

**Austin Peay State
University****Retirement****POLICIES****Issued:** ~~April 30, 2021~~**Responsible Official:** Vice President for Finance and Administration**Responsible Office:** Human Resources

Policy Statement

It is the policy of Austin Peay State University that all employees of the University be a part of the state-reported retirement system if the employee is eligible.

Purpose

The purpose of this policy is to set the standards for a consistent process and treatment of employees regarding retirement at the University.

Procedures

- A. Except as otherwise provided herein, all regular full-time employees of the University shall be members of a state-supported retirement system, subject to the eligibility provisions of state law including T.C.A. § 8-35-101 et seq.
- B. Regular part-time employees are eligible to become members of a state-supported retirement system, but such membership is not mandatory.
- C. Pursuant to T.C.A. § 8-36-923, any individual who is exempt from the Fair Labor Standards Act and who is employed in a state-sponsored institution of higher education may elect either membership in the ~~retirement system or participation in the optional retirement program. Therefore, all regular academic, executive, administrative, and professional employees of the University shall have the option of becoming members of either the~~ Tennessee Consolidated Retirement System (TCRS) or the Optional Retirement Program (ORP).

1. Employees who are members of the TCRS are eligible to retire upon attainment of appropriate age and years of creditable service, or a combination thereof.
 2. Employees who are members of the ORP may retire at any time after separation from service, subject to IRS regulations.
- D. Any person who has served as the ~~p~~President ~~of~~ APSU for a period of not less than ten (10) years and has attained the age of sixty (60) while being employed by APSU may, upon approval of the Board of Trustees, be retired as President Emeritus of APSU. No former president shall receive any remuneration or compensation for holding the emeritus title unless the terms and conditions of T.C.A. § 8-36-714 are met.
- E. For either retirement system (TCRS or ORP), the annual limit to employer contributions made on behalf of employees hired after July 1, 1996 will be subject to applicable federal and state limits.
- ~~F.~~ There is no contribution limit for employees employed before July 1, 1996.
- ~~F.~~ Additionally, for employees enrolled in the ORP, there is also an annual aggregate contribution limit for contributions to the ORP and 401(k). This limit is defined on an annual basis.
- G. Temporary Employment. Any retired member of TCRS (except those receiving a disability retirement allowance) or ORP (except those who have never taken a withdrawal or distribution from his/her account) may return to service in a position covered by this system and continue to draw his/her retirement allowance under the following conditions:
1. The retiree must have a break in service for a minimum of sixty (60) days, unless an exception has been applied for and approved.
 2. Retirees does not work more than one hundred twenty (120) days or the equivalent of one hundred twenty (120) days; or if employed as a teacher by an institution of higher learning, twenty-four (24) quarter credit hours or eighteen (18) semester credit hours.
 3. The entire compensation payable to the retiree for such work should not be more than 60 percent of the annual full-time salary received by the member in the year immediately prior to retirement. This limit on salary

increases by 5 percent for each year since the member's retirement.

H. When a retiree begins temporary employment, he/she will be required to complete the appropriate form.

1. TCRS retirees must complete the *Temporary Employment* form and the University shall submit the form to the TCRS. The TCRS must be notified by letter when the retiree's temporary employment reaches the 120 day limit and/or when employment is terminated to avoid possible overpayment or suspension of the monthly benefit.
2. ORP retirees must complete the *Optional Retirement Program (ORP) Part-time Reemployment Certification/Waiver* form for the University's files.
3. New forms for TCRS and ORP retirees must be completed for each 12-month period.

I. Employees are encouraged to notify their supervisors of retirement dates as soon as determined, preferably at least thirty (30) days prior to separation from the University.

Revision Dates

APSU Policy 5:042 – April 30, 2021

APSU Policy 5:042 – Issued: March 25, 2017

Subject Areas:

Academic	Finance	General	Human Resources	Information Technology	Student Affairs
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Approved

President: signature on file