

# Advisory 232

G-9400

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## RETIREE RETURN TO WORK (New Section)

A retired member of the Educational Retirement Association (ERA) is eligible to return to work for the School District without suspension of the member's retirement benefits provided that the retired member has not rendered service to a local administrative unit, including a local school district, for at least 90 days after the date of retirement, and returns to work for no more than 36 consecutive or nonconsecutive months. "Rendered service" under this provision shall mean full- or part-time employment, substitute teaching, independent contractor work or volunteer service which would otherwise be performed by a paid employee or independent contractor. The Superintendent shall adopt administrative rules to implement and monitor employment falling within this provision.

*Adopted:*

LEGAL REF.: NMSA 1978 Section 22-11-25.1(I)