

Allowance upon disability retirement; military service disability.

Sec. 3307.43 (7896-38). Upon disability retirement, a member retiring on or after July 1, 1951, shall receive a retirement allowance which shall consist of:

(A) An annuity having a reserve equal to the amount of the teacher's accumulated contributions at that time;

(B) A pension which, together with his annuity, provides an annual allowance in an amount equal to two per cent of his final average salary multiplied by the number of his years of total service except that such allowance shall not be less than thirty per cent of said final average salary

plus one per cent of such salary for each complete year or fraction thereof in excess of ten years;

(C) An additional basic annual pension of one hundred eighty dollars, the cost of which shall be included in the normal contribution provided by section 3307.53 of the Revised Code.

Any member who has attained the age of sixty shall be ineligible for disability retirement. Upon approval by the state teachers retirement board of the application for the disability retirement of such member, as provided in section 3307.42 of the Revised Code, such member shall be placed upon superannuation retirement as provided in sections 3307.38 and 3307.40 of the Revised Code, effective not later than the last day of the month following such application and the action of the board is final. Any other member, approved by the board for disability retirement, who has credit for thirty-six years or more of total service, may elect to apply for and may be granted superannuation retirement or if such member has attained fifty-five years of age and has credit for *** *twenty-five* or more years of total service, he may elect to apply for and may be granted commuted superannuation retirement in accordance with the procedure prescribed for members who have attained the age of sixty.

The amount of the disability retirement allowance granted a member who served in the armed forces of the United States, as defined in section 3307.02 of the Revised Code, subsequent to September 1, 1920, and whose disability is probably the result of such service, shall be limited to the difference between the amount payable from the federal government on account of such disability and the amount of his disability allowance as determined by this section, if the latter amount is greater.

Effective October 26, 1953