APPLICATION FOR SERVICE OR DISABILITY RETIREMENT LAW ENFORCEMENT OFFICERS		
IMPORTANT: If you are applying for disability, this form must be completed and		
filed within 120 days of notification of Board approval for disability retirement.		
COMAR 22.06.01.03B states that the disability retirement application is		
submitted on the date that it is received at the Retirement Agency's mailing		
address. A disability form is not considered submitted if it is provided to an		
employer of the applicant. Contact the Agency to confirm receipt. COMAR		
17.04.03.16E also states, if a State employee is approved for disability		
retirement by the Maryland State Retirement Agency, unless the employee		
resigns or is removed earlier, the employee shall be considered resigned from	RETIREMENT	
State service as of the 120 th day after the approval.	USE ONLY	FORM 98-101 (REV

INSTRUCTIONS FOR COMPLETION OF APPLICATION

IMPORTANT: Read the following instructions and information carefully before filling out this form.

1. If you are married at time of retirement, you must choose the Basic Allowance.

MARYLAND STATE RETIREMENT AGENCY

120 EAST BALTIMORE STREET BALTIMORE, MD 21202-6700

- After you have completed this form, you also should complete Form 85 (Direct Deposit Authorization), IRS Form W-4P (Federal Tax Withholding) and Form 766.11 (Maryland State Tax Withholding Request) and forward them to your Retirement Coordinator.
- 3. If you have chosen the Basic Allowance or payment option 2, 3, 5 or 6, you must verify your beneficiary's date of birth by attaching a copy of his or her birth certificate, valid driver's license or other proof. For information on acceptable proofs of birth date, call a Retirement Benefits Specialist at the number shown below.
- 4. If you are electing Option 2 or 5, you cannot designate a beneficiary who is more than 10 years younger unless the beneficiary is your disabled child. If you elect Option 2 or Option 5 and designate your disabled child, you must submit a completed Form 143 (Verification of Retiree's Disabled Child for Selection of Option 2/5 Beneficiary) with this application.
- 5. If you wish to purchase previous service or apply for military service for which you are eligible, ask your Retirement Coordinator for the proper form(s) and submit it with this application. Additional credit cannot be claimed or purchased after your retirement.
- If you wish to name more than one beneficiary and you are choosing the Option 1 Allowance or the Option 4 Allowance, you should <u>not</u> fill out the "Designation of Beneficiary" section on page 2. Instead, fill out and attach Form 4 (Designation of Beneficiary Form).
- If you are eligible to participate in the State Employees Health Insurance Program, The Basic Allowance or Option 2, 3, 5 or 6 continue health program coverage for your eligible surviving dependents, after your death. Contact your employing agency for details.
- 8. You may change your retirement allowance selection only by filing a change with the State Retirement Agency before your first payment is due. In most cases, the first payment is due 30 days after the effective date of your retirement. You cannot change your selection after this due date.
- 9. If you die before the effective date of your retirement, your beneficiary cannot receive a retirement allowance even if you have completed this form. If you are still in active service at the time of your death, your beneficiary is only eligible for the active service death benefit.
- 10. You may change your beneficiary at any time. Depending on the option you have chosen, however, your retirement allowance may have to be recalculated to reflect the change. Your benefit amount could be reduced as a result of the change. For more information, call a Retirement Benefits Specialist.
- 11. You must retire within 30 days of separating from employment with a participating employer to receive additional creditable service for your unused sick leave. Unused sick leave is sick leave that was available to an employee as sick leave during employment and was not used before retirement. Any converted leave that was not sick leave during employment may not be reported.
- 12. Generally speaking, no member may receive more than one type of retirement benefit.
- 13. If you have voluntary contributions in your account and have elected to withdraw them in a lump sum, you must attach a completed *Application for Withdrawal of Voluntary Funds Package* to this application. This package may be obtained by calling a Retirement Benefits Specialist at the number shown below.

NEED HELP?: If you need help to complete this form, or any information on your retirement benefits or retirement process, call a Retirement Benefits Specialist at 410-625-5555 or toll-free 1-800-492-5909.

Reemployment After Retirement for Retirees of the Law Enforcement Officers' Pension System

VIDEO: For an overview of this information, go to sra.maryland.gov, select YouTube or Vimeo and watch "Reemployment After Retirement."

Keep a copy of this information on file as a handy reference for the future. You should also keep your Notice of Retirement Allowance that the Retirement Agency will send to you as a new retiree. The Notice of Retirement Allowance includes information such as the amount of your monthly retirement allowance, the beneficiary you designated and your earnings limitation. To determine what, if any, earnings limitation applies and the effect, if any, on your retirement allowance, you need your Notice of Retirement Allowance to identify the type of retirement you are receiving (service, ordinary disability or accidental disability) and your earnings limitation. Then apply the reemployment rules. Reemployment earnings are the annual reemployment compensation reported to the IRS that the retiree received during a calendar year. Note the reemployment rules do not apply while a retiree is participating in the Deferred Retirement Option Program (DROP).

<u>Under no circumstances should your decision to retire be conditioned upon an offer of reemployment, and in fact, no offers of reemployment should be discussed by you and your employer prior to your retirement.</u> However, if after your retirement you consider reemployment with an employer that participates in the State Retirement and Pension System (SRPS) you need to be aware of two important issues: Internal Revenue Service (IRS) guidelines regarding reemployment and Maryland retirement law regarding reemployment.

INTERNAL REVENUE SERVICE GUIDELINES REGARDING REEMPLOYMENT

There can be significant consequences to you and the SRPS if you retire before the normal retirement age of your plan and/or before age 59 1/2, and are reemployed with the same employer without a bona fide separation of service. Please note that all units of Maryland state government, including the University System of Maryland, are considered one employer.

The IRS can impose a significant tax penalty on your income if you are under the age of 59 1/2, retire and begin receiving your monthly retirement benefits, and are reemployed by the same employer from whom you retired. In order to avoid this penalty there must be a bona fide separation from service between you and your former employer.

If you retire before your normal retirement age, there are also serious IRS consequences to the SRPS if a bona fide separation does not take place following retirement and prior to reemployment with the same employer.

While the IRS has not specifically defined what constitutes a bona fide separation from service, it is clear that the more differences between your last job before retirement and the job being performed upon your reemployment, and the longer the break between the date of your retirement and the date of your reemployment, the more likely it is that there has been a bona fide separation of service. If you are reemployed to perform the same job, even if there is a reduction in your work schedule, this would not likely qualify as a bona fide separation of service unless there is a lengthy break in employment. Even arrangements where you are rehired as an "independent contractor" may not meet the IRS' standard.

MARYLAND RETIREMENT LAW REGARDING REEMPLOYMENT

There must be a minimum of **45 DAYS** between your retirement date and the date you are rehired by any employer that is a participating employer in the SRPS. All units of Maryland State government, including the University System of Maryland, are considered to be *one employer* under these reemployment rules.

Additionally, employment after retirement, under certain conditions, may cause your retirement allowance to be reduced.

SERVICE RETIREMENT

There is no earnings limit regardless of your employer. Your monthly benefit allowance will not be reduced by any earnings made after you have retired. If you are reemployed by a participating employer, you will not rejoin the system and you will not earn service credit from your new employment.

(FOR DISABILITY RETIREMENT RULES, PLEASE SEE FOLLOWING PAGE)

I acknowledge that I have received this information about my obligation with regard to reemployment and I agree to notify the Board of Trustees of my anticipated earnings should I return to work. I also understand that should I exceed the earnings limitations imposed by law, my monthly retirement allowance may be reduced or terminated until such time that any resulting overpayment of benefits is recovered. I understand that I must be separated from any and all employment, including substitute, seasonal, temporary, contractual, and/or permanent employment, with any employer that participates in the SRPS at the date of my retirement. By signing this form, I am certifying to the Maryland State Retirement Agency that at the date of my retirement, I will not be employed in any capacity by any employer that participates in the SRPS and that no discussions or offers of reemployment after my retirement have occurred between me and any employer that participates in the SRPS.

DISABILITY RETIREMENT (continued from previous page)

Suspension of Disability Retirement: An ordinary or accidental disability allowance shall be temporarily suspended if the retiree:

- Is not eligible for normal service retirement, and
- Is employed by a participating employer as a probationary status law enforcement officer, a law enforcement officer, or chief as defined in §3-101 of the Public Safety Article, and
- Is receiving an annual compensation that is at least equal to the retiree's average final compensation at retirement.

There is no additional benefit accrued while employed. If suspended, the retiree's allowance will be reinstated on the first day of the month following the month in which the retiree ceased employment with the participating employer. The retiree's allowance at time of reinstatement will be adjusted to reflect the accumulated cost-of-living adjustments during suspension. Please note that the temporary suspension of a disability benefit causes the temporary suspension of retiree health insurance coverage if a deduction was being made from your monthly benefit for this coverage.

Earnings Limitation for Ordinary Disability Retirees Only: A retiree receiving an ordinary disability allowance shall be subject to an earnings limitation if the retiree:

- Is under normal retirement age, and
- Is employed by a participating employer as a probationary status law enforcement officer, a law enforcement officer, or chief as defined in §3-101 of the Public Safety Article, and
- Is receiving an annual compensation that exceeds the retiree's earnings limitation.

The reduction will be \$1 for every \$2 earned in excess of the limit, if you have been retired less than 10 years. If you have been retired 10 years or longer, the reduction will be \$1 for every \$5 over the limit.

An earnings limitation does not apply for Accidental Disability Retirees.

If you have any questions, call a retirement benefits specialist at 410-625-5555 or toll free 1-800-492-5909 to understand how the reemployment provisions apply to you. We will make every effort to assist you in understanding your options, but it is your responsibility to advise us of your reemployment.

PARTICIPATING EMPLOYERS* Maryland State Retirement and Pension System

State of Maryland University System of Maryland Baltimore City and All County Boards of Education (Teachers' System) Community Colleges and All Public Libraries (Teachers' System)

Participating Governmental Units in the Employees' System as of July 1, 2024

Allegany College of Maryland Allegany County Board of Education Allegany County Government Allegany County Public Library Annapolis, City of Anne Arundel County Board of Education Anne Arundel County Community College Berlin, Town of Berwyn Heights, Town of Bladensburg, Town of Bowie, City of - Police Dept. (LEOPS) Brentwood, Town of Brunswick, City of Calvert County Board of Education Cambridge, City of Caroline County Board of Education Caroline County Sheriffs Carroll County Board of Education Carroll County Government Carroll County Public Library Cecil County Board of Education Cecil County Government Cecil County Public Library Centreville, Town of Chesapeake Bay Commission Chestertown, Town of Cheverly, Town of College Park, City of Crisfield, City of Crisfield Housing Authority Cumberland, City of Cumberland, City of - Police Department Denton, Town of District Heights, City of Dorchester County Board of Education Dorchester County Council Dorchester County Roads Board Dorchester County Sanitary Commission Eastern Shore Regional Library, Inc. Edmondston, Town of Emmitsburg, Town of Federalsburg, Town of Frederick County Board of Education Frostburg, City of Fruitland, City of

Frederick County Soil Conservation Garrett County Board of Education Garrett County Community Action Committee, Inc. Greenbelt, City of Greensboro, Town of Hagerstown, City of Hagerstown Community College Hampstead, Town of Harford County Board of Education Harford Community College Harford County Government Harford County Public Library Harford County Liquor Control Board Howard Community College Howard County Board of Education Howard County Community Action Council Hurlock. Town of Hyattsville, City of Kent County Board of Education Kent County Government Kent Soil and Water Conservation District Landover Hills, Town of LaPlata, Town of Manchester, Town of Maryland Health and Higher Educational **Facilities Authority** Middletown, Town of Montgomery College Morningside, Town of Mount Airy, Town of Mount Rainier, City of New Carrollton, City of North Beach, Town of Northeast Maryland Waste and Disposal Authority Oakland, Town of Oxford, Town of Pocomoke, City of Preston, Town of Prince George's Community College Prince George's County Board of Education Prince George's County Government Prince Georges County Crossing Guards

Prince George's County Memorial Library Princess Anne, Town of Queen Anne's County Board of Education Queen Anne's County Commission Queenstown, Town of Ridgely, Town of Rock Hall, Town of St. Mary's County Board of Education St. Mary's County Government Saint Mary's County Housing Authority St. Mary's County Metropolitan Commission St. Michaels Commissioners Salisbury, City of Shore Up!, Inc. Snow Hill, Town of Somerset County Board of Education Somerset County Economic **Development Commission** Somerset County Government Somerset County Sanitary District Southern Maryland, College of Southern Maryland Tri-County Community Action Committee, Inc. Sykesville, Town of Takoma Park, City of Talbot County Board of Education Talbot County Government Taneytown, City of Thurmont, Town of Tri County Council for Lower Eastern Shore, Maryland Tri-County Council for Western Maryland, Inc. University Park, Town of Upper Marlboro, Town of Walkersville, Town of Washington County Board of Education Washington County Board of Liquor Commissioners Washington County Free Library Westminster, City of Worcester County Board of Education Worcester County Government Wor-Wic Community College

***NOTE:** The list of employers that participate in the Maryland State Retirement and Pension System (SRPS) is subject to change at any time. This list is updated annually. To determine whether a particular employer participates in SRPS, call a retirement benefits specialist at 410-625-5555 or toll-free at 1-800-492-5909.

APPLIC	CATION FOR SERVI	CE OR DISABILITY RETIRE	VENT
APPLICANT'S SOCIAL SECURITY NUMBE	_	ING FOR: Check only one box	
		ce Retirement ary Disability Retirement	
	_	lental Disability Retirement	
First HOME ADDRESS	Initial	Last	
Number and Street	<u> </u>		
City Home telephone		Stat Home email address:	e ZIP Code
I do wish to have my home address release		I request that my	
approved public employees' organization. If unchecked, my address will not be released	f left	retirement allowance	
•		be effective on Month Are you a U.S. citizen? □Ye	Day Year s ⊡No
Have you applied to purchase all additional for which you are eligible and intend to purc		I have Voluntary Monies: (see ins	structions on page one)
Have you applied for credit for your active d	_	☐ I want my voluntary ḟunds r OR	efunded in a one-time distribution.
military service?			o remain as a monthly additional annuity.
DESIGNATION OF BENEFICIARY : NOTE: If more than one beneficiary will be	designated by member	a without a anguag ar shildran un	dar ago 26 who calcot aither the basis
allowance, the option 1 allowance, or the option	ption 4 allowance, comp	plete the "Designation of Beneficia	ary" Form 4 instead of the following
section. Retirees electing Option 2 or 5 can retiree's disabled child.	not designate a benefic indicate that Form 4	ciary who is more than 10 years yo is attached .	ounger unless the beneficiary is the
BENEFICIARY'S SOCIAL SECURITY NUM		Gender	DATE OF BIRTH
	RELATIONSHIP		
		(MorF)	Month Day Year
First		Initial Last	
BËNEFICIARY'S ADDRESS			
Number and Street			
City		State	
I hereby apply to retire from the Maryland State Retir 1. <u>REGARDING PAYMENT OF MY RETIREMENT</u>			
beneficiary or beneficiaries, according to the rel	tirement allowance option I h	nave chosen and my Designation of Bene	eficiary in this application. I agree on behalf of myself
and my heirs and assigns, that payment so mad			elease of the Board and SRPS from any further ount payable shall become a part of and be paid to
my estate, or to the beneficiary or beneficiaries	I properly designate hereafter	er in accordance with the rules and regul	ations adopted by the Board.
2. <u>REGARDING EACH OF MY BENEFICIARIES</u> , Immediately Interpreted only upon the effective of the second sec	I want the designation of be ffective date of my retirement		(check only one box):
I understand that if I check neither box or bo			will become effective immediately and will
replace all prior designation of beneficiary fe	orms.		-
 <u>REGARDING REEMPLOYMENT</u>, I have read a agree to notify the Board of my anticipated earn 			my post-retirement earnings could cause a tempo-
rary reduction or termination of my monthly retir	rement allowance. I understa	and that, to retire, I must be separated fro	m any and all employment and reemployment, of
			e SRPS. I also certify to the Board that at the date of twith any employer that participates in the SRPS.
4. REGARDING DEDUCTIONS FROM MY ALLO	WANCE, if I elect to have an	ny premiums, dues, or other expenses de	ducted from my allowance, I hereby authorize the
Maryland State Retirement Agency to exchange deductions) with the third party or parties receive			al Security number and the amount of the
, . . .	•	·	ed
This form must be signed and pro	nerly notarized to be	valid. The below section must	ed t be completed by a Notarial Officer
State of	, County of	(or City of Bal	timore)
	This form was ack	knowledged before me on the	day of, 20,
Official stamp	Ву	<u> </u>	
L must be affixed	Name of Note	ot individual whose signature is being	timore) day of, 20, g acknowledged*
Title of office (Notary Public, Cler	signature of Notal		Ay commission expires of communication technology.
\Box Check here if this notarial act i	involved a remotely lo	ocated individual and the use of	of communication technology.

	for the first and the dee of commandation teenhology.
* IMPORTANT: If the name of the individual whose signature is b	ing notarized is not filled in, this form will be invalid and have no legal effect

RETIREMENT ALLOWANCE OPTIONS YOU MAY CHOOSE ONLY ONE OF THE FOLLOWING OPTIONS. INDICATE YOUR SELECTION BY SIGNING IN THE APPROPRIATE BOX BELOW

BLOCK 1 - BASIC ALLOWANCE

The **BASIC ALLOWANCE** provides the largest allowance each month until your death. At your death, one-half of the monthly allowance will be paid to your surviving spouse for life. If there is no eligible surviving spouse or if an eligible surviving spouse dies, then one-half of the monthly allowance will be paid in equal shares to your children who are under age 26 until every child dies or attains age 26. If you have no spouse or no children under age 26, the allowance ceases at your death and your beneficiary or estate will receive one payment if your death occurs on the 16th of the month or later. If you die **before** the effective date of retirement, your selection shall be void and benefits due to the death of a member in service will be paid. If you choose this option, you must send proof of your beneficiary's date of birth with this application.

SIGNATURE

DATE

BLOCK 2 - OPTIONAL ALLOWANCES

The following optional allowances are only available to members without a spouse as of the date of retirement. Sign the appropriate section in this block to indicate the selected option. Optional allowances are effective on the effective date of retirement. If you die **before** the effective date, the selected option shall be void and the benefits due to death of a member in service will be paid. The selected option cannot be changed after the first payment normally becomes due.

OPTION 1:

Provides a lower monthly benefit than the Basic Allowance, but guarantees monthly payments that equal the total of your retirement benefit's Present Value. The Present Value of your benefit is figured at the time of your retirement. If you die before receiving monthly payments that add up to the Present Value, the remaining payments will be paid in a lump sum to your designated beneficiary or beneficiaries who remain alive. For state employees: Option 1 does <u>not</u> provide for continued health coverage after your death.

DATE

SIGNATURE

OPTION 2:

Provides a lower monthly benefit than the Basic Allowance, but guarantees that after your death the same monthly benefit will continue to be paid to your surviving beneficiary for his or her lifetime. No further payments will be made after the deaths of you and your beneficiary. If you choose this option, you must send proof of your beneficiary's date of birth with this application. Retirees electing Option 2 cannot designate a beneficiary who is more than 10 years younger unless the beneficiary is the retiree's disabled child.

DATE

SIGNATURE

OPTION 3:

Provides a lower monthly benefit than the Basic Allowance, but guarantees that after your death one half of the monthly benefit paid to you will be paid to your surviving beneficiary for his or her lifetime. No further payments will be made after the deaths of you and your beneficiary. If you choose this option, you must send proof of your beneficiary's date of birth with this application.

DATE

SIGNATURE

OPTION 4:

Provides a lower monthly benefit than the Basic Allowance, but guarantees the return of your accumulated contributions and interest as established when you retire. If you die before you have recovered the full amount of your accumulated contributions and interest, the remainder will be paid in a lump sum to your designated beneficiary or beneficiaries who remain alive. For state employees: Option 4 does not provide for continued health coverage after your death.

SIGNATURE

DATE_

OPTION 5:

Provides a lower monthly benefit than the Basic Allowance, but guarantees that after your death the same monthly benefit paid to you will be paid to your surviving beneficiary for his or her lifetime. It also provides that your monthly benefit will "pop-up" to the Basic Allowance for your lifetime the month following the death of your beneficiary if your beneficiary dies before you. If your original beneficiary dies and you are collecting the Basic Allowance and decide to name a new beneficiary, your benefit will be recalculated under Option 5 based on the new beneficiary designation. If you choose this option, you must send proof of your beneficiary's date of birth with this application. Retirees electing Option 5 cannot designate a beneficiary who is more than 10 years younger unless the beneficiary is the retiree's disabled child.

SIGNATURE

DATE

OPTION 6:

Provides a lower monthly benefit than the Basic Allowance, but guarantees that after your death one half of the monthly benefit paid to you will be paid to your surviving beneficiary for his or her lifetime. It also provides that your monthly benefit will "pop-up" to the Basic Allowance for your lifetime the month following the death of your beneficiary if your beneficiary dies before you. If your original beneficiary dies and you are collecting the Basic Allowance and decide to name a new beneficiary, your benefit will be recalculated under Option 6 based on the new beneficiary designation. If you choose this option, you must send proof of your beneficiary's date of birth with this application.

SIGNATURE

DATE

APPLICATION FOR SERVICE OR DISABILITY RETIREMENT

IMPORTANT: This page must be completed by your employer and returned with your application <u>unless you</u> <u>have been separated from employment for at least 60 days</u>. If you have been separated from employment for 60 days or more, your former employer does <u>not</u> need to complete this page.

Employer's Certification	of Separation from E	mployment, Wages,	Contributions and Sick Leave

-0	r:A	pplicant's Name	<u></u>	Job Classification			
	Applicant's Social Se	ecurity number:					
-	The most recent pay			Year			
		information to be reported p					
	Contribution \$	Standard hours	Actual Hours Paid	Pay Period Ending _			
			Actual Hours Paid				
			Actual Hours Paid		MO	DAY	YR
	Final				МО	DAY	
	Contribution \$	Standard hours	Actual Hours Paid	Pay Period Ending _			
					MO	DAY	YR

C. The employee is separating from employment with the employer. The employee's last day on payroll is: ______.

Federal law prohibits the Maryland State Retirement and Pension System from paying benefits prior to "separation from employment." "Separation from employment" may only occur on resignation, retirement, discharge, or death, and not on transfer, promotion, or otherwise continuing employment with the same employer without interruption. State law requires that there be a minimum of <u>45 days</u> from the date of retirement and the date the individual is reemployed, on a permanent, temporary, or contractual basis, by: (a) the State or any other participating employer, or (b) a withdrawn participating governmental unit ("PGU"), if the retiree was an employee of the withdrawn PGU while it was a participating employer.

and is effective

D. Salary Change: Did the employee's salary change since most recent payroll period reported or will the employee's salary change before the date of retirement?......

If yes, the employee's new annual salary is \$_____

MO DAY YR

E. Unused Sick Leave: Member must retire within 30 days of separating from employment to be eligible to receive additional creditable service for unused sick leave. The agency must be notified of all changes in unused sick leave. Unused sick leave must be reported at the time the member files for retirement and again 30 days after the effective date of retirement. Retirement Coordinator: Please retain a copy and submit recertified sick leave 30 days after retirement. Unused sick leave is sick leave that was available to an employee as sick leave during employment and was not used before retirement. Any converted leave that was not sick leave during employment may not be reported.

Initial Reporting:	Total DAYS of unused sick leave (If none, enter word NONE) as of MODAYYR
Recertified Sick	Total DAYS of unused sick leave (If no change, enter no change) as of MO_DAY_YR
Leave:	Retirement Coordinator recertifying leave must initial here: Date:

I certify that the above information regarding wages, contributions, separation from service, and sick leave is true and accurate to the best of my knowledge and that I am authorized to certify this information by the employer. I will report any changes to unused sick leave occurring between the date certified and the actual date of retirement.

Signature of Authorized Agent

Printed Name of Authorized Agent

Title of Authorized Agent

Date

Full Name of Employer

DIRECT Telephone Number

Submit form directly to: Maryland State Retirement and Pension System, 120 East Baltimore St., Baltimore, MD 21202-6700