

**Rules of
Retirement Systems
Division 10–The Public School Retirement
System of Missouri
Chapter 5–Retirement, Options and Benefits**

Title	Page
16 CSR 10-5.010 Service Retirement	3
16 CSR 10-5.020 Disability Retirement	8
16 CSR 10-5.030 Beneficiary	10
16 CSR 10-5.035 Calculation of Benefits Under Social Security Offset.....	14
16 CSR 10-5.040 Calculation of Retirement Allowance for a Member With Services in a College or Agency Also Providing Social Security Coverage	14
16 CSR 10-5.045 Salary Rates for Benefit Calculations	14
16 CSR 10-5.050 Additional Benefits for Retirees, Beneficiaries and Members on Disability	14
16 CSR 10-5.055 Cost-of-Living Adjustments	15
16 CSR 10-5.060 Benefits to Advisers	15

Title 16—RETIREMENT SYSTEMS

Division 10—The Public School Retirement System of Missouri Chapter 5—Retirement, Options and Benefits

16 CSR 10-5.010 Service Retirement

PURPOSE: This rule sets forth the procedures for the claiming and payment of service retirement benefits under sections 169.070 and 169.075, RSMo and restrictions on employment as provided by section 169.560, RSMo.

- (1) A member qualifying for service retirement shall file a written application with the board of trustees on a form provided by the board before s/he can become eligible to receive retirement allowance payments.
- (2) The earliest date on which service retirement may become effective is the first day of the calendar month following the calendar month in which the services of the member are terminated, or the first day of the calendar month following the filing of the Application for Service Retirement, whichever is later; except that the earliest date on which service retirement may become effective for a member retiring after receiving credit for a year of membership service shall be July 1, the first day of the fiscal year following the termination of services.
- (3) The first retirement allowance, because of service retirement, shall be paid not later than the calendar month immediately following the month in which the application is approved. The first payment after the approval shall include any allowances which have accrued between the effective date of retirement and the date of the first payment.
- (4) Except as provided in section (6), if a retired member receiving a retirement allowance returns to employment in a position covered by the retirement system, the retirement allowance shall cease, s/he shall become a new member of the retirement system and shall make contributions to the system. Upon a subsequent termination of services as a teacher, payment of the previously determined retirement allowance shall be resumed.
- (5) Except as provided in section (6), a retirement allowance shall not be paid a retired member during any month in which compensation is earned as specified in section 169.560, RSMo; provided that this rule shall

not apply to employment with a state college, a state university or any state agency.

(6) Part-time employment is any employment which is less than full-time. Temporary-substitute employment is any employment either in a position held by a regularly employed person who is temporarily absent, or in a position which is temporarily vacant. A retired member may be employed by a district included in the system to serve on a part-time or temporary-substitute basis in any capacity not to exceed five hundred fifty (550) hours in any one (1) school year. If such employment exceeds these limitations, payment of benefits to the retired member shall cease until the employment terminates or a new school year begins. This rule shall not apply to employment with a state college, a state university or any state agency.

(7) For purposes of applying the provisions of section 169.560, RSMo only, no state college, state university or state agency shall be considered to be a district, employer or public school as those terms are defined in section 169.010, RSMo. Any retired member who is employed by a state college, a state university or any state agency shall not be subject to the requirements and restrictions of section 169.560, RSMo.

(8) A member electing option 2, option 3 or option 4 in his/her application for service retirement shall furnish proof of date of birth of the person nominated to receive the survivorship payments.

(9) The member electing option 2, option 3 or option 4 in his/her application for service retirement shall indicate the relationship establishing an insurable interest in his/her life for the person nominated and, if requested by the board, shall furnish evidence of the existence of the insurable interest. An "insurable interest" shall be considered to exist because of the relationship to a member of a wife, husband, father, mother, child (including a stepchild or adopted child) or any other person who is dependent upon the member for a part of his/her support.

(10) Any member retiring under the provisions of section 169.563, RSMo shall have the same rights of retirement benefit plan election as a member retiring under section 169.070, RSMo. Further, the surviving spouse of any member who dies prior to retirement and while eligible to retire under section 169.563, RSMo shall have the same survivorship benefit rights as provided under section 169.070, RSMo.

(11) A member who has made additional deposits with the system will, upon retirement, receive an addition to the retirement allowance provided for in section 169.070, RSMo unless s/he elects to withdraw his/her accumulated deposits without interest.

(12) The provisions of subsection 15. of section 169.070, RSMo shall be applicable to retirement allowance payments made on September 30, 1987 and thereafter. In determining any increase in benefits allowable under subsection 15. to those retirees receiving benefits under section 169.070.9(4), RSMo the "retirement allowance" shall be deemed to be the amount which would have been payable had the allowance not been reduced to two-thirds (2/3) as provided in section 169.070.9(4), RSMo.

(13) The effective date of a retirement allowance payment made because of the nomination of a successor beneficiary as provided in House Bill 496 enacted by the 87th General Assembly shall be the next regular payment date following receipt in the retirement office of the properly completed nomination of successor beneficiary form.

(14) The effective date of any monthly benefit to a service retiree shall be the first day of the calendar month following the event establishing eligibility for the benefit, assuming all other requirements of the law and rules of the board of trustees have been met. Monthly benefit payments shall be made on the last day of each calendar month and shall be only for complete months. The initial payment shall include all benefits accrued since the effective date.

*AUTHORITY: section 169.020, RSMo (1994). * Original rule filed Dec. 19, 1975, effective Jan. 1, 1976. Amended: Filed June 10, 1980, effective Sept. 15, 1980. Emergency amendment filed Sept. 10, 1987, effective Sept. 20, 1987, expired Jan. 18, 1988. Amended: Filed Sept. 10, 1987, effective Jan. 29, 1988. Emergency amendment filed Dec. 29, 1987, effective Jan. 8, 1988, expired April 27, 1988. Amended: Filed Dec. 29, 1987, effective May 26, 1988. Emergency amendment filed Aug. 24, 1988, effective Sept. 3, 1988, expired Jan. 1, 1989. Amended: Filed Aug. 24, 1988, effective Dec. 29, 1988. Emergency amendment filed Dec. 20, 1989, effective Dec. 30, 1989, expired April 29, 1990. Amended: Filed Dec. 20, 1989, effective April 12, 1990. Amended: Filed Nov. 8, 1991, effective March 9, 1992. Amended: Filed April*



29, 1993, effective July 1, 1994.
Amended: Filed June 28, 1993, effective Dec. 9, 1993. Amended: Filed Oct. 29, 1993, effective May 9, 1994. Amended: Filed July 31, 1995, effective Feb. 25, 1996. Amended: Filed Feb. 26, 1996, effective Aug. 30, 1996.

**Original authority 1945, amended 1951, 1953, 1967, 1973, 1983, 1990, 1995.*



THE PUBLIC SCHOOL RETIREMENT SYSTEM OF MISSOURI
APPLICATION FOR SERVICE RETIREMENT

(Read reverse side before completing this form)

Membership Number _____

TO THE BOARD OF TRUSTEES:

Social Security Number _____

I, _____ hereby make application for service retirement in accordance with the provisions of the law pertaining to The Public School Retirement System of Missouri.

My last services as a member were with _____
District No. County

My services terminated (or will terminate) on _____
Month Day Year

I request retirement to become effective _____
Month Day Year

I hereby designate that my retirement allowance is to be paid in accordance with the plan for _____

_____ as such plan is provided for in the law.
(Select one of the following: Regular Retirement, Option 1, Option 2, Option 3, or Option 4)

I understand and agree that the option selected and the beneficiary named in this application become final on my effective retirement date, and that neither can be changed thereafter.

DESIGNATION OF BENEFICIARY FOR AN OPTIONAL RETIREMENT PLAN
(Complete This Section Only If You Are Electing Option 1, 2, 3 or 4)

I hereby designate _____ Sex _____

Address _____

whose relationship is _____ and who has an insurable interest in my life to receive, if living, the reduced retirement allowance after my death.

Date of Birth of this Beneficiary _____ (Attach birth certificate unless previously filed)
Month Day Year

Social Security Number of this Beneficiary _____

I understand that I may not receive a retirement allowance for any month in which services are rendered as a full-time employee for an employer included in The Public School Retirement System of Missouri.

I agree that, if in the future I am employed on a full-time basis for any period of time by an employer included in The Public School Retirement System of Missouri, or if I serve for more than 360 hours in a school year as a part-time or temporary substitute employee for such an employer, I will immediately give written notice of such employment to the Board of Trustees of the Retirement System.

I certify that this information is true and correct, and that, if married, my spouse is aware of both this application and the plan of retirement elected.

Subscribed and sworn to before me at

(City) _____ (State) _____

this _____ day of _____, 19 _____

My Commission expires _____

Signature of Applicant

Street or Rural Route

Notary Public

City

State

Zip

(Seal)

RETURN THIS FORM TO:

THE PUBLIC SCHOOL RETIREMENT SYSTEM OF MISSOURI
P.O. Box 268, Jefferson City, Missouri 65102



INFORMATION REGARDING YOUR APPLICATION FOR SERVICE RETIREMENT

MAKING APPLICATION

Your Application for Service Retirement (see reverse side) should be filed about 60 days before your expected retirement date. The earliest your retirement can become effective is the first day of the month following termination of full-time service, or the first day of the month following the filing of your application, whichever is later; except that if you serve and receive credit for the complete school year immediately prior to retirement, your earliest effective retirement date will be July 1.

Retirement checks are issued on the last day of each month. Your first check will be mailed at the end of the month in which your retirement becomes effective. (Example — if your retirement date is July 1, your first check will be mailed July 31.)

SELECTING A RETIREMENT PLAN

Your retirement allowance will be paid in accordance with the plan you elect in the Application for Service Retirement. You may choose one of the following five plans, with the understanding that once you retire, you cannot change your election.

Regular Retirement — This plan would provide the largest lifetime monthly payment to you, with no monthly payment to anyone after your death. If a balance of unused contributions remained at your death, a lump sum payment of that amount would be made to your beneficiary.

Option 1 — This plan would provide a reduced lifetime monthly payment to you, with continuation of the same monthly lifetime payment to your beneficiary if surviving at your death. If your beneficiary predeceased you, your monthly payment would not increase because of that death.

Option 2 — This plan would provide a reduced lifetime monthly payment to you (but larger than that provided under Option 1), with a lifetime monthly payment of one-half that amount to your beneficiary if surviving at your death. If your beneficiary predeceased you, your monthly payment would not increase because of that death.

Option 3 — This plan would be the same as Option 1 except that you would receive slightly less than the amount for Option 1, but if your beneficiary predeceased you, your monthly allowance would revert to the amount you would have received had you elected "Regular Retirement."

Option 4 — This plan would be the same as Option 2 except that you would receive slightly less than the amount for Option 2, but if your beneficiary predeceased you, your monthly allowance would revert to the amount you would have received had you elected "Regular Retirement."

In Summary: The election of any of the four options will provide a smaller monthly benefit to you than would be paid under "Regular Retirement," but will assure continuance of a lifetime monthly payment to your beneficiary if living at your death. If you elect an option, and both you and your beneficiary die before your total contributions and interest are paid out in monthly benefits, any unused balance will be paid to your estate.

If you choose an option, the person you name to receive survivorship payments must have an insurable interest in your life. A spouse, child or parent automatically has such an interest. Any other person dependent upon you for partial support may have an insurable interest, but evidence of such interest would be required.

The amounts payable under each of the optional plans can be estimated for you upon request if you will furnish the name, birthdate and relationship of your beneficiary. Your age and that of your beneficiary will determine the percentage payable under an option.

IMPORTANT REMINDER

If you file the Application for Service Retirement and either you or your beneficiary dies before your effective retirement date, your election will be cancelled. Once that date has passed, however, neither the retirement plan nor the beneficiary designated in the application can be changed.



THE NON-TEACHER SCHOOL EMPLOYEE RETIREMENT SYSTEM OF MISSOURI

NOMINATION OF SUCCESSOR BENEFICIARY

To: The Board of Trustees

I, _____, Retirement No. _____,
(Retiree's name)

hereby nominate my spouse, _____
(First name) (Middle initial) (Last name)

to whom I was married on _____, as successor
beneficiary to receive at my death any benefits due and payable under the
law and in accordance with _____ elected at my retirement.
(Optional plan)

I understand that this nomination will supersede and render void any and
all previous beneficiary nominations made by me, and can be changed only in
the event of my subsequent remarriage.

Subscribed and sworn to before me at
(City) _____, (State) _____
this _____ day of _____, 19____
My Commission expires _____

Notary Public

Signature of Retiree

Street and number

City State Zip

(Seal)

RETURN THIS FORM TO:
THE NON-TEACHER SCHOOL EMPLOYEE RETIREMENT SYSTEM OF MISSOURI
P. O. Box 268, Jefferson City, MO 65102

16 CSR 10-5.020 Disability Retirement

PURPOSE: This rule provides the procedure for claiming a disability benefit as authorized in sections 169.060, 169.070 and 169.075, RSMo.

(1) A member claiming disability retirement must file a written application for retirement with the board of trustees on a form provided by the board. If a member, because of physical or mental disability, is unable to make application for disability retirement, the written application may be completed by a guardian or trustee designated by a court and the completed application shall be accompanied by a certified copy of the court order designating the guardian or trustee.

(2) The board of trustees shall designate a medical adviser whose duty it shall be to assign applicants for disability benefits to physicians for examinations and reports (see 16 CSR 10-6.070(1) for the nonteacher system).

(3) The board of trustees shall pay the fees of the examiners and shall pay the medical adviser a fee for each application (see 16 CSR 10-6.070(2) for the nonteacher system).

(4) The medical adviser shall report to the board on the findings of the examining physicians and the board of trustees shall act on these findings (see 16 CSR 10-6.070(3) for the nonteacher system).

(5) The recipient of disability benefits may be required to submit to periodic examinations until age sixty (60) by physicians selected and paid by the board, provided there shall not be more than two (2) examinations in any year (see 16 CSR 10-6.070(4) for the nonteacher system).

(6) The payment of the first disability benefits to a member shall be made not later than the calendar month immediately following the month in which the claim is approved. The first payment after approval shall include any benefits which have accrued between the date of disability and the date of the first payment, provided, however, that payment shall not be made for such time as the member is receiving any salary from an employer; and provided, that benefits shall not accrue for more than sixty (60) days prior to the date of filing application (see 16 CSR 10-6.070(5) for the nonteacher system).

(7) Any person who is receiving a disability retirement allowance from the retirement system and who has attained age sixty (60) may

be employed in any capacity for and receive income of any amount from any employer except a school district included in the retirement system. Notwithstanding any provision of section 169.560, RSMo to the contrary, any such person may be employed in a district included in the retirement system on either a temporary substitute or part-time basis up to a total of five hundred fifty (550) hours in a school year without a discontinuance of the retirement allowance.

(8) Any person who is receiving a disability retirement allowance from the retirement system and who has not attained age sixty (60) may not be employed in any capacity by a district included in the retirement system and continue to receive the retirement allowance. Any such person may not be employed in any capacity for any other employer, the compensation for which employment would constitute a livelihood, and continue to receive the retirement allowance. The executive director, and/or the board of trustees shall determine what constitutes a livelihood in such instance.

(9) The surviving spouse, children of a deceased disability retiree shall have the same rights to benefits under sections 169.070 and 169.075, RSMo as does the surviving spouse, children, or both, of a member who dies while teaching in a district included in the retirement system.

*AUTHORITY: section 169.020, RSMo (1994). * Original rule filed Dec. 19, 1975, effective Jan. 1, 1976. Amended: Filed Aug. 11, 1977, effective Nov. 15, 1977. Amended: Filed Aug. 14, 1989, effective Nov. 11, 1989. Amended: Filed April 13, 1994, effective Sept. 30, 1994. Amended: Filed July 31, 1995, effective Feb. 25, 1996.*

**Original authority 1945, amended 1951, 1953, 1967, 1973, 1983, 1990.*