

Sec. 5505.25. A member of the state highway patrol retirement system who is not receiving a disability benefit or pension from the system may purchase service credit for each year of service incurred by reason of having been on active duty as a member of the armed forces of the United States if he entered the armed forces prior to July 1, 1973, and is honorably discharged. Credit purchased under this section shall be used in computing the member's years of service for purposes other than meeting the minimum number of years of service necessary in order to qualify under section 5505.16 of the Revised Code to receive a pension under this chapter. Credits which are not authorized under division ~~(B)~~(C) of section 5505.16 of the Revised Code may be purchased at any time. The number of years purchased shall not exceed five or the total accumulated number of years of Ohio service, whichever is ~~lesser~~ LESS.

For each year of service purchased, the member shall pay to the ~~state highway patrol retirement~~ system for credit to his accumulated account an amount determined by the member rate of contribution in effect at the time the military service began multiplied by the annual compensation for full-time

employment during the first year of service in Ohio following termination of military service. To this amount shall be added an amount equal to compound interest at a rate established by the state highway patrol retirement board from the date active military service terminated to date of payment.

A member is ineligible to purchase service credit under this section for any year of military service used in the calculation of any retirement benefit currently being paid to the member or payable in the future under any other retirement program except for retired pay for non-regular service under chapter 67 of Title 10, United States Code or social security. At the time the credit is purchased the member shall certify on a form furnished by the board that he does and will conform to this requirement. Any benefit paid under this section to which the member is not entitled shall be recovered by any recovery procedures available under this chapter.

"Armed forces" of the United States includes army, navy, air force, marine corps, coast guard, auxiliary corps as established by congress, red cross nurse serving with the army, navy, air force, or hospital service of the United States, army nurse corps, navy nurse corps, full-time service with the American red cross in a combat zone, and such other service as may be designated by congress as included therein.

Effective DATE:
November 18, 1981