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Befreiung von der Rentenversicherungspflicht Bewilligung

Heruntergeladen am 22.05.2025

<https://fimportal.de/xzufi-services/102758173/B100019>

Modul	Sachverhalt
Leistungsschlüssel	99114046017000
Leistungsbezeichnung I	Befreiung von der Rentenversicherungspflicht Bewilligung
Leistungsbezeichnung II	Applying for exemption from compulsory insurance in the statutory pension insurance scheme for members of professional pension schemes
Typisierung	1 - Bund: Regelung und Vollzug
Quellredaktion	Bund
Freigabestatus Katalog	fachlich freigegeben (gold)
Freigabestatus Bibliothek	unbestimmter Freigabestatus
Begriffe im Kontext	
Leistungstyp	Leistungsobjekt mit Verrichtung
Leistungsgruppierung	
Verrichtungskennung	Bewilligung (17)

Modul	Sachverhalt
SDG-Informationsbereich	Rechte und Pflichten im Bereich der sozialen Sicherheit in der Union, auch im Zusammenhang mit Renten
Lagen Portalverbund	Altersvorsorge (1180100), Rente (1180200)
Einheitlicher Ansprechpartner	Nein
Fachlich freigegeben am	26.08.2022
Fachlich freigegeben durch	Federal Ministry of Labor and Social Affairs (BMAS)
Handlungsgrundlage	https://www.gesetze-im-internet.de/sgb_6/_6.html
Teaser	Are you a compulsory member of a professional pension scheme? Then you can apply for exemption from compulsory insurance in the statutory pension insurance scheme.
Volltext	<p>Professional pension institutions, also known as pension schemes, are special systems of compulsory pension provision. They ensure that members of the liberal professions who are eligible to join a chamber receive compulsory old-age, invalidity and survivors' pensions. These include, for example</p> <ul style="list-style-type: none"> • Doctors, • lawyers and lawyers, • tax advisors and tax agents. <p>Exemption from compulsory insurance in the statutory pension insurance scheme in favor of this pension is only possible under certain conditions. You must be a compulsory member of a professional pension scheme and at the same time a compulsory member of a professional chamber due to your employment. Exemption is only possible in exceptional cases for other employment or activities subject to compulsory insurance.</p>
Erforderliche Unterlagen	• You can see from the application form whether and which documents are required in your case.
Voraussetzungen	Exemption from compulsory insurance in the statutory

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pension insurance scheme is only possible for members of professional pension schemes under the following conditions, all of which must be met:

- Exercise of a profession-specific occupation or activity in a chamber profession. These include
 - Doctors,
 - pharmacists,
 - architects and architects,
 - veterinary surgeons,
 - dentists and dentists,
 - notaries public,
 - lawyers and attorneys,
 - tax consultants and tax agents,
 - auditors and certified public accountants,
 - Associate members such as engineers and psychotherapists.
- Compulsory membership of a professional chamber. This only qualifies for exemption if the legal obligation to be a member of the professional chamber already existed for the relevant professional group before 01.01.1995.
- Compulsory membership of the relevant professional pension scheme
- Payment of income-related contributions to the professional pension scheme in accordance with the respective statutes
- Provision and dynamization of contribution-related benefits in the event of reduced earning capacity and old age as well as for surviving dependants by the occupational pension institution.
- Confirmation of the conditions for exemption under pension law by the highest administrative authority responsible for the occupational pension scheme.

The exemption may be extended to other employment

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or self-employment subject to compulsory insurance if

- this other employment or activity is limited in time due to its nature or by contract in advance and
- the occupational pension scheme also guarantees the acquisition of income-related pension entitlements during the exercise of this employment or activity.

This means that an existing exemption can only have an effect on other employment or self-employment if, in accordance with the articles of association, the same level of contributions must be paid to the occupational pension scheme as would have to be paid in the event of compulsory insurance in the statutory pension insurance scheme.

Applicants must therefore submit a corresponding confirmation from the pension fund.

Kosten

There are no costs for you.

Verfahrensablauf

You must apply in writing for exemption from compulsory insurance in the statutory pension insurance scheme via the professional pension fund.

- Use the application form from your professional pension fund. You can request it directly from them or download it from their website.
- Send the completed application form together with any necessary documents to your professional pension institution.
- They will confirm your compulsory membership of the professional chamber and the pension fund on the application form. It will then forward the application to the German Federal Pension Insurance.
- The German Federal Pension Insurance decides on your application. You will receive a decision from them.

Bearbeitungsdauer

Processing usually takes 10 days. Applications for exemption from the pension insurance obligation for in-house lawyers or in-house patent attorneys are preceded by a hearing procedure. This prolongs the procedure.

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Frist	The exemption takes effect from the time the requirements are met if you submit the application within 3 months. Otherwise it is effective from receipt of the application. An exemption for the past is only possible within the three-month period.
weiterführende Informationen	https://www.deutsche-rentenversicherung.de/DRV/DE/Experten/Arbeitgeber-und-Steuerberater/summa-summarum/Lexikon/M/mitglieder_berufsstaendischer_einrichtungen.html https://www.abv.de/nach-bundeslaendern.html
Hinweise	
Rechtsbehelf	<ul style="list-style-type: none"> • Objection. Detailed information can be found in the decision. • Appeal to the social court. Detailed information can be found in the notice of objection.
Kurztext	<ul style="list-style-type: none"> • Exemption from compulsory pension insurance approval <ul style="list-style-type: none"> • Exemption from compulsory insurance in the statutory pension insurance is only possible under certain conditions • Application must be submitted via the professional pension institution • This confirms that the conditions for exemption are met and forwards the application to the German Federal Pension Insurance (Deutsche Rentenversicherung Bund) • Responsible: German Federal Pension Insurance
Ansprechpunkt	
Zuständige Stelle	
Formulare	Forms available: Yes Written form required: Yes Informal application possible: No Personal appearance necessary: No Online services available: No

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Ursprungsportal	Befreiung von der Rentenversicherungspflicht Bewilligung, Befreiung von der Rentenversicherungspflicht Bewilligung