

Sec. 3309.341. A retirant receiving a retirement allowance other than a disability allowance from this system, and hereafter referred to as a superannuate, *** shall be governed by the following provisions regarding his personal services for an employer as defined in Chapter 3309. of the Revised Code;

(A) A superannuate may be employed for temporary or part-time service as an employee, provided:

(1) At least sixty calendar days have elapsed since the effective date of his retirement.

(2) Such employment shall not exceed fifty-nine school days during any fiscal year beginning the first day of July and ending with the thirtieth day of June next following.

(B) A superannuate may be employed as a regular employee, provided:

(1) *** He shall have received a retirement allowance from this system for at least eighteen months; and

*** (2) The employer shall request the retirement board to authorize such employment *** on a form provided by the retirement board.

(3) During such employment as a regular employee, the pension portions of the monthly payments of the retirement allowance shall be terminated on the first day of the month of such employment, and thereafter shall be forfeited until the first day of the month after such *** superannuate ceases to be employed at which time the pension portions of his allowance shall be resumed. ***

(4) When such *** superannuate is regularly employed he shall become a new member of the retirement system and shall have all the rights and privileges and be charged with all obligations of membership. Such new membership beginning on or after July 1, 1955 shall not include the survivor benefit rights provided for in section 3309.45 of the Revised Code.

(C) A superannuate shall not receive the pension portions of a retirement allowance for any period for which he is compensated under a private contract or through an independent contractor whereby he is to perform personal or professional services for the employer by which he was employed at the time of retirement.

(D) If a *** superannuate should be paid any amount of pension allowance to which he is not entitled under *** this

section, such amount shall be certified by the retirement board to the superintendent of public instruction who shall order such amount repaid from the state public school fund to the retirement system from any amount due the school district in which such *** superannuate was employed. (Amended in Amended House Bill No. 590)