

The following information was recently provided to NYSTRS' participating employers. As a Retirement System delegate, it is important you are aware of these issues.

Delegate News

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Limits on Reportable Compensation Used in Benefit Calculations

Members with a Date of Membership on or After July 1, 1996 – Tiers 4 and 5

Section 401(a)(17) of the Internal Revenue Code limits the amount of annual compensation that can be used in computing benefits for System members with a membership date on or after July 1, 1996. As advised in [Administrative Bulletin 2015-7](#), the limit for the 2015-16 school year was \$265,000. The IRS limit for the 2016-17 school year remains at \$265,000.

During the 2016-17 school year, please cease applicable mandatory contributions for all members with a date of membership on or after July 1, 1996 once earnings exceed \$265,000. This applies to both those with an annual base pay rate greater than \$265,000 and those whose earnings are expected to exceed that rate.

Members with a Date of Membership on or After April 1, 2012 – Tier 6

For Tier 6 members, in accordance with Retirement and Social Security Law Section 601(l), any wages earned during a school year in excess of the New York State governor's annual salary (currently \$179,000) are excluded from pension calculations.

As such, for all members with a date of membership on or after April 1, 2012, please do not deduct employee contributions once the pensionable earnings limit of \$179,000 is reached.

All Members

The earnings limits described above do not impact the reporting of salary or service credit. Even if the above limits are exceeded, you must continue to report all salary paid and days worked.

We will continue to notify you when IRS limits are adjusted for increases in the cost-of-living index. Likewise, we will notify you if the governor's salary changes. Changes in either will affect when deductions for employee contributions should cease.

Please call our Employer Reporting Unit at (800) 356-3128, Ext. 6220 with notifications or if you have any questions on this topic.

Delegate News dating from 2005 to the present are available on our website at NYSTRS.org. Select Delegates and visit the Delegate News page.