**AMENDMENT NO. TO THE CENTRAL LABORERS' WELFARE PLAN SUMMARY PLAN DESCRIPTION**

WHEREAS, the Board of Trustees of the Central Laborers' Welfare Plan may amend the Summary Plan Description; and

WHEREAS, the Trustees have determined that revisions to the Summary Plan Description are necessary to properly maintain a sound health plan.

WHEREAS, page seventy-four [73], paragraph five of the "Subrogation" section located within the Summary Plan Description is hereby AMENDED to include the following language:

If the Participant or dependent(s) recovers money from a third-party who is or may be liable the illness or Injury that gave rise to the claim for benefits from the Plan, including an insurance company or a worker's compensation carrier, the Participant, dependents, and their attorney (if the attorney is holding the monetary recovery) shall hold the money in constructive trust for repayment to the Plan, up to the amount of the recovery. This repayment obligation applies to the recovery of any monies, regardless of whether the payment is characterized and compensation for pain and suffering or something else, and regardless of whether the Participant or dependent(s) have been made whole as a result of the recovery. *The Plan has the right to recover or subrogate 100% of the benefits paid or to be paid by the Plan on behalf of the Participant or Dependent(s) to the extent of any and all of the following payments: Any judgment, settlement or any payment made or to be made because of an accident, including but not limited to other insurance. The Plan has first priority with respect to its right to reduction, reimbursement, and subrogation from the amount of the monetary recovery.* The Participant or dependent(s) and his or their (if the attorney is holding the monetary recovery) shall be fiduciaries with respect to the monies held in constructive trust.

Adopted this 30th day of September 2008.

Chairman _____

_____ _____