



# Baden-Württemberg

LANDESAMT FÜR BESOLDUNG UND VERSORGUNG

## Erklärung des Verzichts auf die Versicherungsfreiheit in der Rentenversicherung bei einer geringfügig entlohnten Beschäftigung nach § 230 Absatz 8 Satz 2 SGB VI - Declaration on Waiving the Right to be Exempt from the Statutory Pension Insurance Scheme in Case of Marginal Short-term Employment According to Section 230 Subsection 8 Sentence 2 SGB VI

**Please note:**

1. Please fill in this form in order to declare that you waive the right to be exempt from the statutory pension insurance scheme. Please visit <https://lbv.landbw.de/das-lbv/kontakt/datenschutz> for information on data protection and the relevant legal provisions on the basis of which your data are collected. All questions must be answered, unless marked (optional).
2. Please read the attached explanatory notes.

**1. Personal data**

Please check  or fill in as appropriate

Last name	First name	Personnel number / area of work
Date of birth	Phone number (optional)	
Statutory pension insurance number		

**2. Declaration of the employee**

I hereby declare to waive the right to be exempt from the statutory pension insurance scheme during my marginal short-term employment. Furthermore, I am willing to raise the employer's share of 15 per cent to the full compulsory contribution amount.

I am aware that this declaration applies to all marginal short-term employments I may be engaged in simultaneously and that the declaration is effective for the entire duration of the marginal employment and cannot be revoked. This also affects all marginal short-term employments I take up in addition. The declaration expires as soon as the last employment to which it applies is terminated.

The declaration of waiving the right to be exempt from statutory pension insurance becomes effective

- immediately
- as  
of \_\_\_\_\_

\_\_\_\_\_  
Date, Signature (for minors, signature of parent or legal guardian)

**Note for the employer:**

According to section 8 subsection 4 of the social security contributions regulation (Beitragsverfahrensordnung, BVV), the declaration has to be added to the salary documents.

**Landesamt für Besoldung und  
Versorgung Baden-Württemberg  
70730 Fellbach**

LBV 45202- 10/18

# Information Sheet on the Advantages of Waiving the Right to be Exempt from the Statutory Pension Insurance Scheme

## General information

Employees with marginal short-term employment lasting beyond 31 December 2012 are exempt from statutory pension insurance if their remuneration does not exceed EUR 400 per month. However, both they and employees engaged in marginal short-term employment since 1 January 2013 can become obliged to make statutory pension insurance payments if they waive their right to be exempt from it. In this case, the pension insurance share to be paid by the employee amounts to 3.6 percent (or 13.6 percent for employees in marginal short-term employment in private households) of the remuneration. This amount is the difference between the employer's flat-rate share (15 percent for marginal short-term employment for commercial employers / 5 percent for employment in private households) and the full pension insurance contribution of 18.6 percent. Full pension insurance contributions have to be paid starting at a minimum remuneration of EUR 175.

## Advantages of the full payment of pension insurance

Through payment of statutory insurance shares employees acquire contribution periods in the statutory pension insurance. This means that the period of employment will count fully towards the fulfillment of the different qualifying periods (minimum period of insurance). Compulsory contribution periods are for example preconditions for

- early retirement,
- entitlements to rehabilitation benefits (concerning medical care and your work life),
- the entitlement to transitional allowance in case of rehabilitation measures of the statutory pension insurance,
- the entitlement to a pension in case of reduced earning capacity,
- the entitlement to have part of the remuneration paid into a company pension plan and
- the fulfillment of the conditions for a private pension plan with state incentives (for example Riester pension plan) for the employee and, if applicable, also for the spouse.

Additionally, the remuneration will fully count towards a future pension.

## Waiving the right to be exempt from pension insurance

If an employee with marginal short-term employment wants to acquire the same entitlements as employees subject to statutory pension insurance, he or she has to fill in the attached form, which states that he or she wants to waive the right to be exempt from paying statutory pension insurance, and submit it to his or her employer. If the employee has several marginal short-term employments, the declaration can only be made for all marginal short-term employments simultaneously. The employee has to inform all other and future employers who engage him or her in marginal short-term employment about the declaration. The declaration is effective for the entire duration of the marginal short-term employment and cannot be revoked.

Unless the employee wants to set a later date, the declaration is effective one day after it was received by the employer.

## Individual advice from Deutsche Rentenversicherung

Before an employee decides to waive the right to be exempt from pension insurance, they can seek advice on the consequences of this for their individual situation from the Deutsche Rentenversicherung Advice Centre (Beratungsstelle): +49 (0) 800 10004800 (free of charge).