

**Employment of superannuate; resumption of retirement allowance; rules and regulations.**

Sec. 145.38 (486-63b). Until September 1, \*\*\* 1955, any employer may employ any person receiving retirement allowances under sections 145.32, 145.33, or 145.34 of the Revised Code, such retired persons to be referred to as superannuates, provided such superannuate supplies the employer with a certificate from a medical examiner appointed by the employer, of physical fitness to perform the services required of the position to which he is being appointed, and provided such employer formally declares that an emergency exists, and files with the public employees retirement board a copy of such declaration, together with the names of the superannuates who are to be employed. In any case of employment of such superannuates without having filed such declaration and notice of employment, such employer shall pay to the board an amount equal to the portion of the retirement allowance paid to such superannuates subsequent to the date of employment from funds provided by the employer. \*\*\* *If the compensation of any such superannuate exceeds six hundred dollars per year the retirement allowances being paid to such superannuates shall cease within a maximum period of thirty days following such acceptance of re-*

employment. In case of the death of a superannuate during a period of re-employment, the board shall pay to the estate or beneficiary of such deceased superannuate the total of all suspended annuity payments to which such superannuate was entitled from his accumulated contributions, with interest on such deferred amount at such rate as the board determines.

When a superannuate is re-employed *and providing his compensation exceeds six hundred dollars per year*, he shall become a new member of the public employees retirement system and shall have all rights and privileges and be charged with all obligations of such membership.

If a superannuate *thus* re-employed again ceases to be an employee, the board shall resume within thirty days of such separation the exact retirement allowance to which such person was formerly entitled. In addition thereto, the board shall pay in one sum the total of all suspended annuity payments to which such superannuate was entitled from his accumulated contributions, with interest on such deferred amount at such rate as the board determines.

The board may make rules and regulations, not inconsistent with this section, to carry this section into effect and to prevent abuse of the rights granted.

Effective October 26, 1953