

## PERS Tier One/Tier Two Non-Retired Member Divorce Award of Separate Account to Alternate Payee

### Section A: Member and alternate payee (AP) information (Type or print clearly in dark ink.)

Member name	PERS ID (optional)
AP name	

- The AP's account will be established as soon as administratively feasible after PERS receives the final court order (with PERS forms referenced and attached) and PERS determines the court order is administrable for PERS purposes.
- The AP cannot apply for a retirement date before the earliest date the member is eligible to retire. Benefit payments will not start until the AP submits an application. The AP has the same retirement options available to the member, other than a joint and survivor annuity. The AP is not entitled to cost-of-living adjustments or other retirement allowance increases until the increase is payable to the member.
- The AP may withdraw their account any time before the member reaches retirement eligibility by submitting an AP withdrawal application. If the AP has been awarded employer matching dollars and the AP withdraws, the AP employer matching dollars will not be paid to any party.
- Upon the AP's death, any available Tier One/Tier Two benefits will be paid to the beneficiary designated by the AP. If no beneficiary is designated, or the designated beneficiary does not survive the AP, the benefit is paid in the following order: AP's surviving spouse, AP's surviving children, AP's estate.
- The administrative fee will be subtracted when the member and the AP receive their disbursement(s). The fee will be allocated between the member and the AP based on the percentage of the member account awarded.

### Section B: Award information

**The member's account is reduced by a specified amount (as designated below), and the funds are transferred into a separate account in the AP's name.**

1. The date of annulment, separation, divorce, or property settlement is \_\_\_\_\_. This is the award date.  
(mm/dd/yyyy)

If an alternate award date should be used, provide a date here: \_\_\_\_\_. (Note: Future dates cannot be used.)

If no dates are provided above, PERS will use the date the judge signed the court order as the award date.

The AP's Separate Account will be established from the member's account balance as of December 31 of the year prior to the award date. If the award date is December 31, the account will be established as of that date.

2. Award to AP (Choose one.)

- ☐ Percentage (up to two decimal places allowed) \_\_\_\_\_ % or  
☐ Dollar amount \$\_\_\_\_\_.

3. Is the AP awarded a share of employer matching dollars? (Required; choose one) ☐ Yes ☐ No

Note: If the AP dies before payout or retirement, the AP may be entitled to additional death benefits payable under Oregon Revised Statute (ORS) 238.395(1) if the member would have been eligible to receive the employer death benefit. The AP's beneficiary or estate is entitled to this additional benefit even if the AP was not awarded employer dollars.