

99107009017000

Heruntergeladen am 18.07.2025

<https://fimportal.de/xzufi-services/26261/L100042>

Modul	Sachverhalt
Leistungsschlüssel	99107009017000
Leistungsbezeichnung I	
Leistungsbezeichnung II	Social assistance; applying for basic income support in old age and in the event of reduced earning capacity
Typisierung	2/3 - Bund: Regelung (2 oder 3), Land/Kommune: Vollzug
Quellredaktion	Bayern
Freigabestatus Katalog	unbestimmter Freigabestatus
Freigabestatus Bibliothek	unbestimmter Freigabestatus
Begriffe im Kontext	
Leistungstyp	
Leistungsgruppierung	
Verrichtungskennung	
SDG-Informationsbereich	
Lagen Portalverbund	
Einheitlicher Ansprechpartner	

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Fachlich freigegeben am	22.01.2025
Fachlich freigegeben durch	Bayerisches Staatsministerium für Familie, Arbeit und Soziales (Bavarian Bavarian State Ministry for Family, Labour and Social Affairs)
Handlungsgrundlage	http://www.gesetze-im-internet.de/sgb_12/BJNR302300003.html#BJNR302300003BJNG000300000 http://www.gesetze-im-internet.de/sgb_12/BJNR302300003.html#BJNR302300003BJNG000300000
Teaser	If they are in need, older people or people with a permanent full reduction in earning capacity can apply for basic income support in old age and in the event of reduced earning capacity.
Volltext	<p>Basic income support in old age and in the event of reduced earning capacity is a social welfare benefit. It secures the livelihood of people who are no longer able to work due to old age or permanent full reduction in earning capacity and whose income is not sufficient to cover their necessary living expenses. The amount and scope of the basic income support are comparable to the subsistence assistance of social welfare. Personal income and assets are offset against the basic income support. Basic income support must be applied for and takes precedence over subsistence assistance.</p> <p>Elderly persons and persons with permanent full disability who are habitually resident in Germany are entitled to basic income support in old age and in the event of reduced earning capacity if they are in need.</p> <p>They are entitled to benefits:</p> <ul style="list-style-type: none"> • Persons who have already reached the relevant age limit for statutory pension insurance (currently between 65 and 67 years of age). • Persons who have already reached the age of 18 but have not yet reached the age limit if they are permanently fully incapacitated for work or if they are undergoing the entry procedure or vocational training in a workshop for disabled people or are in a training relationship for which they receive a budget for

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training.

A permanent full reduction in earning capacity always exists if the ability to work is reduced due to illness or disability, so that the person is unable to work at least 3 hours a day under the usual conditions of the general labor market for an unforeseeable period of time (reduced earning capacity pension). The determination of permanence presupposes that it is unlikely that the reduction in earning capacity can be remedied.

The basic income support is dependent on need and corresponds to the level of subsistence assistance under social assistance. Therefore, own income and assets are also taken into account as in the case of assistance for living expenses.

Dependent children or parents with an annual income of up to and including EUR 100,000 do not have to pay if their relatives claim basic income support. The obligation of heirs to reimburse costs is also waived.

Furthermore, the presumption under social welfare law that a person living in a household with relatives or in-laws receives benefits for living expenses from these persons does not apply to the basic income support. In particular, disabled people with a permanent full reduction in earning capacity, who often live with their parents or other relatives, receive independent material security for their livelihood through the basic income support.

Erforderliche Unterlagen

- Identity card, passport or residence permit (copy)
- If applicable, proof of permanent full reduction in earning capacity (copy)
- Declaration of assets and incomeBank statements of all managed accounts of the last 6 months with final account balance (copy)in case of house and property ownership: copy of the certificate of assessed value and fire insurance certificateif applicable, copy of the notice of long-term care insurance (copy)If applicable, notice of unemployment benefit I or II, maintenance assistance under the Equalization of Burdens Act, pension payments under the Federal Pension Act, etc.

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(copy)If applicable, pension statement (copy)If applicable, contribution notice from the health insurance fund (copy)

- Rental agreementand, if applicable, last letter of tenant increase (copy)
- in case of guardianship: guardian's card (copy)
- Power of attorney, if applicable
- The competent authority may require further documentation.

Voraussetzungen

People who are habitually resident in Germany are entitled to benefits under the following conditions:

- Reaching the age limit for the standard old-age pensionorpermanent full reduction in earning capacity from the 18th birthday, regardless of the respective labor market situation. It is not necessary to already be receiving a reduced earning capacity pension; permanent full reduction in earning capacity can also be determined by the pension insurance fund on behalf of the social welfare provider.People with disabilities are generally considered to be fully reduced in earning capacity as long as they are undergoing the entry procedure or the vocational training area of a workshop for people with disabilities or are employed there in the work area. and
- it is not possible to cover their living expenses from their own income and assets. The income and assets of the spouse or partner who is not separated are also taken into account if they exceed their own needs,and
- there are no dependants with a total annual taxable income of more than EUR 100,000 (so-called maintenance recourse). If parents are liable to pay maintenance to their child, their joint income is taken into account; if children are liable to pay maintenance to their parents, this income limit applies to each individual child.

Persons who have caused their neediness intentionally or through gross negligence in the last 10 years are not entitled to benefits .

Kosten

none

Verfahrensablauf

In contrast to other social welfare benefits, basic

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security benefits in old age and in the event of reduced earning capacity are only granted on application. You must submit the application to the social welfare office responsible for your usual place of residence together with the necessary documents.

The responsible office will examine your application. You will receive a corresponding notification of the result (approval or rejection notice).

Basic income support is generally approved for 12 calendar months.

Initial approval: Payment begins on the first of the month in which the application was made or in which the conditions (e.g. reaching retirement age) were met and notified.

Change: Changes in favor of the beneficiary are taken into account from the first of the month in which the change occurs or is reported. If the beneficiary receives fewer benefits as a result of the change, the new entitlement period begins on the first of the following month.

After receipt of unemployment benefit II (citizen's allowance), payment begins on the first of the following month.

Bearbeitungsdauer

The processing time depends on the individual case.

Frist

The deadlines set by the social welfare office for the submission of documents must be adhered to. If you are unable to do so for understandable reasons, you must apply for an extension of the deadline. Otherwise, the social welfare office may refuse to pay you benefits because you have failed to comply with your statutory obligations to cooperate. Furthermore, there is an appeal period if you do not agree with the decision - not only with the rejection decision, but also with the approval decision (amount of the resulting benefit entitlement). This deadline must be adhered to, as the decision becomes final after the objection period has expired.

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weiterführende Informationen	
Hinweise	<p>Duration of approvalBasic security benefits in old age and in the event of reduced earning capacity are generally approved for one year.</p> <p>Basic incomesupport during a stay abroadA prerequisite for receiving basic income support in old age and in the event of reduced earning capacity is that the beneficiary has their habitual residence in Germany. Vacation trips or visits to relatives abroad do not prevent this as long as the stay abroad lasts less than 4 weeks. Anyone who stays abroad for longer than 4 weeks without interruption will not receive basic income support benefits until they can provide proof of their return (§ 41a SGB XII).</p>
Rechtsbehelf	Objection, social court action
Kurztext	
Ansprechpunkt	
Zuständige Stelle	
Formulare	
Ursprungsportal	BayernPortal, BayernPortal