



Tennessee Consolidated Retirement System

502 Deaderick Street
Nashville, Tennessee 37243-0201
(800) 922-7772
treasury.tn.gov/tcrs



_____ COURT

_____ COUNTY, _____

CASE NO. _____

_____ VS. _____

Plaintiff

Defendant

QUALIFIED DOMESTIC RELATIONS ORDER

This Order is intended to meet the requirements for a “qualified domestic relations order” relating to the Tennessee Consolidated Retirement System, hereinafter referred to as the “Retirement System”. This Order relates to the provision of marital property rights and is an integral part of the divorce granted on

_____.
(Month/Day/Year)

In compliance with those requirements, the following is specified:

1. This order is intended to comply with and be administered and interpreted in accordance with Tennessee Code Annotated, Section 8-36-128 and Chapter 1700-03-03 of the Official Rules and Regulations.
2. This Order assigns a portion of the benefits payable under the Retirement System to _____ in recognition of his/her marital rights in _____’s
(Name of Alternate Payee) (Name of Member)
benefits payable under the Retirement System.

3. Member of the Retirement System is _____, whose last known mailing address is
(Name of Member)

(Street Address)

_____ (City) _____ (State) _____ (Zip Code)

and whose Social Security Number is - - OR

Alternate Verification Form is included.

4. Alternate Payee is _____, whose last known mailing address is
(Name of Alternate Payee)

(Street Address)

(City)

(State)

(Zip Code)

and whose Social Security Number is - - **OR**

Alternate Verification Form is included.

5. The date of the marriage is _____.
(Month/Day/Year)

6. The date that the dissolution of the marriage was entered is _____.
(Month/Day/Year)

7. Amount Payable to the Alternate Payee: Upon the Member receiving a monthly retirement payment from the Retirement System, the Court orders that the Retirement System shall, in accordance with Tennessee Code Annotated, Section 8-36-128 and Rule 1700-03-03-.03, pay to the Alternate Payee the following:

Please Designate Only One Option:

Option A – Percentage of Monthly Retirement Allowance

If the Member elects to receive monthly retirement benefits, the Retirement System shall pay to the Alternate Payee _____% of the Member's monthly retirement benefit value accrued during the period of marriage, which shall be calculated based on the assumption that Member (i) retires at full retirement age and (ii) selects the regular service retirement allowance. Consequently, the QDRO benefit payable to the Alternate Payee shall be based on the Member's full unreduced benefit amount even if the Member chooses a reduced benefit amount by virtue of retiring earlier and/or selecting a survivorship option in favor of a beneficiary.

Option B – Dollar Amount of Monthly Retirement Allowance

If the Member elects to receive monthly retirement benefits, the Retirement System shall pay to the Alternate Payee \$_____ per month from the Member's monthly retirement benefit. The dollar amount shall not exceed the monthly retirement benefit value accrued during the period of marriage, which shall be calculated based on the assumption that the Member (i) retires at full retirement age and (ii) selects the regular service retirement allowance. If this Option B is selected, the dollar amount inserted above shall be paid to the Alternate Payee even if the Member chooses a reduced benefit amount by virtue of retiring earlier and/or selecting a survivorship option in favor of a beneficiary. However, the Retirement System shall not be obligated to pay the Alternate Payee more than the actual amount of the Member's monthly benefit and the Retirement System shall not process a Member's selection of a survivorship option at retirement when it results in the value of the Member's monthly retirement benefit being less than the amount this QDRO requires the Retirement System to pay to the Alternate Payee.

8. Upon the Member requesting a refund of member contributions, the Retirement System shall pay to the Alternate Payee \$_____ OR _____% of the Member's refund value accrued during the period of marriage provided in this Order. (*designate only one option*)
9. If the Member selects a monthly retirement benefit, the Retirement System shall make payment in accordance with this Order until the Member's or the Alternate Payee's death, whichever comes first. Upon the death of the Member or the Alternate Payee, this Order becomes null and void.
10. The Retirement System shall be authorized to increase the amount payable to the Alternate Payee in accordance with the Alternate Payee's proportionate share of any Cost-of-Living Adjustment received by the Member in accordance with Rule 1700-03-03-.14.
11. This Order does not require the Member to terminate his/her employment, to withdraw contributions, or to apply for retirement.
12. The terms of this Order can only be amended or terminated by subsequent order of this Court.
13. The Alternate Payee's right to receive an amount from the Member's monthly retirement benefit payment shall terminate upon:
 - a. Receipt of a certified copy of a court order terminating this Order;
 - b. The death of the Alternate Payee or the Member;
 - c. Payment of all amounts provided for in this Order; or
 - d. When the person to whom this Order applies ceases to be an annuitant of the Retirement System.
14. Payments under this Order shall commence as provided by Rule 1700-03-03-.08.
15. This Order does not and shall not be construed to require the Retirement System to provide any benefit, allowance, or other payment not authorized under state or federal law.
16. This Order does not and shall not be construed to grant the Alternate Payee any separate right, title, or interest to any retirement benefit other than to the payment from the Member's account provided under this Order.

SO ORDERED this _____ day of _____, 20____.

Judge's Signature

Judge's Printed Name

Court

APPROVED:

Member's Signature

Member's Counsel - Signature

Alternate Payee's Signature

Alternate Payee's Counsel - Signature

CERTIFICATION OF SERVICE

I, _____, Clerk of the above Court, do hereby certify that an attested copy of the foregoing has been served by mailing same to the following on this _____ day of _____, 20__:

Name: _____

Name: _____

Address: _____

Address: _____

City, State, Zip: _____

City, State, Zip: _____

(Clerk's Certification Seal)

Clerk's Signature