**Doc Code: 1527 Organization:** **{stdOrgCodeId}**

**Waiver of Participation**

This is a voluntary and irrevocable statement of waiver of participation for past service in the North Dakota Public Employees Retirement by\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_.

(“Member”)

WHEREAS N.D.C.C. § 54-52-05 provides “[e]very eligible governmental employee in the plan must so state in writing and all future eligible employees are participating members."

WHEREAS N.D.C.C. § 54-52-05 also provides that "An employee who was not enrolled in the retirement system when eligible to participate must be enrolled immediately upon notice of the employee's eligibility, unless the employee waives in writing the employee's right to participate for the previous time of eligibility, to avoid contribution to the fund for past service."

WHEREAS the Member is a future eligible employee who must participate under the terms of the retirement plan.

WHEREAS notice has been provided to the Member of the Member's eligibility to participate and when the eligibility to participate occurred.

WHEREAS the Member desires to waive the Member's right to participate for the previous time of eligibility occurring before notice had been provided to avoid contributing to the fund for this past service.

NOW, THEREFORE, it is understood by the Member and agreed upon that upon execution of this Waiver of Participation that the Member relinquishes any right to eligibility for any previous service credit for which contribution for such credit was not made up to the time of enrollment in the North Dakota Public Retirement System. The Member further understands that participation in the North Dakota Public Retirement System is mandatory after notice of participation has been provided. The Member also understands that once this waiver is executed that it is irrevocable and may not be rescinded.

Dated this\_\_\_\_\_ day of \_\_\_\_\_\_\_\_\_\_\_\_\_, 20\_\_\_\_.

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Member