

136 O.L.  
Am. Sub. H.B. 268

Sec. 3307.51. Each teacher who is a member of the state teachers retirement system shall contribute eight per cent of his EARNED compensation to the teachers' savings fund EXCEPT THAT THE STATE TEACHERS RETIREMENT BOARD MAY RAISE THE CONTRIBUTION RATE TO THE FUND TO A RATE NOT GREATER THAN TEN PER CENT OF THE TEACHER'S EARNED COMPENSATION. Such contribution shall be deducted by the employer on each payroll in an amount equal to the applicable per cent of such contributors' earned PAID compensation for such payroll period or other period as the state teachers retirement board may approve, PROVIDED ALL CONTRIBUTIONS ARE DEDUCTED BY THE END OF THE YEAR. EACH SCHOOL DISTRICT SHALL ESTABLISH A SALARY ESCROW ACCOUNT AND PAY INTO SUCH SALARY ESCROW ACCOUNT THE DIFFERENCE, IF ANY, WHICH MAY EXIST BETWEEN COMPENSATION EARNED BY A TEACHER DURING A PAYROLL PERIOD AND THE COMPENSATION PAID TO THE TEACHER FOR THE PAYROLL PERIOD. TEACHERS' CONTRIBUTIONS ON COMPENSATION EARNED IN ONE YEAR, BUT PAID IN A SUBSEQUENT YEAR, SHALL BE PAID TO THE TEACHERS SAVINGS FUND FROM THE SALARY ESCROW ACCOUNT ESTABLISHED PURSUANT TO THIS SECTION, AND SHALL NOT BE WITHHELD FROM PAYROLLS DURING THE YEAR IN WHICH THE COMPENSATION WAS EARNED BUT NOT PAID. DEDUCTIONS FROM PAYROLL FOR CONTRIBUTIONS UNDER THIS SECTION DURING ANY ONE PAYROLL PERIOD SHALL NOT EXCEED EIGHT PER CENT OF THE COMPENSATION PAID FOR SUCH PAYROLL PERIOD. Contributions shall not be withheld on pay for (1) unused or converted sick leave, (2) vacation pay covering concurrent per-

iods for which other salary, compensation, or benefits under Chapter 3307. of the Revised Code are paid, or (3) any other extra compensation OR TERMINAL PAY which may be paid for services not actually rendered.

At retirement, or upon the member's death prior to retirement, if contributions have been made after September 1, 1959, in excess of the contributions normally required to provide the retirement or survivor benefit, such excess contributions may be refunded to the member, to his beneficiary, or to his estate, in a lump sum, or may be used to provide additional income.

Any teacher under contract, who, because of his own illness, injury, leave granted pursuant to section 3319.13 or 3319.131 of the Revised Code, or other reason approved by the board, is prevented from making his contribution to the system for any payroll period may have such deductions made from other payrolls during the year, or may pay such amount to the employer and the employer shall transmit such amount to the system. The deductions shall be made even though the minimum compensation provided by law for any member shall be reduced thereby. Every member shall be deemed to consent to the deductions made and shall receipt in full for his salary or compensation and payment less said deductions shall be a complete discharge and acquittance of all claims and demands for the services rendered by the person during the period covered by the payment.

Additional deposits may be made to a member's account subject to the rules and regulations of the board. At retirement, the amount deposited with interest may be used to provide additional annuity income. The additional deposits may be refunded to the member before retirement, and shall be refunded if the member withdraws his refundable account. The deposits may be refunded to the beneficiary or estate if the member dies before retirement.

Effective Aug. 20, 1976