Monies are not available to me from any other source, other than this hardship distribution. I have received all currently available distributions and, if required by my Plan, all nontaxable loans currently available, under all plans maintained by my employer.
- I understand that prior to January 1, 2020, I may be prohibited from making elective contributions and employee contributions to the plan and all other plans maintained by my employer for at least 6 months after receipt of the hardship distribution.

#### 4. Signature, Certification and Acknowledgement

I understand that financial hardship distributions may only be made if permitted under my Employer's Plan and if I have an "immediate and heavy" financial need. I certify that the amount stated in **Section 1** is a result of an "immediate and heavy" financial need. Proper documentation to substantiate my immediate and heavy financial need has been provided to my Employer, or, if applicable, another person such as the Third Party Administrator acting on behalf of my Employer.

I further understand that: financial hardship distributions are limited to the aggregate dollar amount of my elective deferrals to my 403(b) (excluding income thereon), reduced by the aggregate dollar amount of my elective deferrals that were previously distributed to me; assets held in Foresters Financial Services, Inc. Roth 403(b) Custodial Accounts and Foresters Financial Services, Inc. 403(b) Rollover Accounts are not available for hardship distributions; proceeds from a financial hardship distribution are not eligible to be rolled over; unless otherwise agreed to in writing, Foresters Financial Services, Inc., its affiliates and their directors, officers, employees, agents and representatives (collectively, "Foresters") do not determine my eligibility for a hardship; Foresters did not provide specific tax advice; and it is my responsibility to seek such tax advice from a qualified tax advisor. I acknowledge that Foresters Financial Services, Inc., has no duty or responsibility for determining whether such distribution is permitted under my Employer's Plan or for determining if the amount requested complies with the law.

Employee's First Name (print)

Employee's Last Name (print)

Signature of Employee

Date

#### 5. Signature and Certification of Employer/Third Party Administrator ("TPA")

***Our procedures generally require your Employer or TPA to sign below before we will process distributions.***

If the Employer is a Tax-Exempt 501(c)(3) Organization I certify that the Plan is subject to ERISA.

I certify that the Employer's Plan permits Hardship Distributions, the employee named in **Section 1** has provided the proper documentation to substantiate that he/she has an immediate and heavy financial need, and that a distribution which is not in excess of the eligible Amount of Hardship Distribution from First Investors Funds designated in **Section 1** is authorized. If the Amount of Hardship Distribution from First Investors Funds is greater than the value of the employee's First Investors Fund 403(b) account(s), the account(s) may be liquidated in full.

**For governmental and church 403(b) Plans and Plans subject to ERISA:** I certify that I am eligible to make this certification on behalf of the Employer named in **Section 1**. I certify that I have reviewed all records and required documentation regarding this distribution request; the request is in accordance with the provisions of the Plan, and the distribution is hereby authorized.

**For all 403(b) Plans:** Effective January 1, 2020, the requirement to suspend an employee's elective deferrals for six months has been eliminated. Plans may elect to apply this change to hardship distributions beginning January 1, 2019.

**Check one:**

The six month suspension of elective deferrals is eliminated for hardship distributions occurring on or after January 1, 2019.

The six month suspension of elective deferrals remains in effect for hardship distributions occurring prior to January 1, 2020.

*If no option is selected, the hardship distribution will result in the six month suspension of elective deferrals.*

Employer/TPA Authorized Individual's Name (print)

Title

Employer/TPA's Telephone Number

Signature of Authorized Individual for Employer/TPA

Date

**Return by Regular Mail:**

Foresters Investor Services, Inc.  
Attn: Redemptions & Exchanges Department  
P.O. Box 7837, Edison, NJ 08818-7837

**Return by Overnight Mail:**

Foresters Investor Services, Inc.  
Attn: Redemptions & Exchanges Department  
Raritan Plaza I, 8th Floor, Edison, NJ 08837-3620

**For More Information:**

First Investors Funds  
800-423-4026 (Shareholder Services)  
www.foresters.com