

Optional benefit plans for retirants.

Sec. 3309.46. Until the first payment of any retirement allowance is made, as provided in sections 3309.36 and 3309.38 of the Revised Code, the retirant may elect to receive such benefit in a retirement allowance payable throughout life, or the retirant may then elect, on a form provided by the retirement board, to receive the actuarial equivalent at that time of his annuity, his pension, or his retirement allowance, in a lesser annuity, or a lesser pension, or a lesser retirement allowance, payable throughout life with any one of the following:

(A) Option 1. Upon his death, his annuity, his pension, or his retirement allowance, shall be continued throughout the life of and paid to such beneficiary, having an insurable interest in his life, as he nominates by written designation duly acknowledged and filed with the school employees retirement board at the time of his retirement.

(B) Option 2. Upon his death, one-half of his annuity, his pension, or his retirement allowance, shall be continued throughout the life of such beneficiary, having an insurable interest in his life as he nominates by written designation duly acknowledged and filed with the board at the time of his retirement.

(C) Option 3. Upon his death, and prior to expiration of a specified number of years dating from the date of retirement and designated as a guarantee period, and approved by the retirement board, his annuity, his pension, or his retirement allowance shall be continued throughout the remaining period of time elected by the retirant as a guarantee period during which time payment shall be continued to, and in such order, the beneficiaries having an insurable interest in his life as he has nominated by written designation duly acknowledged and filed with the retirement board. Should all nominated beneficiaries designated in writing become deceased prior to expiration of the guarantee period, then for the purpose of completing payment for the remainder of the guarantee period, the present value of all such payments shall be paid to the estate of the beneficiary last receiving.

(D) Option 4. Some other benefit shall be paid to the retirant or to such beneficiary as he nominates, *provided the amount payable to such beneficiary shall not exceed the amount payable to the retirant, and provided such *** benefit, together with such lesser annuity, or lesser pension, or lesser retirement allowance, shall be certified by the actuary engaged by the board to be of equivalent actuarial value to his annuity, his pension, or his retirement allowance, and shall be approved by the board.*

(E) If the retirement allowances due and paid under the above provisions of this section are in a total amount less than (1) the accumulated contributions, (2) the deposits for additional credit as provided by section 3309.31 of the Revised Code, (3) the deposits for additional annuities as provided by section 3309.47 of the Revised Code, (4) the deposits for repurchase of service credit as provided by section 3309.26 of the Revised Code, and (5) the accumulated contributions provided by section 3309.65 of the Revised Code, standing to the credit of the member at the time of his retirement, then the difference between the total amount of the allowances paid and the accumulated contributions and other deposits shall be paid to the beneficiary provided under division (C) of section 3309.44 of the Revised Code. (*Amended in Amended House Bill No. 590*)