129th G.A.

29

benefit. The return upon such deposits shall be that offered by the state retirement system making the calculation and paying the retirement or disability benefit.

- (C) A former member receiving a retirement or disability benefit under this section, who accepts employment amenable to coverage in any state retirement system that participated in the member's combined benefit, shall be subject to the applicable provisions of law governing such re-employment. If a former member should be paid any amount in a retirement allowance, to which the former member is not entitled under the applicable provisions of law governing such re-employment, such amount shall be recovered by the state retirement system paying such allowance by utilizing any recovery procedure available under the code provisions of the state retirement system covering such re-employment.
- (D) An SERS retirant or other system retirant, as defined in section 3309.341 of the Revised Code, is not eligible to receive any benefit under this section for service subject to section 3309.341 of the Revised Code.

Sec. 3309.353. As used in this section, "benefit" means any allowance, pension, or other benefit to which an individual is entitled and that he the individual receives pursuant to section 3309.36, 3309.38, 3309.40, 3309.45, or 3309.46 or former section 3309.38 of the Revised Code.

The annual amount of each benefit for which eligibility was established prior to February 1, 1983, shall, after the adjustment required by section 3309.374 of the Revised Code, be increased by five per cent.

Sec. 3309.354. As used in this section, "benefit" means any allowance, pension, or other benefit to which an individual is entitled and that he receives pursuant to section 3309.35, 3309.36, 3309.38, 3309.40, 3309.45, or 3309.46 or former section 3309.38 of the Revised Code.

Effective the first day of the month following the effective date of this section September 9, 1988, the annual amount of benefits shall be increased as follows:

- (A) The annual amount of each benefit for which eligibility was established prior to February 1, 1983, shall, after all adjustments required by this chapter, be increased by two per cent;
- (B) The annual amount of each benefit for which eligibility was established on or after February 1, 1983, but prior to the effective date of this section September 9, 1988, shall, after all adjustments required by this chapter, be increased by five per cent.

Sec. 3309.36. (A)(1) A member of the school employees retirement system whose membership began before the effective date of this amendment who retires on service retirement shall be granted a retirement