

November 28, 2008

Pension Alert: Re-employment Rule Changes Will Affect Retired Members

As of January 2009, amendments to the Ontario Teachers' Pension Plan will affect retired members.

The most important addresses a complaint of ageism under the Ontario Human Rights Code. Specifically, retirees under the age of 71 were subject to re-employment limits that did not apply to retirees aged 71 and older (69 and over prior to January 1, 2007).

The Plan re-employment rule changes take effect January 1, 2009. As for all re-employment issues, it is the responsibility of the retired member to meet the Plan requirements.

On January 1, 2009, all retirees, regardless of age, are subject to the 95/20 day re-employment limits.

If you are currently exempt from re-employment limits, you should be aware of the following:

1) no prior work during the current school year is counted toward the limit. If you

have taught between September 1, 2008 and December 19, 2008, these days do not count towards the 95/20 limits.

2) Begin counting all work after January 1, 2009 towards the re-employment limit.

3) If you are in a long term occasional assignment, the preceding (1 & 2) apply as stated.

4) To determine if you have any 95 day re-employment years remaining, you must take into account any previous re-employment years, prior to you meeting the previously existing exemption requirements (age 69 prior to January 2007 and age 71 until January 1, 2009). The 95 day rule states that in the first three years of any form of re-employment in education, you may work up to 95 days in Ontario public schools or designated schools or organizations.

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