

136 O.L.

Am. Sub. H. B. 268

Sec. 3307.383. A MEMBER WHOSE DEATH OCCURRED PRIOR TO JULY 1, 1973, WHO AT THE TIME OF DEATH HAD MORE THAN THIRTY-FOUR BUT LESS THAN THIRTY-FIVE YEARS OF SERVICE CREDIT SHALL BE PRESUMED TO HAVE COMPLETED THIRTY-FIVE YEARS OF SUCH CREDIT. ANY MEMBER WHOSE DEATH OCCURS ON OR AFTER JULY 1, 1973, AND WHO AT THE TIME OF DEATH HAD MORE THAN THIRTY-ONE BUT LESS THAN THIRTY-TWO YEARS OF SERVICE CREDIT SHALL BE PRESUMED TO HAVE COMPLETED THIRTY-TWO YEARS OF SUCH CREDIT.

ANY BENEFIT BEING PAID OR PAYABLE UNDER SECTION 3307.49 OF THE REVISED CODE SHALL BE RECALCULATED ON THE BASIS OF THE ABOVE PROVISIONS. IF SUCH RECALCULATION RESULTS IN AN INCREASED BENEFIT PAYMENT IT SHALL BE APPLIED ON THE FIRST OF THE MONTH FOLLOWING THE EFFECTIVE DATE OF THIS SECTION.

UPON THE DEATH OF A MEMBER PRIOR TO DISABILITY OR SERVICE RETIREMENT THE SURVIVING SPOUSE OR DEPENDENTS OF THE DECEASED MEMBER SHALL HAVE THE RIGHT TO PURCHASE ANY SERVICE CREDIT WHICH THE MEMBER, HAD HE NOT DIED, WOULD HAVE BEEN ELIGIBLE TO PURCHASE PURSUANT TO SECTIONS 3307.021, 3307.28, 3307.32, 3307.33, 3307.411, AND 3307.52 OF THE REVISED CODE UPON THE SAME TERMS AND CONDITIONS WHICH THE DECEASED MEMBER COULD HAVE PURCHASED SUCH SERVICE CREDIT HAD HE NOT DIED. ANY SERVICE CREDIT PURCHASED UNDER THIS SECTION SHALL BE APPLIED UNDER THE PROVISIONS OF CHAPTER 3307. OF THE REVISED CODE IN THE SAME MANNER AS IT WOULD HAVE BEEN APPLIED HAD IT BEEN PURCHASED BY THE DECEASED MEMBER DURING HIS LIFETIME.

Effective Aug. 20, 1976