

NEW YORK STATE DEPARTMENT OF CIVIL SERVICE
CIVIL SERVICE COMMISSION OPERATIONS
GENERAL INFORMATION BULLETIN No. 08-06

TO: Department and Agency Human Resource and Personnel Officers
FROM: Stella Chen Harding, Director of Commission Operations
SUBJECT: Retirement and Social Security Law section 211
DATE: November 13, 2008

Section 211 of the Retirement and Social Security Law (RSSL) authorizes the State Civil Service Commission (Commission) to grant waivers (211 waivers), under certain circumstances, to allow public service retirees to accept government employment and earn compensation in excess of the statutory cap in RSSL section 212, without the suspension of pension benefits earned through prior service. This law was recently amended by Chapter 640 of the Laws of 2008 (Chapter 640), effective October 7, 2008, to clarify the requirements that must be met before a public employer may hire an individual who continues to receive a New York public pension. At its meeting of November 4, 2008, the Commission adopted guidelines governing the waiver process. These guidelines are available on the Commission's public website at <http://www.cs.state.ny.us/commission/211guidelines.cfm>. The guidelines incorporate links to Chapter 640, the Governor's Approval Message, and the 211 waiver application form.

Please call the Office of Commission Operations at 518-473-6598 if you have any questions. Thank you.