

NEW YORK STATE RETIREMENT

Objective:	To establish procedure to implement the Retirement Law for County employees	Policy Number:	03-06
Reference: <i>(All applicable federal, state, and local laws)</i>	Retirement and Social Security Law, Articles 2, 11, 14 (Section 89A) and 15; Resolution No. 1 (1954); Resolution No. 19 (1957); Resolution No. 154 (1967); Chapter 890, Laws of 1976; Resolution 341 (1980); Chapter 414, Laws of 1983	Effective Date:	January 12, 1981
		Responsible Department:	Personnel
		Modified Date (s):	April 2011 October 2009 June 1988
Legislative Policy Statement:		Resolution No.:	09-212
General Information:		Next Scheduled Review:	April 2016

I. Definitions:

II. Policy: To follow the New York State and Local Employees' Retirement Law

III. Procedure: When you join the Retirement System, you are assigned to a tier depending on your date of membership:

- Tier 1 – hired before July 1, 1973
- Tier 2 – hired on or after July 1, 1973
- Tier 3 – hired on or after July 27, 1976
- Tier 4 – hired on or after September 1, 1983
- Tier 5 – hired on or after January 1, 2010

Permanent Full-Time Employees

Under Article 14 of the Retirement and Social Security Law, all permanent full-time County employees are required to participate in the New York State and Local Employees' Retirement Plan, which requires an employee contribution of:

- Tier 1 and Tier 2 – no contributions
- Tier 3 and Tier 4 – 3 percent of gross wages for first 10 years
- Tier 5 – 3 percent of gross wages for entire career

Temporary/Seasonal Employees

Membership in the Retirement Plan is optional for temporary, seasonal, provisional and part-time employees, and those whose position will be terminated within one year. Employees not participating shall be required to submit a waiver, indicating the decision not to join the Retirement System.

If you are working in a permanent, full-time position for an employer that participates in New York State and Local Employees' Retirement System, it is mandatory that you become a member of the Retirement System. At the time of hire, during orientation, an employee in permanent, full-time status will complete an Article 15 Member Registration form (see [Policy 02-04](#)).

If an active employee and member of the Employees' Retirement System passes away, the Personnel Department will notify New York State Employees' Retirement System. This will aid in initiating payment of benefits to the member's beneficiary, if applicable.

Every member of New York State Employees' Retirement System is responsible for maintaining current beneficiary information.

Disability Retirement

There are provisions in the New York State Employees' Retirement System for a disability pension based on work related or non-work related, illness/injury, based on qualifying conditions to be determined by New York State Employees' Retirement System.