IN       REQUEST FOR EARLY TERMINATION OF DROP         Employees' Retirement System of Alabama       P. O. Box 20150         Name:	ERS 10 09/08 1N	0 D-E		RETIREMEN		•	,	
Address:			Em	ployees' Retirem Box 302150 + M 334-517-7000	ent System o lontgomery, A or 877-517-00	of Alabama L 36130-2150	KUT	
Address:	Nam	<b>.</b>				Social So	curity No :	
Street or P. 0. Box       City       State       Zip Code         Telephone Number:       (Work)	Nun	First	Middle	Last				
Telephone Number:       (Work) (	Add	ress:						
Employing Agency:			Street or P. O. Box		City		State	Zip Code
Requested Effective Date of DROP Termination:	Tele	phone Number:	(Work) <u>(</u>	)		(Home) <u>(</u>	)	
	Emp	oloying Agency: _						
	Rea	uested Effective D	ate of DROP Termination	on:			Date of	Birth: / /
○ Voluntary termination of DROP participation ○ Employment will continue (go to Section IV, sign, have signature notarized and submit the form) ○ Employment will terminate (complete the remainder of this form and have your employer complete the Employer Certification section and submit the form) ○ Involuntary termination (attach supporting documentation from employer) ○ Disability (attach ERS's RePORT OF DISABULTY PACKET completed by examining physician) ○ Involuntary transfer of spouse (attach supporting documentation from spouse's employer) II. Withholding Certificate for Pension or Annuity Payments Complete the following applicable lines: 1. I elect not to have income tax withheld from my pension or annuity. (Do not complete lines 2)	I Dee	oon for Early Torm	vinction of DBOB Bogur	(Must be	last day of mon	th)		
Employment will continue (go to Section IV, sign, have signature notarized and submit the form)     Employment will terminate (complete the remainder of this form and have your employer complete the Employer     Certification section and submit the form)     Involuntary termination (attach supporting documentation from employer)     Isability (attach ERS's REPORT or DISABLITY PACKET completed by examining physician)     Involuntary transfer of spouse (attach supporting documentation from spouse's employer)     Isability (attach ERS's REPORT or DISABLITY PACKET completed by examining physician)     Involuntary transfer of spouse (attach supporting documentation from spouse's employer)     IWithholding Certificate for Pension or Annuity Payments     Complete the following applicable lines:         1. I elect not to have income tax withheld from my pension or annuity. (Do not complete lines 2 or 3.)		-	-	851.				
Employment will terminate (complete the remainder of this form and have your employer complete the Employer     Certification section and submit the form)     Involuntary termination (attach supporting documentation from employer)     Disability (attach ERS's RE-PORT or DisABLITY PACKET completed by examining physician)     Involuntary transfer of spouse (attach supporting documentation from spouse's employer)  I. Withholding Certificate for Pension or Annuity Payments     Complete the following applicable lines:     I. I elect not to have income tax withheld from my pension or annuity. (Do not complete lines 2 or 3.)	ц.,	•		ection IV. sign. hav	/e signature r	otarized and s	ubmit the form	n)
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Complete the following applicable lines:         1. Lelect not to have income tax withheld from my pension or annuity. (Do not complete lines 2 or 3.)		2		•	r nom spouse	e s employer)		
of allowances and marital status shown. (You may also designate an amount on line 3.)> Marital Status: Single Married Married, but withhold at higher Single rate of allowances) 1. I want the following additional amount withheld from each pension or annuity payment. Note: For periodic payments, you cannot enter an amount here without entering the number (including zero) of allowances on line 2	Co	mplete the followi	ng applicable lines:		nuity. (Do no	t complete line	es 2 or 3.)	>
Marital Status:       Single       Married       Married, but withhold at higher Single rate       of allowances)         3. I want the following additional amount withheld from each pension or annuity payment. Note:       For periodic payments, you cannot enter an amount here without entering the number (including zero) of allowances on line 2								
Note: For periodic payments, you cannot enter an amount here without entering the number (including zero) of allowances on line 2		Marital Status:	Single	Married, b	out withhold a	t higher Single	rate	
III. Conversion of Sick Leave to Service Credit: Complete only if employing agency allows conversion of sick leave days to retirement credit. I wish to have accrued unused sick leave days converted to retirement service credit. IV. Signature of Applicant: Notarization: STATE OF ALABAMA, COUNTY OF On thisday of, 20, personally appeared before me, the above-named, On this and made oath that i statements made are true. Signature of Notary Public My Commission Expires V. Employer Certification 1. Date on which service of applicant will terminate 2. Closing date of last payroll of applicant 3. Accrued Sick Leave Certification: Sick leave may only be certified if the employee will not be paid for any sick leave. Total accrued unused sick leave days at the end of DROP participation period Date 4. Signature of Authorized Official Date		Note: For periodic	payments, you cannot er	nter an amount he	re without en	tering the num		> \$
<ul> <li>I wish to receive a lump-sum payment for my unused sick leave in lieu of retirement service credit.</li> <li>IV. Signature of Applicant:</li></ul>	III. Con	version of Sick Le	ave to Service Credit:					······································
IV. Signature of Applicant:   Notarization: STATE OF ALABAMA, COUNTY OF On thisday of,   20, personally appeared before me, the above-named and made oath that is statements made are true.   Signature of Notary Public   My Commission Expires   V. Employer Certification   1. Date on which service of applicant will terminate   2. Closing date of last payroll of applicant   3. Accrued Sick Leave Certification:   3. Accrued Sick Leave Certification:   3. Accrued Sick Leave days at the end of DROP participation period		I wish to h	ave accrued unused sick	leave days conve	erted to retire	ment service cr	edit.	
Notarization: STATE OF ALABAMA, COUNTY OF On thisday of,         20, personally appeared before me, the above-named and made oath that is statements made are true.         Signature of Notary Public         My Commission Expires		□ I wish to re	eceive a lump-sum paym	ent for my unused	l sick leave in	lieu of retireme	ent service cr	edit.
20, personally appeared before me, the above-named and made oath that is statements made are true.       Signature of Notary Public         My Commission Expires	IV. Sig	nature of Applican	t:					
statements made are true.  Signature of Notary Public	Nota	arization: STATE O	F ALABAMA, COUNTY OF _			On this	day of	
Signature of Notary Public         My Commission Expires         V. Employer Certification         1. Date on which service of applicant will terminate         2. Closing date of last payroll of applicant         3. Accrued Sick Leave Certification: Sick leave may only be certified if the employee will not be paid for any sick leave.         Total accrued unused sick leave days at the end of DROP participation period         4. Signature of Authorized Official	20	, personally ap	peared before me, the at	bove-named				_ and made oath that the
My Commission Expires         V. Employer Certification         1. Date on which service of applicant will terminate	state	ements made are tru	Je.					
<ul> <li>V. Employer Certification <ol> <li>Date on which service of applicant will terminate</li></ol></li></ul>				Signature of	f Notary Publi	c		
<ol> <li>Date on which service of applicant will terminate</li> <li>Closing date of last payroll of applicant</li> <li>Accrued Sick Leave Certification: Sick leave may only be certified if the employee will not be paid for any sick leave. Total accrued unused sick leave days at the end of DROP participation period</li> <li>Signature of Authorized Official Date</li> </ol>				My Commis	sion Expires			
<ol> <li>Date on which service of applicant will terminate</li> <li>Closing date of last payroll of applicant</li> <li>Accrued Sick Leave Certification: Sick leave may only be certified if the employee will not be paid for any sick leave. Total accrued unused sick leave days at the end of DROP participation period</li> <li>Signature of Authorized Official Date</li> </ol>	V. Emp	loyer Certification		-				
<ol> <li>Closing date of last payroll of applicant</li></ol>	-	-		ate				
<ol> <li><u>Accrued Sick Leave Certification</u>: Sick leave may only be certified if the employee will <b>not</b> be paid for any sick leave. Total accrued unused sick leave days at the end of DROP participation period</li> <li>Signature of Authorized Official Date</li> </ol>								
Total accrued unused sick leave days at the end of DROP participation period							be paid for an	v sick leave.
4. Signature of Authorized Official Date					-	-	-	-
			-	-				

Please complete the Insurance Authorization on the reverse side of this form if your employment will terminate. (State Employees Only)

ERS Office Use Only:	Years of Service:	Months of Serv	ice:	Effective Date of Retirement:	
	Type of Retirement: Service	Disability	DROP Participant:	🗆 Yes 🗌 No	

# **EMPLOYEES' RETIREMENT SYSTEM INSURANCE AUTHORIZATION FORM**

#### This form must be signed before returning it to the ERS

#### I. Member Information:

Member Name				Birth Date		1	/
	First	Middle Initial	Last		Mo.	Day	Year
Social Security No.			Telephone Number (	))			
Home Address			01			7:01	
	Mailing Address		City	State		Zip Cod	e

II. I wish to continue my insurance coverage under the health care plan, *in which I am currently enrolled as indicated below,* and authorize monthly premium deductions from my retirement check until otherwise notified by me, or, in case of death, my beneficiary or other proper authority.

□ State Employees' Health Insurance Plan (Blue Cross/Blue Shield)

Other Health Insurance: (Specify Insurance Plan Name)

III. I wish to continue my dependent health insurance coverage for the individuals listed below: 
Ves No

Last Name	First Name	Middle Name	Birth Date	Sex	Relationship to Member

#### IV. I wish to discontinue Health Insurance Coverage. Q Yes ONO

V. I authorize the Employees' Retirement System to deduct \$	from my monthly benefit payment and transmit
the amount deducted to the following credit union:	

□ Alabama State Employees' Credit Union

□ Alabama Mental Health Credit Union

□ Industrial Relations Credit Union

#### VI. Authorized Miscellaneous Insurance Deductions:

Name of Company	Policy Number	Monthly Premium

#### VII. Member's Signature \_\_\_\_\_

Date \_\_\_\_\_

VIII. Employer Certification

I hereby certify that the above miscellaneous insurance premiums are being deducted from salary warrants issued to the above referenced individual.

Signature of Payroll Clerk

Date \_\_\_\_\_

If you have any questions, please contact the State Employees' Insurance Board (SEIB) at 800-513-1384.

RSA 10 D- 02/10 1M						
PART I MEI	MBER INFORMA		ase type or pr	int using black ink.		
Name:	First	Middle	Last	Social Security No.:	. <u>-</u>	
Address: _		Street Address or P. O. Box	K	_ Home Phone Number: ()_		

#### PART II DISTRIBUTION OPTION (Please read the enclosed special tax notice before completing the remainder of this form.)

Country

Zip

#### Select only one of the following:

City

- Lump Sum Payment: I elect to receive (at the above address) full distribution of my DROP account, less the 20% Federal Income Tax withholding required. Sign and have your signature notarized. Submit the form to the RSA at the address above. Do not complete Part III.
- □ I elect to have the entire DROP account balance rolled over into an eligible retirement account listed under Part III.
- □ I elect to have \_\_\_\_\_% of the taxable funds rolled over to an eligible retirement account listed under Part III. The remaining taxable funds will be paid to me less the required 20% Federal Income Tax Withholding. Any non-taxable funds will be paid directly to me with no federal withholding.

#### List the eligible retirement plan you have elected to have your funds rolled into:

State

RSA-1 or 
 Other: \_\_\_\_\_

**Note:** If you have all or a portion of your DROP account rolled over into an eligible retirement account, you must sign and have your signature notarized before sending this form to your Trustee to complete Part III.

# I certify that I have received the printed explanation entitled Special Tax Notice Regarding Your Rollover Options prior to signing this certification.

Signature			Date		
STATE OF		, County of			
Notary Public in		tate, personally appeared before me		before me, the undersigned authority, a named individual, known to me to be the	
		Signature of Notary Public			
	Seal	My Commission Expires			

PART III TRUSTEE INFORMATION is on the reverse side of this form.

# PART III TRUSTEE INFORMATION (To be completed by Trustee receiving the rollover)

Member Name:	Firet	Middle	Last	Social	Security No.:	
					Account Number: _	
Contact Person:					Phone No.: (	)
Address:						
Address:	Street Address or P.	O. Box		City	State	Zip
<ul> <li>Plan accepts not</li> <li>Plan does not ac</li> </ul>	n-taxable funds. ccept non-taxable f	unds.				
Type of account into	which money will b	e rolled over:				
<ul> <li>□ 401 Qualified Ret</li> <li>□ 408(a) Individual</li> <li>□ Roth IRA</li> </ul>						ferred Compensation
		An Education IR	A is not an eligi	ble plan.		
Signature of Trustee	Official				Date:	

Please submit the completed form to the RSA at the address on the front of this form.

# **Direct Deposit Authorization** Retirement Systems of Alabama



The retiree or beneficiary of a deceased retiree must complete the front page of this form. Then take or mail the form to your financial institution so they may verify the information on the front, **complete the information on the reverse side**, and agree to the Master Agreement.

Benefit Recipient Information					
Social Security Number	<ul> <li>Retiree</li> <li>Beneficiary of Deceased</li> <li>Retiree/Member</li> </ul>				
Name					
Address	Daytime Phone No				
	Email Address				
Indicate the system(s) from which you would like your ber Teachers' Retirement System Employees' Retirement					
	□ RSA-1 (Annual or Monthly Distribution Only)				
Joint Financial Institution Account Holder's Certification:					
I agree to notify the Retirement Systems of Alabama (RSA) imme being deposited to this joint financial institution account, and to account after said death. The RSA will determine and pay any s debit entries to this joint financial institution account for any credite	p return all payments to the RSA that are deposited to this survivor benefits. The RSA is authorized to make necessary				
Name(s) of Joint Financial Institution Account Holder(s)	Signature(s) of Joint Financial Institution Account Holder(s)				

#### **Benefit Recipient Certification:**

Each benefit payment is to be credited to my account at the financial institution specified on the reverse side of this form and such payment will be in full payment, satisfaction, and discharge of the amount then falling due and payable to me on account of such payments.

If my death occurs prior to the due date of any payment made by the RSA in compliance with this request or if adjustments are required for any credit entries to my account, I authorize the RSA to make the necessary debit entries to my account. I hereby reserve the right to revoke or cancel this request, such revocation or cancellation to take effect within 30 days of receipt of written notice by the RSA.

I authorize my payment to be sent to the financial institution named on the reverse side of this form to be deposited to the designated account.

Signature of Benefit Recipient \_\_\_\_\_

Financial Institution Information (to be completed by a representative of the financial institution)							
Name of Benefit Recipient	Soc. Sec. No						
Depositor Account No	Bank Routing No						
Name of Financial Institution	Type of Account: □ Checking □ Savings						
Mailing Address							
Name(s) of Person(s) on this Account:							

#### Financial Institution Certification and MASTER AGREEMENT:

In accordance with the provisions of Section 3.6.4 of the 2012 National Automated Clearing House Association (NACHA) Operating Rules and Guidelines, both the Retirement Systems of Alabama (RSA), as the Originator, and the above named Financial Institution consider the following to be the Master Agreement, as defined by the NACHA Operating Rules and Guidelines, and agree that it is to be applicable to all payments sent by the RSA to the Financial Institution for the benefit of all benefit recipients having accounts with the Financial Institution.

In consideration of the RSA making benefit payments in accordance with this Direct Deposit Authorization without requiring proof that the retiree/beneficiary identified on this form is alive on the date on which such benefits are paid and are credited to his or her account, the Financial Institution agrees to repay and refund to the RSA, on demand, the full amount of any payments made to and received by the Financial Institution after the date of death of the benefit recipient, regardless of whether the account listed on this Direct Deposit Authorization contains sufficient funds for the refund. The Financial Institution further agrees to accept the certification of the RSA as to the date of death of such payee as sufficient evidence in accordance with Section 2.10 of the 2012 NACHA Operating Rules and Guidelines.

I, the undersigned, confirm that the identity of the above named retiree/beneficiary, account number, and type are true and accurate. As the representative of the above named Financial Institution, I certify that the Financial Institution agrees to receive and deposit the identified payments in accordance with the Master Agreement and pursuant to Section 3.6.4 of the 2012 NACHA Operating Rules and Guidelines, and that the Master Agreement is applicable to all payments sent by the RSA to the Financial Institution for the benefit of the retiree/beneficiary.

Name of Representative	
Signature of Representative	Date
Telephone Number	

Note: Direct Deposit Authorization forms that are processed after the 14th of each month will become effective the following month.

Please return completed form to:

The Retirement Systems of Alabama P.O. Box 302150 Montgomery, Alabama 36130-2150

## SPECIAL TAX NOTICE REGARDING YOUR ROLLOVER OPTIONS

You are receiving this notice because all or a portion of a payment you are receiving from the Retirement Systems of Alabama (the Plan) is eligible to be rolled over to an IRA or an employer plan. This notice is intended to help you decide whether to do such a rollover.

Rules that apply to most payments from a plan are described in the "General Information about Rollovers" section. Special rules that only apply in certain circumstances are described in the "Special Rules and Options" section.

## **GENERAL INFORMATION ABOUT ROLLOVERS**

## How can a rollover affect my taxes?

You will be taxed on a payment from the Plan if you do not roll it over. If you are under age 59 ½ and do not do a rollover, you will also have to pay a 10% additional income tax on early distributions (unless an exception applies). However, if you do a rollover, you will not have to pay tax until you receive payments later and the 10% additional income tax will not apply if those payments are made after you are age 59 ½ (or if an exception applies).

# Where may I roll over the payment?

You may roll over the payment to either an IRA (an individual retirement account or individual retirement annuity) or an employer plan (a tax-qualified plan, section 403 (b) plans, or governmental section 457 (b) plan) that will accept the rollover. The rules of the IRA or employer plan that holds the rollover will determine your investment options fees, and rights to payment from the IRA or employer plan. Further, the amount rolled over will become subject to the tax rules that apply to the IRA or employer plan.

#### How do I do a rollover?

There are two ways to do a rollover. You can do either a direct rollover or a 60-day rollover.

<u>If you do a direct rollover</u>, the Plan will make the payment directly to your IRA or an employer plan. You should contact the IRA sponsor or the administrator of the employer plan for information on how to do a direct rollover.

**If you do not do a direct rollover**, you may still do a rollover by making a deposit into an IRA or eligible employer plan that will accept it. You will have 60 days after you receive the payment to make the deposit. If you do not do a direct rollover, the Plan is required to withhold 20% of the payment for federal income taxes. This means that, in order to roll over the entire payment in a 60-day rollover, you must use other funds to make up for the 20% withheld. If you do not roll over the entire amount of the payment, the portion not rolled over will be taxed and will be subject to the 10% additional income tax on early distributions if you are under age 59 ½ (unless an exception applies).

# How much may I roll over?

If you wish to do a rollover, you may roll over all or part of the amount eligible for rollover. Any payment from the Plan is eligible for rollover, **except**:

- Certain payments spread over a period of at least 10 years or over your life or life expectancy (or the lives or joint life expectancy of you and your beneficiary)
- Required minimum distributions after age 70 ½ (or after death)
- Hardship distributions
- Corrective distributions of contributions that exceed tax law limitations

The Plan administrator can tell you what portion of a payment is eligible for rollover.

# If I don't do a rollover, will I have to pay the 10% additional income tax on early distributions?

If you are under age 59 ½, you will have to pay the 10% additional income tax on early distributions for any payment from the Plan (including amounts withheld for income tax) that you do not roll over, **unless one of the exceptions listed below applies.** This tax is in addition to the regular income tax on the payment not rolled over.

The 10% additional income tax does not apply to the following payments from the Plan:

- Payments made after you separate from service if you will be at least age 55 in the year of the separation
- Payments that start after you separate from service if paid at least annually in equal or close to equal amounts over your life or life expectancy (or the lives or joint life expectancy of you and your beneficiary)
- Payments from a governmental defined benefit pension plan made after you separate from service if you are a public safety employee and you are at least age 50 in the year of the separation
- Payments made due to disability
- Payments after your death
- Corrective distributions of contributions that exceed tax law limitations
- Payments made directly to the government to satisfy a federal tax levy
- Payments up to the amount of your deductible medical expenses
- Certain payments made while you are on active duty if you were a member of a reserve component called to duty after September 11, 2001 for more than 179 days

# If I do a rollover to an IRA, will the 10% additional income tax apply to early distributions from the IRA?

If you receive a payment from the IRA when you are under age 59 1/2, you will have to pay the 10% additional income tax on early distributions from the IRA, unless an exception applies. In general, the exceptions to the 10% additional income tax for early distributions from an IRA are the same as the

exceptions listed above for early distributions from a plan. However, there are few differences for payments from an IRA, including:

- There is no exception for payments after separation from service that is made after age 55.
- The exception for qualified domestic relations orders (QDRQs) does not apply (although a special rule applies under which, as part of a divorce or separation agreement, a tax-free transfer may be made directly to an IRA of a spouse or former spouse).
- The exception for payments made at least annually in equal or close to equal amounts over a specified period applies without regard to whether you have had a separation from service.
- There are additional exceptions for (1) payments for qualified higher education expenses,
   (2) payments up to \$10,000 used in a qualified first-time home purchase, and (3) payments after you have received unemployment compensation for 12 consecutive weeks (or would have been eligible to receive unemployment compensation but for self-employed status).

# SPECIAL RULES AND OPTIONS

# If your payment includes after-tax contributions

After-tax contributions included in a payment are not taxed. If a payment is only part of your benefit, an allocable portion of your after-tax contributions is generally included in the payment. If you have pre-1987 after-tax contributions maintained in a separate account, a special rule may apply to determine whether the after-tax contributions are included in a payment.

You may roll over to an IRA a payment that includes after-tax contributions through either a direct rollover or a 60-day rollover. You must keep track of the aggregate amount of the after-tax contributions in all of your IRA's (in order to determine your taxable income for later payments from the IRA's). If you do a direct rollover of only a portion of the amount paid from the Plan and a portion is paid to you, each of the payments will include an allocable portion of the after-tax contributions. If you do a 60-day rollover to an IRA of only a portion of the payment made to you, the after-tax contributions are treated as rolled over last. For example, assume you are receiving a complete distribution of your benefit which totals \$12,000, of which \$2,000 is after-tax contributions. In this case, if you roll over \$10,000 to an IRA in a 60-day rollover, no amount is taxable because the \$2,000 amount not rolled over is treated as being after-tax contributions.

You may roll over to an employer plan all of a payment that includes after-tax contributions, but only through a direct rollover (and only if the receiving plan separately accounts for after-tax contributions and is not a governmental section 457 (b) plan). You can do a 60-day rollover to an employer plan of part of a payment that includes after-tax contributions, but only up to the amount of the payment that would be taxable if not rolled over.

## If you miss the 60-day rollover deadline

Generally, the 60-day rollover deadline cannot be extended. However, the IRS has the limited authority to waive the deadline under certain extraordinary circumstances, such as when external events prevented you from completing the rollover by the 60-day rollover deadline. To apply for a waiver, you must file a private letter ruling request with the IRS. Private letter ruling requests require the payment of a non refundable user fee. For more information, see IRS Publication 590, Individual Retirement Arrangements (IRAs).

# If you were born on or before January 1, 1936

If you were born on or before January 1, 1936 and receive a lump sum distribution that you do not roll over, special rules for calculating the amount of the tax on the payment might apply to you. For more information, see IRS Publication 575, Pension and Annuity Income.

# If your payment is from a governmental section 457 (b) plan (RSA-1)

If the Plan is a governmental section 457(b) plan, the same rules described elsewhere in this notice generally apply, allowing you to roll over the payment to an IRA or an employer plan that accepts rollovers. One difference is that, if you do not do a rollover, you will not have to pay the 10% additional income tax on early distributions from the Plan even if you are under age 59 ½ (unless the payment is from a separate account holding rollover contributions that were made to the Plan from a tax-qualified plan, a section 403(b) plan, or an IRA). However, if you do a rollover to an IRA or to an employer plan that is not a governmental section 457(b) plan, a later distribution made before age 59 ½ will be subject to the 10% additional income tax on early distributions (unless an exception applies). Other differences are that you cannot do a rollover if the payment is due to an "unforeseeable emergency", and "if you were born on or before January 1, 1936" do **not** apply.

# If you are an eligible retired public safety officer and your pension payment is used to pay for health coverage or qualified long-term care insurance

If the Plan is a governmental plan, you retired as a public safety officer, and your retirement was by reason of disability or was after normal retirement age, you can exclude from your taxable income plan payments paid directly as premiums to an accident or health plan (or qualified long-term insurance contract) that your employer maintains for you, your spouse, or your dependents, up to a maximum of \$3,000 annually. For this purpose, a public safety officer is a law enforcement officer, firefighter, chaplain, or member of a rescue or ambulance crew.

# If you roll over your payment to a Roth IRA

You can roll over a payment from the Plan to a Roth IRA. If you rollover the payment to a Roth IRA, a special rule applies under which the amount of the payment rolled over (reduced by any after-tax amounts) will be taxed. However, the 10% additional income tax on early distributions will not apply (unless you take the amount rolled over out of the Roth IRA within 5 years, counting from January 1 of

the year of the rollover). For payments from the Plan during 2010 that are rolled over to a Roth IRA, the taxable amount can be spread over a 2-year period starting in 2011.

If you roll over the payment to a Roth IRA, later payments from the Roth IRA that are qualified distributions will not be taxed (including earnings after the rollover). A qualified distribution from a Roth IRA is a payment made after you are age 59 ½ (or after your death or disability, or as a qualified first-time homebuyer distribution of up to \$10,000) and after you have had a Roth IRA for at least 5 years. In applying this 5-year rule, you count from January 1 of the year for which your first contribution was made to a Roth IRA. Payments from the Roth IRA that are not qualified distributions will be taxed to the extent of earnings after the rollover, including the 10% additional income tax on early distributions (unless an exception applies). You do not have to take required minimum distributions from a Roth IRA during your lifetime. For more information, see IRS Publication 590, Individual Retirement Agreements (IRAs).

You cannot roll over a payment from the Plan to a designated Roth account in an employer plan.

# If you are not a plan participant

**Payments after death of the participant.** If you receive a distribution after the participant's death that you do not roll over, the distribution will generally be taxed in the same manner described elsewhere in this notice. However, the 10% additional income tax on early distributions and the special rules for public safety officers do not apply, and the special rule described under the section "If you were born on or before January 1, 1936" applies only if the participant was born on or before January 1, 1936.

**If you are a surviving spouse.** If you receive a payment from the Plan as the surviving spouse of a deceased participant, you have the same rollover options that the participant would have had, as described elsewhere in this notice. In addition, if you choose to do a rollover to an IRA, you may treat the IRA as your own or as an inherited IRA.

An IRA you treat as your own is treated like any other IRA of yours, so that payments made to you before you are age 59 ½ will be subject to the 10% additional income tax on early distributions (unless an exception applies) and required minimum distributions from your IRA do not have to start until after you are age 70 ½.

If you treat the IRA as an inherited IRA, payments from the IRA will not be subject to the 10% additional income tax on early distributions. However, if the participant had started taking required minimum distributions, you will have to receive required minimum distributions from the inherited IRA. If the participant had not started taking required minimum distributions from the Plan, you will not have to start receiving required minimum distributions from the inherited IRA and the participant would have been age 70 ½.

**If you are a surviving beneficiary other than a spouse.** If you receive a payment from the Plan because of the participant's death and you are a designated beneficiary other than a surviving spouse, the only rollover option you have is to do a direct rollover to an inherited IRA. Payments from the inherited IRA

will not be subject to the 10% additional income tax on early distributions. You will have to receive required minimum distributions from the inherited IRA.

# If you are a nonresident alien

If you are a nonresident alien and you do not do a direct rollover to a U.S. IRA or U.S. employer plan, instead of withholding 20%, the Plan is generally required to withhold 30% of the payment for federal income taxes. If the amount withheld exceeds the amount of tax you owe (as may happen if you do a 60-day rollover), you may request an income tax refund by filing Form 1040NR and attaching your Form 1042-S. See Form W-8BEN for claiming that you are entitled to a reduced rate of withholding under an income tax treaty. For more information, see also IRS Publication 519, U.S. Tax Guide for Aliens, and IRS Publication 515, Withholding of Tax on Nonresident Aliens and Foreign Entities.

# **Other special Rules**

If your payments for the year are less than \$200, the Plan is not required to allow you to do a direct rollover and is not required to withhold for federal income taxes. However, you may do a 60-day rollover.

If a payment is one in a series of payments for less than 10 years, your choice whether to make a direct rollover will apply to all later payments in the series (unless you make a different choice for later payments).

You may have special rollover rights if you recently served in the U.S. Armed Forces. For more information, see IRS Publication 3, Armed Forces' Tax Guide.

# **NOTICE PERIOD**

Generally, payment cannot be made from the Plan until at least 30 days after you receive this notice. Thus, you have at least 30 days to consider whether or not to have your payment rolled over. If you do not wish to wait until this 30-day notice period ends before your election is processed, you may waive the notice by making an affirmative election indicating whether or not you wish to make a direct rollover. Your payment will then be processed in accordance with your election as soon as practical after it is received by the Plan.

# FOR MORE INFORMATION

You may wish to consult with the Plan administrator or payor, or a professional tax advisor, before taking a payment from the Plan. Also, you can find more detailed information on the federal tax treatment of payments from employer plans in: IRS Publication 575, Pension and Annuity Income; IRS Publication 590, Individual Retirement Arrangements (IRAs); and IRS Publication 571, Tax-Sheltered Annuity Plans (403(b)Plans). These publications are available from a local IRS office, on the web at www.irs.gov, or by calling 1-800-TAX-FORM.

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