

Rules

May 9, 2024

SERS

3309-1-69 Cybersecurity incident notification responsibilities
3309-1-70 Contribution Based Benefit Cap

3309-1-69

Cybersecurity incident notification responsibilities.

(A) For the purposes of this rule:

(1) A "cybersecurity incident" means a cybersecurity event that has been determined to have an impact on the employer prompting the need for response and recovery. This may include ransomware that may place a school employees retirement system member's personal data at risk or an employer business email compromise that may place a school employees retirement system member's personal data at risk.

(2) "Personal data" means full legal name, date of birth, home address, email address, social security number, driver's license number, state identification card number, school employees retirement system account username, school employees retirement system account password, record of contributions or financial account numbers.

(B) Within seventy-two hours of discovery of a cybersecurity incident, an employer shall provide notification of the cybersecurity incident to school employees retirement system by telephone or email. Notification shall be sent to employer services personnel at 1-877-213-0861 or employerservices@ohsers.org. The employer shall also provide the following information within seventy-two hours of discovery of a cybersecurity incident:

(1) The date and time of the discovery of the cybersecurity incident.

(2) The name of the employer cybersecurity incident representative and contact information.

(C) The employer shall provide the following information to employer services regarding a cybersecurity incident within a reasonable period of time:

(1) Date and time of the cybersecurity incident.

(2) Nature of the cybersecurity incident, including any potential impact on school employees retirement system member's personal data or email communications from employer.

(3) Description of personal data involved in the cybersecurity incident.

(4) Employer action taken to mitigate the cybersecurity incident and secure compromised systems.

Effective:

Five Year Review (FYR) Dates:

Certification

Date

Promulgated Under:	111.15
Statutory Authority:	3309.04
Rule Amplifies:	3309.55

3309-1-70**Contribution Based Benefit Cap.**

(A) As used in this rule:

(1) "Retirement allowance" has the same meaning as defined in division (A) of section 3309.363 of the Revised Code.

(2) "CBBC" has the same meaning as defined in division (A) of section 3309.363 of the Revised Code.

(B) The calculations required by section 3309.363 of the Revised Code shall be made when calculating retirement allowances with effective dates of August 1, 2024, or later.

(C) A retirement allowance with an effective date of August 1, 2024 or later shall not be finalized and granted until after the member's CBBC has been calculated.

(D) When a member's employer has purchased service credit under section 3309.33 of the Revised Code, an amount equal to ten per cent of the member's highest year of compensation multiplied by the years of service credit purchased shall be credited to the member's accumulated contributions.

Effective:

Five Year Review (FYR) Dates:

Certification

Date

Promulgated Under:	111.15
Statutory Authority:	3309.04
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