

urchased under division (A) or (B) of this he fund for credit to his THE MEM- unt determined by the member rate of he military service began or four per lied by the annual compensation for it year of FULL-TIME service in Ohio MUNICIPAL RETIREMENT SYS- ermination of military service. To this equal to compound interest at a rate s of the police and firemen's disability ve military service terminated to date ) OF THIS SECTION, THE BOARD VICE IN OHIO COVERED BY ANY EMENT SYSTEM OF THIS STATE.

o purchase service credit under this ce used THAT WAS:

any retirement benefit currently being he future under any other retirement non-regular service under chapter 67 APTER 1223 OF SECTION 1662 OF AL DEFENSE AUTHORIZATION 108 STAT. 2998 (1994), 10 U.S.C.A.

VICE CREDIT UNDER FORMER OR 742.21 OR SECTION 742.521 OF e the credit is purchased the member the trustees that he THE MEMBER irement. Any benefit paid under this t entitled shall be recovered by any this chapter.

States includes army, navy, air force, NY RESERVE COMPONENT OF GUARD; THE COMMISSIONED ES PUBLIC HEALTH SERVICE; VICE DURING WARTIME; auxil- ss; SERVICE AS A red cross nurse rce, or hospital service of the United rse corps, OR SERVING full-time ss in a combat zone; and such other gress as included therein.

s purchased service credit under this estate, is entitled to be refunded the it, or a pro rata portion thereof, pro- redit, or a portion of the purchased rease a pension or benefit paid under . The refund of any amount paid to or a pro rata portion thereof, shall e credit.

Sec. 742.521. (A) AS USED IN THIS SECTION, "ARMED FORCES" OF THE UNITED STATES MEANS THE ARMY, NAVY, AIR FORCE, MARINE CORPS, COAST GUARD, OR ANY RE-SERVE COMPONENTS OF SUCH FORCES; THE NATIONAL GUARD; THE COMMISSIONED CORPS OF THE UNITED STATES PUBLIC HEALTH SERVICE; THE MERCHANT MARINE SER-VICE DURING WARTIME; AUXILIARY CORPS AS ESTAB-LISHED BY CONGRESS; SERVICE AS A RED CROSS NURSE WITH THE ARMY, NAVY, AIR FORCE, HOSPITAL SERVICE OF THE UNITED STATES, ARMY NURSE CORPS, NAVY NURSE CORPS, OR SERVING FULL-TIME WITH THE AMERICAN RED CROSS IN A COMBAT ZONE; AND SUCH OTHER SERVICE AS MAY BE DESIGNATED BY CONGRESS.

(B) A MEMBER OF THE FUND WHO IS AN EMPLOYEE OF A POLICE OR FIRE DEPARTMENT AND WHO ENLISTED OR EN-LISTS, WAS INDUCTED OR IS INDUCTED, WAS OR IS CALLED INTO ACTIVE DUTY, OR ACCEPTED OR ACCEPTS A COMMIS-SION IN THE ARMED FORCES, IN COMPUTING YEARS OF SER-VICE IN SUCH POLICE OR FIRE DEPARTMENT, SHALL BE GIV-EN FULL CREDIT FOR SUCH TIME SERVED IN THE ARMED FORCES, PROVIDED THE PERSON HAS BEEN HONORABLY DISCHARGED FROM THE ARMED FORCES OR FROM ACTIVE DUTY THEREIN, HAS MADE APPLICATION FOR REINSTATE-MENT IN THE ACTIVE SERVICE OF THE POLICE OR FIRE DE-PARTMENT WITHIN NINETY DAYS FROM THE DATE OF DIS-CHARGE, AND EMPLOYER CONTRIBUTIONS HAVE BEEN PAID PURSUANT TO THIS SECTION. SERVICE CREDIT GIVEN UN-DER THIS SECTION FOR TIME SERVED IN THE ARMED FORCES SHALL NOT EXCEED FIVE YEARS.

(C) A MEMBER OF THE FUND IS INELIGIBLE TO RECEIVE SERVICE CREDIT UNDER THIS SECTION FOR ANY TIME SERVED IN THE ARMED FORCES THAT IS USED TO OBTAIN SERVICE CREDIT UNDER FORMER SECTION 742.18, 742.19, 742.20, OR 742.21 OR SECTION 742.52 OF THE REVISED CODE.

AT THE TIME SUCH CREDIT IS REQUESTED, THE MEM-BER SHALL CERTIFY ON A FORM SUPPLIED BY THE RETIRE-MENT BOARD THAT THE MEMBER DOES AND WILL CONFORM TO THIS REQUIREMENT. ANY BENEFIT PAID UNDER THIS SECTION TO WHICH THE MEMBER IS NOT ENTITLED SHALL BE RECOVERED BY ANY RECOVERY PROCEDURES AVAIL-ABLE UNDER THIS CHAPTER. THIS SECTION DOES NOT CAN-CEL ANY MILITARY SERVICE CREDIT EARNED UNDER THIS CHAPTER PRIOR TO THE EFFECTIVE DATE OF THIS SECTION.

(D) AN EMPLOYER OF A MEMBER ENTITLED TO SERVICE CREDIT UNDER THIS SECTION SHALL PAY THE POLICE AND FIREMEN'S DISABILITY AND PENSION FUND AN AMOUNT EQUAL TO THAT WHICH WOULD HAVE BEEN PAID UNDER SECTION 742.33 OR 742.34 OF THE REVISED CODE HAD THE MEMBER CONTINUED POLICE OR FIRE EMPLOYMENT DUR-

ING THE PERIOD OF MILITARY SERVICE. THE BOARD OF TRUSTEES MAY ADOPT RULES SETTING THE MANNER IN WHICH THE EMPLOYER CONTRIBUTION IS CALCULATED AND PAID.

Sec. 3307.01. As used in this chapter:

(A) "Employer" means the board of education, school district, college, university, institution, or other agency within the state by which a teacher is employed and paid.

(B) "Teacher" means any person paid from public funds and employed in the public schools of the state under any type of contract described in section 3319.08 of the Revised Code in a position for which ~~he~~ THE TEACHER is required to have a certificate issued pursuant to sections 3319.22 to 3319.31 of the Revised Code; and any other teacher or faculty member employed in any school, college, university, institution, or other agency wholly controlled and managed, and supported in whole or in part, by the state or any political subdivision thereof, including Central state university, Cleveland state university, the university of Toledo, and the medical college of Ohio at Toledo. The educational employees of the department of education, as determined by the state superintendent of public instruction, shall be considered teachers for the purpose of membership in this system. In all cases of doubt, the state teachers retirement board shall determine whether any person is a teacher, and its decision shall be final.

(C) "Prior service" means all service as a teacher before September 1, 1920, military service credit, all service prior to September 1, 1920, as an employee of any employer who comes within the public employees retirement system, the school employees retirement system, or any other state retirement system established under the laws of Ohio, and similar service in another state, credit for which was procured by a member under section 3307.33 of the Revised Code, prior to June 25, 1945. Prior service credit shall not be granted to any member for service for which credit or benefits have been received in any other state retirement system in Ohio or for credit that was forfeited by withdrawal of contributions, unless such credit has been restored. If the teacher served as an employee in any two or all of the capacities, "prior service" means the total combined service in the capacities prior to September 1, 1920.

If a teacher who has been granted prior service credit for service rendered prior to September 1, 1920, as an employee of an employer who comes within the public employees retirement system or the school employees retirement system, establishes, subsequent to September 16, 1957, and before retirement, three years of contributing service in the public employees retirement system, or one year in the school employees retirement system, then the prior service credit granted shall become, at retirement, the liability of such other system, if the prior service or employment was in a capacity covered by that system.

(D) "Total service," "total service credit," except as provided in section 3307.41 of the Revised Code, or "Ohio service credit" means all service of a member of the state teachers retirement system since last becoming a member and, in addition thereto, restored service credit under section 3307.28, all prior service credit, all military service credit under

~~sections 3307.02 and 3307.021~~ COM CHAPTER, and all other service 3307.31, 3307.311, 3307.32, 3307.33, 3307.513, and 3307.73 and former section 3 of Amended Substitute Senate Bill 100. All service credit purchased under the Revised Code shall be used exclusively for service retirement.

(E) "Member" means any person who is a member of the state teachers retirement system, who is not a contributor as defined in divisions 3307.38 and 3307.39 of the Revised Code, and who is not a disability benefit recipient. However, a person who is a member of the following persons shall not be considered a member:

(1) A student, intern, or resident of the state who is engaged in ~~his~~ ANY part-time employment by a school district or ~~he~~ THE STUDENT, INTERN, OR INTERNSHIP CLASSES;

(2) A person denied membership in the state teachers retirement system under section 3307.381 of the Revised Code;

(3) A superannuate or other system employee under section 3307.381 of the Revised Code;

(4) An individual employed in a position covered by the "Job Training Partnership Act," 96 Stat. 1000.

(F) "Contributor" means any person who is a member of the state teachers' savings fund.

(G) "Beneficiary" means any person who is entitled to a retirement allowance or other benefit under the state teachers retirement system.

(H)(1) "Service retirement" means a retirement allowance under section 3307.38 or 3307.39 of the Revised Code.

(2) "Disability retirement" means a retirement allowance under section 3307.43 of the Revised Code.

(I) "Accumulated contributions" means the total amount of contributions credited to a contributor's individual account together with interest credited thereon to the state teachers retirement board prior to retirement.

(J) "Annuity" means payments for life or for a term made by a contributor and paid from the state teachers retirement system. All annuities shall be paid in twelve equal payments.

(K) "Pensions" means annual payments for life or for a term made by an employer and paid from the state teachers' reserve fund. All pensions shall be paid in twelve equal payments.

(L)(1) "Allowance" or "benefit" means a retirement allowance or any other payment under this chapter, including a disability allowance or disability benefit.

(2) "Disability allowance" means a retirement allowance under section 3307.431 of the Revised Code.

(3) "Disability benefit" means a retirement allowance under section 3307.43 of the Revised Code.