

IN THE CIRCUIT COURT OF _____ COUNTY, MISSOURI

In re the Marriage of: _____)
And _____) Case No. _____
_____)

**UNIVERSITY OF MISSOURI RETIREMENT, DISABILITY AND DEATH
BENEFIT PLAN DIVISION OF BENEFITS ORDER**

Whereas, _____ and _____
are parties to an action for dissolution of marriage, in which a final judgment,
decree, order or approval of a property settlement has been entered as of
_____, 20__; and

Whereas, _____ (Petitioner/Respondent) has
accumulated vested pension benefits in the University of Missouri Retirement,
Disability and Death Benefit Plan (hereafter referred to as “the Plan”); and

Whereas, the parties acknowledge and agree that a portion of
_____ (“Petitioner’s/ Respondent’s) entitlement to
pension benefits accrued and was accumulated during the marriage and
constitutes marital property subject to division by a court of competent jurisdiction
under the terms of the Plan;

IT IS HEREBY ORDERED AS FOLLOWS:

1. Definitions. For purposes of this Division of Benefits Order, the
following definitions shall apply:

(a) The term “Member” means _____, the party with
vested pension benefits in the Plan.

(b) The term “Alternate Payee” means _____, the former
spouse of the Member, who by virtue of this Division of Benefits Order may
receive a portion of the Member’s vested pension benefits in the Plan.

2. The name, last known mailing address, date of birth and social security number of the Member is:_____.

3. The name, last known mailing address, date of birth and social security number of the Alternate Payee is: _____.

4. This Division of Benefits Order applies to the Plan and is to be submitted to:

University of Missouri System Office
of Human Resources
ATTN: Retirement Programs
1105 Carrie Francke Dr., Ste 108
Columbia, MO 65211

5. The Plan shall pay directly to the Alternate Payee _____% of the monthly earned benefit accrued during the marriage otherwise payable to the Member under the Plan, calculated as of the date of dissolution of the marriage.

6. The date of the marriage was _____. The date of dissolution of the marriage is _____. A certified copy of the Order, Judgment or Decree of Dissolution of the Marriage is attached hereto, or has been provided to the Plan.

7. Any pension benefit increases after the date of dissolution of the marriage attributable to formula increases, increased average compensation, additional years of service or any other type of pension benefit increase, including cost of living increases, shall inure solely to the benefit of the Member.

8. The Alternate Payee's right to benefits pursuant to this Order shall be fixed as of the date of this Order, unless another order by a court of competent jurisdiction affecting both parties specifically modifies this Order.

9. If the Member elects early retirement, payments to the Member and the Alternate Payee shall be adjusted proportionately in accordance with the Plan.

10. Payments to the Alternate Payee under this Order shall be made by the Plan only at the same time and under the same conditions as payments of the balance of the benefits to the Member.

11. If the Member dies prior to retirement, the Alternate Payee shall have no right to receive any benefits from the Plan. If the Member dies after retirement, the Alternate Payee's right to any benefit payments under this Order shall cease upon the Member's death. If the Alternate Payee dies before the Member, whether before or after the Member's retirement, the Alternate Payee's right to benefit payments under this Order shall cease at his/her death. In such event, the Member's retirement benefit shall revert to the amount the Member would have received had this Order not been recognized by the Plan.

12. The right of the Alternate Payee to receive benefit payments under this Order may not be assigned and is not subject to legal process.

13. This Order does not require the Plan to provide any form or type of benefit not selected by the Member.

14. This Order does not require the Plan to provide increased benefits, determined on the basis of actuarial value.

15. This Order does not require the payment of benefits to the Alternate Payee which are required to be paid to another Alternate Payee under another Division of Benefits Order.

16. This Order does not require the division of the Member's benefits in a manner determined by the Plan's actuary to be actuarially unsound.

17. The Court shall retain jurisdiction to amend this Order for purposes of establishing or maintaining its form as a Division of Benefits Order acceptable to the Plan.

Date

JUDGE

Approved as to form:

Attorney for Petitioner

Attorney for Respondent

Plan Administrator