

Sec. 3309.374. All persons receiving an allowance, pension, or benefit under Chapter 3309. of the Revised Code may become eligible to receive an additional allowance, pension, or benefit in accordance with this section.

Beginning April 1, 1971, and each year thereafter, the board of the school employees retirement system shall determine the average per cent change in the consumer price index prepared by the United States bureau of labor statistics (U.S. City Average for Urban Wage Earners and Clerical Workers: All Items 1957-59 1967) for the twelve calendar month period prior to January 1 over the next preceding twelve calendar month period, as reported by the bureau.

An excess ANY percentage remaining after using one and one-half ABOVE THE AUTHORIZED per cent for the first increased payment shall be accumulated and combined with the percent of change in the succeeding years. Whenever the balance of this accumulation is equal to or in excess of one and one-half TWO per cent, the increased allowance, pension, or benefit provided in this section shall be paid. When the balance of the accumulation is less than one and one-half TWO percent, no additional increase shall be paid.

(A) Upon a determination by the board in April of 1971 that the consumer price index of calendar 1970 increased by one and one-half per cent or more over calendar 1969, the first increase under this section shall be granted to all eligible persons in their July, 1971 allowance, pension, or benefit.

The first increase is payable in July of 1971 to all persons who on June 30, 1971, have received or have been eligible to receive an allowance, pension, or benefit for thirty-six months.

The increased amount is payable for the next twelve months or until the next increase is granted, whichever is later.

(B) (A) Upon a determination by the board in any year after 1971 that the accumulation of changes in the consumer price index is equal to or in excess of one and one-half TWO per cent the board shall increase all allowances, pensions, or benefits payable under this section by one and one-half TWO per cent.

The first increase is payable to all persons becoming eligible after June 30, 1971 upon such persons receiving an allowance, pension, or benefit for thirty-six TWENTY-FOUR months.

The increased amount is payable for the ensuing twelve-month period or until the next increase is granted under this section, whichever is later. Subsequent increases shall be determined from the date of the first increase paid to the former member in the case of an allowance being paid a beneficiary under an option, or from the date of the first increase to the survivor first receiving an allowance or benefit in the case of an allowance or benefit being paid to the subsequent survivors of the former member.

(C) (B) The date of the first increase under this section becomes the anniversary date for any future increases.

The allowance or benefit used in the first calculation of an increase under this section shall remain as the base for all future increases, unless a new base is established.

The board shall make all rules necessary to carry out this section.

136 O. L.

Am. Sub. H. B. 268

Effective Aug. 20, 1976