

S.B. 389
133 O.L.

Sec. 145.02. Notwithstanding section 145.03 of the Revised Code, any PUBLIC employee who is contributing to or is receiving retirement or disability benefits from a ~~police relief and pension fund, a firemen's relief and pension fund, state highway patrol, or~~ a municipal retirement system established prior to June 30, 1938, or who has been granted a disability retirement allowance by the state teachers retirement system, or state public school employees retirement system, OR WHO IS CONTRIBUTING TO THE POLICE AND FIREMEN'S DISABILITY AND PENSION FUND OR THE STATE HIGHWAY PATROL RETIREMENT SYSTEM shall be excluded from membership in the public employees retirement system and shall be ineligible to make contributions or accrue benefits in the public employees retirement system. ~~Provided, that any employee who is contributing to or receiving a retirement or disability benefit from a firemen's relief and pension fund or a police relief and pension fund may elect to waive such contribution or retirement benefit and shall not be excluded from membership in the public employees retirement system if such waiver is made. Such waiver is irrevocable if retirement benefits are applied for and granted by the public employees retirement system.~~

A PUBLIC EMPLOYEE WHO, PRIOR TO THE EFFECTIVE DATE OF THIS SECTION, WAS EXCLUDED FROM MEMBERSHIP IN THE PUBLIC EMPLOYEES RETIREMENT SYSTEM BECAUSE HE WAS RECEIVING BENEFITS FROM A POLICE RELIEF AND PENSION FUND, A FIREMEN'S RELIEF AND PENSION FUND, THE POLICE AND FIREMEN'S DISABILITY AND PENSION FUND, OR THE STATE HIGHWAY PATROL PENSION FUND MAY ACQUIRE SERVICE CREDIT FOR SERVICE RENDERED DURING SUCH PERIOD BY PAYING INTO

THE EMPLOYEES' SAVINGS FUND AN AMOUNT EQUAL TO THE AMOUNT HE WOULD HAVE PAID INTO SUCH FUND DURING SUCH PERIOD OF SERVICE IF DEDUCTIONS HAD BEEN TAKEN ON HIS FULL SALARY AT THE MEMBER CONTRIBUTION RATE IN EFFECT DURING SUCH PERIOD, PLUS INTEREST ON SUCH AMOUNT AT A RATE DETERMINED BY THE BOARD AND BY PAYING AN EQUAL AMOUNT INTO THE EMPLOYERS' ACCUMULATION FUND.

IN THE EVENT OF DEATH OR WITHDRAWAL FROM SERVICE, THE PAYMENT TO THE EMPLOYEES' SAVINGS FUND AND THE EMPLOYERS' ACCUMULATION FUND FOR SUCH SERVICE CREDIT SHALL BE CONSIDERED AS ACCUMULATED CONTRIBUTIONS OF THE MEMBER.

Effective November 21, 1969