



**Return to Work Application**  
 P.O. Box 26129 Santa Fe, NM 87502-0129  
 Fax to 505-827-1855



Name:	SSN:
Phone:	Email:

Mailing address: \_\_\_\_\_

1. What is your NMERB effective retirement date? \_\_\_\_\_

2. When was the last day you worked for an NMERB employer including but not limited to: full time employment, part time employment, substitute work, services rendered as an independent contractor and/or employment with an independent contractor, volunteering in an otherwise paid position, or working less than .25 of a full-time equivalency (FTE)?  
 List Dates: \_\_\_\_\_ Employer: \_\_\_\_\_

3. Are you currently employed by an NMERB Employer? Yes  No   
 NMERB Employer Name: \_\_\_\_\_

**Select section 1, 2, or 3 below**

**Section 1:**  
**Return to Work Program**  
 NMERB retirees may return to employment under the Return to Work Program without affecting their retirement benefit if they maintain compliance with Section 22-11-25.1 NMSA 1978 and 2.82.5.15 NMAC. A twelve consecutive month layout period is required. Retired members under the Return to Work Program shall make non-refundable employee contributions to the NMERB fund. Employers will continue to make the employer contributions for retirees who participate in Return to Work as specified by statute.  
**I have completed a 12 consecutive month layout period. Yes No**  
 Dates of layout period: \_\_\_\_\_ to \_\_\_\_\_

**Section 2:**  
**Return to Work Less than \$15,000 Per Year**  
 NMERB retirees may return to work earning less than \$15,000 per year without affecting their retirement benefit if they maintain compliance with Section 22-11-25.1 NMSA 1978 and 2.82.5.17 NMAC. A 90 consecutive day layout period is required.  
**I have completed a 90 consecutive day layout period. Yes No**  
 Dates of layout period: \_\_\_\_\_ to \_\_\_\_\_

**Section 3:**  
**Working .25 FTE or less provision**  
 NMERB retirees may return to employment (includes "substitution") at a level of .25 FTE or less without affecting their retirement benefit if they maintain compliance with 2.82.5.16 NMAC. This is to certify that I will be working at .25 FTE or less (FTE is combined for multiple employers).

A retired member may return to work with a local administrative unit after they submit their Application to Return to Work and receive approval by NMERB. Retirees who return to work and have not suspended their benefit will not earn additional service credit or be able to purchase service credit associated with Return to Work employment.  
**Before beginning employment I must provide my employer with a copy of my approved NMERB RTW Application. I understand that if I am receiving retirement benefits and violate the Return to Work rules I will be required to pay back all retirement benefits received during my period of ineligibility with interest.**

**Employee Signature:** \_\_\_\_\_ **Date:** \_\_\_\_\_

**NMERB Use only**

Approved RTW Program      Approved RTW less than \$15K per year      Approved .25 FTE or less      Ineligible

**Authorized Signature:** \_\_\_\_\_ **Date:** \_\_\_\_\_