

Termination of membership; leave of absence.

Sec. 145.41. Membership shall cease upon refund of accumulated contributions, *death* or upon retirement except as provided in section 145.39 of the Revised Code ***. A member who separates from *** service *** for any reason other than death or retirement may leave his accumulated contributions on deposit with the public employees retirement board and, for the purposes of the public employees retirement system, be considered, on a *membership* leave of absence. *** *His membership rights shall continue until he has withdrawn his accumulated contributions, retired on a retirement allowance as provided in section 145.33 or 145.34 of the Revised Code or died. The account of such a member shall remain in the employees' savings fund, except that the account of a member who has less than five calendar years of contributing service credit or is a member of the state teachers retirement system or the school employees retirement system may be transferred to the income fund if by the end of the fifth calendar year following the calendar year in which the last contribution was received said member has not died, claimed a refund of contributions or requested the retirement board to continue his membership on a leave of absence basis. In case such a member later requests a refund his account shall be restored to the employees' savings account and refunded therefrom.* Members on such leaves of absence shall retain all rights, obligations and privileges of membership in the public employees retirement system. A "contributor", as defined in division (F) of section 145.01, of the Revised Code, who formerly lost his membership through termination of membership leave of absence and who has not withdrawn his account shall be re-instated as a member with all the rights, privileges and obligations, enumerated in sections 145.01 to 145.57, inclusive, of the Revised Code. In no case shall a member on leave of absence as provided in this section add to his total number of years of service credit by reason of such leave of absence, unless such member was receiving benefits from the state insurance fund and by reason of such benefits qualified for additional service credit as provided in division (H) of section 145.01 of the Revised Code, or was eligible to and does make a payment *** as provided in section 145.291 of the Revised Code.

SECTION 3. Any member, eligible for any of the retirement allowances or other benefits provided in Chapters 145., 3307., and 3309. of the Revised Code as of June 30, 1959, or July 1, 1959, and who terminated his public service during the month of June, 1959, but did not file an application for retirement, may file, as provided by law, during the month of July, 1959, and shall be eligible for retirement as of June 30, 1959, or July 1, 1959, and such allowances or benefits shall be payable from and after July 1, 1959, and any such member or any member retiring on June 30, 1959, or July 1, 1959, voluntarily or otherwise, shall be eligible for allowances or benefits as computed under the provisions of this act.

Effective August 1, 1959