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NYCERS USE ONLY

F353

## Certificate of Employment Under §212 of the Retirement and Social Security Law (RSSL)

This form is to be completed by retirees, other than disability retirees, who have reentered public employment in the City of New York, or the State of New York or any of its political subdivisions, who wish to be covered by the provisions of RSSL §212. Once filed, this form applies to your entire period of post-retirement public employment. You may withdraw this form at any time when you leave your current position by notifying NYCERS.

Do not complete this form if you wish to rejoin NYCERS. To rejoin NYCERS, you need to file Form #352. You can file Form #352 online -- register for/log in to MyNYCERS at [www.nycers.org](http://www.nycers.org), visit the "Message Center," and look for "Tasks" to complete Form #352 online.

**NOTE: If the address you provide on this form is different from your address in NYCERS' system, the new address will become your official address in NYCERS' records.**

Pension Number	Last 4 Digits of SSN	Home Phone Number	Work Phone Number
<input type="text"/>	<input type="text"/>	(    )	(    )
First Name	M.I.	Last Name	
<input type="text"/>	<input type="text"/>	<input type="text"/>	
Address			Apt. Number
<input type="text"/>			<input type="text"/>
City	State	Zip Code	
<input type="text"/>	<input type="text"/>	<input type="text"/>	

I am now employed by  effective  [MM/DD/YYYY].

I, the undersigned, am a retiree. I have reentered public employment in the City of New York, or the State of New York or any of its political subdivisions, and I **do not** wish to return to membership in NYCERS. I do wish to continue to receive my retirement allowance without loss, suspension or diminution pursuant to §212 of the RSSL. I understand that my earnings from public employment may not exceed \$35,000\* in calendar year 2021 and thereafter. I acknowledge that should my earnings in calendar year 2021 and thereafter exceed \$35,000, my retirement allowance will be suspended in accordance with the provisions of §212 of the RSSL.

I further understand that there will be no earnings limitation under the provisions of §212 of the RSSL during or after the calendar year in which I attain age 65, unless I am an elected official who is subject to the provisions of Civil Service Law §150. I acknowledge that if I have reentered public employment and am over age 65, I still have to file this form to be covered by the provisions of RSSL §212 even though the earnings limitations may not apply to me.

I will notify NYCERS as soon as my earnings have exceeded the earnings limitation. I will submit to NYCERS a copy of my W2 form by February 15 of each year to verify my earnings in the previous year.

*\*This is the earnings limitation specified in §212 of the RSSL effective January 1, 2020. For previous years, the income limitation was \$30,000. It may be increased by an act of the New York State Legislature. Please consult the Legislation section of NYCERS' website to see if legislation has been enacted to increase the limitation.*

Signature of Member	Date
<input type="text"/>	<input type="text"/>

**This form must be acknowledged before a Notary Public or Commissioner of Deeds.**

State of \_\_\_\_\_ County of \_\_\_\_\_ On this \_\_\_\_ day of \_\_\_\_\_ 20\_\_\_\_, personally appeared before me the above named, \_\_\_\_\_ to me known, and known to me to be the individual described in and who executed the foregoing instrument, and they acknowledged to me that they executed the same, and that the statements contained therein are true.

**If you have an official seal, AFFIX IT**

Signature of Notary Public or Commissioner of Deeds \_\_\_\_\_  
Official Title \_\_\_\_\_ Expiration Date of Commission \_\_\_\_\_

