

HB 288

135 O.L.

Sec. 742.376. A MEMBER OF THE FUND WHO IS IN THE ACTIVE SERVICE OF THE POLICE OR FIRE DEPARTMENT OF A MUNICIPAL CORPORATION, OR IN THE ACTIVE SERVICE OF THE FIRE DEPARTMENT OF A TOWNSHIP,

AND IS NOT RECEIVING A PENSION OR BENEFIT PAYMENT FROM THE POLICE AND FIREMEN'S DISABILITY AND PENSION FUND SHALL, IN COMPUTING YEARS OF ACTIVE SERVICE IN SUCH DEPARTMENT UNDER DIVISION (C) OF SECTION 742.37 OF THE REVISED CODE, BE GIVEN FULL CREDIT FOR SERVICE AS A FULL-TIME POLICEMAN OR FIREMAN IN A MUNICIPAL CORPORATION, OR AS A FULL-TIME FIREMAN IN A TOWNSHIP, PROVIDED THAT ALL OF THE FOLLOWING OCCUR:

(A) SUCH SERVICE WAS RENDERED PRIOR TO JANUARY 1, 1967;

(B) THE MUNICIPAL CORPORATION, OR TOWNSHIP, AT THE TIME SUCH SERVICE WAS RENDERED HAD NOT ESTABLISHED A POLICE OR FIREMEN'S RELIEF AND PENSION FUND TO WHICH THE MEMBER COULD OTHERWISE HAVE MADE PENSION CONTRIBUTIONS;

(C) THE MEMBER WAS ENROLLED IN THE PUBLIC EMPLOYEES RETIREMENT SYSTEM, CONTRIBUTED THERETO, AND HAS WITHDRAWN HIS RETIREMENT CONTRIBUTIONS;

(D) THE MEMBER PAYS INTO THE POLICE AND FIREMEN'S DISABILITY AND PENSION FUND THE AMOUNT WITHDRAWN BY HIM FROM THE PUBLIC EMPLOYEES RETIREMENT SYSTEM, WITH INTEREST THEREON AT THE RATE OF FOUR PER CENT PER ANNUM FROM THE DATE OF SUCH WITHDRAWAL TO THE DATE OF DEPOSIT.

PURCHASE OF SUCH CREDIT IN THE POLICE AND FIREMEN'S DISABILITY AND PENSION FUND SHALL FOREVER BAR THE MEMBER FROM REINSTATING SUCH CREDIT IN THE PUBLIC EMPLOYEES RETIREMENT SYSTEM.

Effective November 20, 1973