



Inactive Member Request For Refund and/or Rollover

See page 2 for instructions. Mail completed original application to Albuquerque address.
Incomplete forms and/or forms with white-out will be returned. Complete form in blue or black ink only.
DO NOT FAX APPLICATION.

EXAMPLE

Section I: Member Information
 Name: Your name SSN: 555-55-5555 DOB: 01/01/1900 Male Female
 Address: Your current home address Phone 555-555-5555
 City State Zip
 Marital Status: Single Married Married, previously divorced * Divorced * Widowed (Death Certificate required)
 * Failure to submit a court endorsed copy of your divorce decree(s) will cause a delay in the processing of your refund. See page 2.

Section II: Distribution Options (Direct deposits not allowed)
 I elect to have my contributions mailed directly to me at the address listed above. I understand that 20% federal tax will be withheld from the taxable portion of this distribution. I may also be subject to an additional 10% penalty tax if my age is under 59½ at the time of refund.
 I elect a direct rollover of all my pre-tax contributions plus interest to the qualified trust plan listed below. Any monies not designated for transfer will be mailed to me. IRA Eligible Qualified Plan
 I elect a partial rollover of my pre-tax contributions plus interest to the qualified trust plan listed below. Any monies not designated for transfer will be mailed to me. Federal income tax will not be withheld from the portion of the distribution that is transferred and the balance I receive is subject to 20% federal withholding.
 • Percentage to transfer: _____ % (The percentage indicated will be applied to all subsequent refunds. Request to rollover into accounts outside the United States cannot be honored.)
Financial Institution Information (provide only when requesting a rollover)
 Financial Institution: Financial Institution Name Account Number: Required - roll over ONLY
 (up to 30 characters only)
 Mailing Address: Financial Institution Mailing Address
 City State Zip

Select ONE option only.

*If widowed, a Death Certificate is Required

*If divorced, a court endorsed copy of your divorce decree is Required

I waive the Federal 30 day waiting period and request payment as soon as administratively possible.
 See page two (2) instructions. (This does not mean you will receive your refund in 30 days. This could take up to 90 days after initial request).

Section III: Member Signature (PLEASE SIGN IN THE PRESENCE OF A NOTARY PUBLIC)

Member Signature _____ Date _____
 Notary Public _____
 State of _____, County of: _____ Signed before me by _____ on the day _____ of _____, 20____.
 (Member name)
 Notary Public Signature _____ My Commission Expires: _____

ONLY member signature and date required here

Section IV: Spousal Consent (PLEASE SIGN IN THE PRESENCE OF A NOTARY PUBLIC)
 I hereby certify that I am the spouse of the above named Member and that I freely consent to the request for refund and/or rollover made herein.

Spouse Signature _____ Date _____
 Notary Public _____
 State of _____, County of: _____ Signed before me by _____ on the day _____ of _____, 20____.
 (Spouse name)
 Notary Public Signature _____ My Commission Expires: _____

NOTARY signature required here

IF Married:
 SPOUSE signature required here

certification (Mandatory if you were employed within the last 90 days.)
 I certify that I am the spouse of the above employee terminated employment with _____ on _____ and that final earnings monthly report ending _____ (Should not extend beyond one (1) month following termination date.)
 Signature: _____ Date: _____

- If you wish to withdraw your member contributions plus interest, you **must** terminate your employment with your **ERB employer**, and submit a Request for Refund and/or Rollover Application to each of your current employer(s).
- If you terminated employment more than three months ago, you may submit the application directly to NMERB.
- **Do not use white out.**
- Copied, faxed or emailed applications are not accepted—**please mail original document.**
- ***If you were divorced or legally separated after receiving any NMERB service credit**, you must submit a release of claims from your ex-spouse, documents that indicate that your retirement is your sole and separate property, a Qualified Domestic Relations Order that divides your NMERB benefits, or a court document that indicates that your divorce was prior to earning any NMERB service.
- Please check your application for accuracy.
- You must select only one of the options from Section II: Direct Refund, Direct Rollover or Direct Partial Rollover.
- If you select a rollover to another qualified plan you must include your financial institution's information and an account number.
- If you wish to have your refunds processed as soon as administratively possible and waive the Federal 30 day waiting period, please check the appropriate box.
- Both you and your spouse, if you are married, must sign this form in the presence of a notary public in Sections III and IV.
- **This process may take up to 90 days from initial request.**

New NMERB Retirement Eligibility Rules

After you receive a full refund of your member contributions, you will have no service credit. If you later rejoin the NMERB, you will be subject to the most recent retirement eligibility rules.

Summary of IRS Regulations on Periodic Distributions

Contributions made before July 1, 1983 and payments made to purchase service have already been taxed and are therefore **non-taxable** when distributed from your account; these contributions are not eligible for a Direct Rollover. Contributions since July 1, 1983 and total interest earned have been taxed deferred and **are taxable** when distributed; the taxable balance is eligible for a *rollover* and all or any portion of your account balance can be taken as a *direct refund* or as a *direct rollover*. A rollover is a tax free transfer of an eligible distribution from one qualified employer retirement plan directly to another qualified plan or to an Individual Retirement Arrangement (IRA).

If you choose a direct refund:

Tax deferred contributions and accumulated interest credited to your account are taxed upon withdrawal. The Internal Revenue Service (IRS) requires NMERB to withhold 20% from your refund if you do not rollover the funds to a qualified retirement plan or IRA. In addition, the IRS imposes a special penalty tax on early distributions, such as a lump sum distribution, received before the plan participant reaches age 59½. This special penalty tax of 10% of the taxable portion of the distribution is applied in addition to the regular income tax.

If you choose a direct rollover:

The taxable balance of your contributions and interest are not taxed in the current year and no income tax is withheld. Your refund will be made directly to the IRA or qualified plan you identify on your refund application. Your refund will be taxable when you take it out of the IRA or qualified plan. You may select to rollover any portion (percentage) of your taxable balance. The portion of the taxable balance you receive as direct refund will be taxed in the year in which you receive payment.

The federal income tax withholding rate of 20% applies to eligible distributions made from a qualified retirement plan, such as NMERB. This tax shall be withheld on any eligible distribution made to a member, the member's surviving spouse or to an alternate payee if it is not rolled over directly into another qualified or IRA.

This page summarizes the Internal Revenue Code (IRC) rollover rules and is not intended as tax advice. To determine how IRC rollover rules apply to your situation, we suggest that you consult with a qualified tax professional for advice. Please note the 20% mandatory federal tax withholding is the responsibility of the NMERB. Any further tax liability is the sole responsibility of the member.