

# WE ARE YOUR DOL



Department  
of Labor

## RECEIVING A PENSION Your Unemployment Insurance Benefits

### RECEIVING A PENSION MAY AFFECT YOUR BENEFITS

If you have retired and are not looking for work, you are not eligible for Unemployment Insurance benefits. If you retired from a job and are actively looking for other work, you may be eligible for Unemployment Insurance benefits. You must meet the same conditions as all other claimants.

Your benefits will be reduced by 100 percent of the amount of the pension you receive if your base period\* employer contributed to it, regardless of whether or not you contributed to the pension. If you were the sole contributor to the pension, your benefits will not be reduced.

If you become eligible for a pension while receiving Unemployment Insurance benefits, you must notify the Telephone Claims Center at **888-209-8124** or **877-358-5306** (from outside New York State). If you do not notify us, you may receive an overpayment of benefits which you will need to pay back. You also may be subject to other penalties.

### CAN OTHER TYPES OF RETIREMENT PAYMENTS REDUCE UNEMPLOYMENT INSURANCE BENEFITS?

Yes. The pension reduction applies to a governmental or other pension, retirement or retired pay, annuity or any other similar periodic payment which is based on previous work.

### 401(K) CONTRIBUTIONS AND UNEMPLOYMENT INSURANCE RATES

If your former employer is a base period\* employer, your benefit rate could be reduced if you received a 401(k) payment which your former employer contributed to. This would apply if you receive periodic 401(k) payments or if you are unemployed due to your retirement but remain active in the workforce, and you receive a lump sum payment.

### QUALIFIED IRAS AND UNEMPLOYMENT INSURANCE RATES

If you roll your pension, 401(k), 403(b) or other retirement payment into a qualified IRA, you will not be subject to a rate reduction.

\*Base Period: Four completed calendar quarters in which you must have been paid a minimum amount of wages to qualify for Unemployment Insurance benefits.