

RETIRED ANNUITANT

DEFINITION

Occasionally, retired employees may be reinstated to employment with the Supreme Court or the Courts of Appeal as retired annuitants. Retired annuitants who wish to remain retired may return to temporary employment, subject to certain conditions and limitations on their service. Retired annuitants who wish to reinstate to regular employment must contact the California Public Employees' Retirement System (CalPERS) to obtain their official release from retirement status prior to reinstatement.

CLASS CHARACTERISTICS

A retired annuitant may work in many different capacities and, as such, this classification specification does not describe a particular set of duties or minimum requirements.

CONDITIONS AND LIMITATIONS

1. A retired annuitant must be retired from a CalPERS agency. Effective January 1, 2013, in most circumstances, a retired annuitant must have a bona fide separation in service of at least 180 days before beginning post-retirement employment.
2. A retired annuitant is limited to working 960 hours per fiscal year. A retired annuitant is prohibited from "volunteering" hours.
3. A retired annuitant's compensation must be paid at an hourly rate that is neither more nor less than the monthly base salary paid to other employees performing comparable duties divided by 173.333.
4. A retired annuitant may not receive any other benefit, incentive, or compensation in lieu of benefits in addition to the hourly rate.
5. A retired annuitant must be appointed for a limited duration. CalPERS has interpreted limited duration to mean that retired annuitants may be hired to a) fill a position as an interim while a recruitment is taking place; b) to prevent a stoppage of public business; c) assist on a special project; d) help reduce or eliminate a backlog; or e) perform work in excess of what regular staff is able to do.
6. A retired annuitant must possess some previous experience or special skill, as determined by the employer, that makes the retired annuitant the appropriate party to perform the desired work.