structure mentioned in section 737.34 of the Revised Code is not properly arranged for the safe and speedy egress of persons therein assembled, or not properly provided with means for the extinguishment of fire at or in such structures, as required by law, or that it is such as to endanger the lives of the persons there assembled, from fire or other cause, he shall, in writing, notify the owner, officer, or agent in charge thereof, and the mayor of the municipal corporation if such structure is located in a municipal corporation, if not, the prosecuting attorney of the county wherein it is located, specifying the alterations, additions, and appliances necessary to be made and furnished.

Sec. 737.36. The chief SUPERINTENDENT of the division of work. chops and factories INDUSTRIAL COMPLIANCE shall make inspections of buildings named in section 737.34 of the Revised Code, as often as such chief deeme HE CONSIDERS necessary, or upon the written demand of the agent or owner of such structures, or upon the written request of five or more citizens of the municipal corporation, county, or township in which such structure is located. The inspectors shall have access to such buildings at any time it is deemed CONSIDERED necessary to inspect

them. Sec. 742.301. Each employer shall promptly pay the amount due on the accrued liability on the dates fixed by the board of trustees of the police and firemen's disability and pension fund. Upon certification by the board that payment of an employer's accrued liability has not been paid within thirty days following the date a payment is due, a penalty of five per cent of the amount due shall be assessed against such employer. If the payment and penalty have not been paid within ninety days following the date a payment is due, annual interest at six per cent shall be assessed against the

payment and penalty from the date that the payment is due. Upon certification by the board to the director SUPERINTEN-DENT of liquor control or the county auditor of an amount due from any employer who is subject to this chapter by reason of such employer's delinquency in making payments on the accrued liability, the amount due shall be withheld from the employer from liquor control permit fees to be distributed to that employer according to Chapter 4301, of the Revised Code or from the local government fund allocated for distribution to that employer by the county budget commission in accordance with Chapter 5739. of the Revised Code. Upon receipt of the certification from the board, the director SUPERINTENDENT or county auditor shall provide for payment against such funds in favor of the police and firemen's disability and pension fund for the certified amount due and any penalty and interest thereon.

Sec. 742.63. The board of trustees of the police and firemen's disability and pension fund shall adopt rules for the management of the firemen and policemen's death benefit fund and for disbursements of benefits as set

forth in this section.

(A) As used in this section:

(1) "Member" means a member of the police and firemen's disability and pension fund or the state highway patrol retirement system, or a member of the public employees retirement system who at the time of his Am. Sub. S. B. No. 162

THE MEMBER'S death was a regular police officer in a muni regular fireman employed by tl municipal corporation, a townsl subdivision, a full-time park di law enforcement officer of the d liquor control investigator of th division of the department of liq law enforcement officer of parks the control of a municipal corpo of a conservancy district, a corcontrol of a county, a group of department of rehabilitation as forcement officer, or a membe municipal corporation who at t enforcement officer of parks, wa control of the municipal corporat

(2) Notwithstanding section police department" includes a fir tality of the state or of a munic trict, or other political subdivisheriff's office, the security force department of rehabilitation and workhouse under the control of corporation, the security force of district, the security force of lan natural resources, the security i enforcement division and the ir liquor control PUBLIC SAFET lands, or reservoir lands under t security force of a conservancy (ship or municipal corporation, an

(3) "Fireman or policeman" county sheriff or deputy sheriff, the control of a county, a group o department of rehabilitation and township or municipal corporati instrumentality of the state, a n fire district, or another political s er or patrolman, a full-time law natural resources, a full-time lie ment division or the intelligent control PUBLIC SAFETY, a fu waterway lands, or reservoir lar poration, a full-time law enforcen a state university law enforcemer.

(4) "Correction officer" inclu any correction corporal, sergean alents of all such persons.

f the Revised Code is not properly s of persons therein assembled, or the extinguishment of fire at or in that it is such as to endanger the om fire or other cause, he shall, in agent in charge thereof, and the ich structure is located in a municiattorney of the county wherein it is itions, and appliances necessary to

PENDENT of the division of work-OMPLIANCE shall make inspec-34 of the Revised Code, as often as ecessary, or upon the written dectures, or upon the written request corporation, county, or township in spectors shall have access to such NSIDERED necessary to inspect

I promptly pay the amount due on by the board of trustees of the police id. Upon certification by the board I liability has not been paid within t is due, a penalty of five per cent of inst such employer. If the payment a ninety days following the date a er cent shall be assessed against the the payment is due.

to the director SUPERINTENauditor of an amount due from any
ter by reason of such employer's
e accrued liability, the amount due
om liquor control permit fees to be
g to Chapter 4301, of the Revised
id allocated for distribution to that
ission in accordance with Chapter
ceipt of the certification from the
ENT or county auditor shall provide
r of the police and firemen's disabilamount due and any penalty and

s of the police and firemen's disabilfor the management of the firemen for disbursements of benefits as set

f the police and firemen's disability ay patrol retirement system, or a ment system who at the time of his THE MEMBER'S death was a county sheriff or deputy sheriff, a full-time regular police officer in a municipal corporation or township, a full-time regular fireman employed by the state, an instrumentality of the state, a municipal corporation, a township, a joint fire district, or another political subdivision, a full-time park district ranger or patrol trooper, a full-time law enforcement officer of the department of natural resources, a full-time liquor control investigator of the enforcement division or the intelligence division of the department of liquor control PUBLIC SAFETY, a full-time law enforcement officer of parks, waterway lands, or reservoir lands under the control of a municipal corporation, a full-time law enforcement officer of a conservancy district, a correction officer at an institution under the control of a county, a group of counties, a municipal corporation, or the department of rehabilitation and correction, a state university law enforcement officer, or a member of a retirement system operated by a municipal corporation who at the time of his death was a full-time law enforcement officer of parks, waterway lands, or reservoir lands under the control of the municipal corporation.

(2) Notwithstanding section 742.01 of the Revised Code, "fire or police department" includes a fire department of the state or an instrumentality of the state or of a municipal corporation, township, joint fire district, or other political subdivision, the state highway patrol, a county sheriff's office, the security force of an institution under the control of the department of rehabilitation and correction, the security force of a jail or workhouse under the control of a county, group of counties, or municipal corporation, the security force of a metropolitan, county, or township park district, the security force of lands under the control of the department of natural resources, the security force of liquor control investigators of the enforcement division and the intelligence division of the department of liquor control PUBLIC SAFETY, the security force of parks, waterway lands, or reservoir lands under the control of a municipal corporation, the security force of a conservancy district, the police department of a township or municipal corporation, and the police force of a state university.

(3) "Fireman or policeman" includes a state highway patrol trooper, a county sheriff or deputy sheriff; a correction officer at an institution under the control of a county, a group of counties, a municipal corporation, or the department of rehabilitation and correction, a policeman employed by a township or municipal corporation, a fireman employed by the state, an instrumentality of the state, a municipal corporation, a township, a joint fire district, or another political subdivision, a full-time park district ranger or patrolman, a full-time law enforcement officer of the department of natural resources, a full-time liquor control investigator of the enforcement division or the intelligence division of the department of liquor control PUBLIC SAFETY, a full-time law enforcement officer of parks, waterway lands, or reservoir lands under the control of a municipal corporation, a full-time law enforcement officer of a conservancy district, and a state university law enforcement officer.

(4) "Correction officer" includes, in addition to any correction officer, any correction corporal, sergeant, lieutenant, or captain, and the equivalents of all such persons.

(5) "A park district ranger or patrolman" means a peace officer commissioned to make arrests, execute warrants, and preserve the peace upon lands under the control of a board of park commissioners of a metropolitan, county, or township park district.

politan, county, or township park district.

(6) "Metropolitan, county, or township park district" means a park district created under the authority of Chapter 511. or 1545. of the Revised

Code.

(7) "Conservancy district" means a conservancy district created un-

der the authority of Chapter 6101. of the Revised Code.

(8) "Law enforcement officer" means an officer commissioned to make arrests, execute warrants, and preserve the peace upon lands under the

control of the governmental entity granting the commission.

. .

(9) "Department of natural resources law enforcement officer" includes a forest officer designated pursuant to section 1503.29 of the Revised Code, a preserve officer designated pursuant to section 1517.10 of the Revised Code, a wildlife officer designated pursuant to section 1531.13 of the Revised Code, a park officer designated pursuant to section 1541.10 of the Revised Code, and a state watercraft officer designated pursuant to section 1547.521 of the Revised Code.

(10) "Retirement eligibility date" means the last day of the month in which a deceased member would have first become eligible, had he THE MEMBER lived, for the retirement pension provided under section 145.33, division (C)(1) of section 742.37, or division (A)(1) of section 5505.17 of the Revised Code or provided by a retirement system operated by a

. 1.

municipal corporation.

(B) A spouse of a deceased member shall receive a death benefit each month equal to the full monthly salary received by the deceased member prior to the member's death, minus an amount equal to the benefit received under section 145.45, 742.37, 742.3714, or 5505.17 of the Revised Code or the benefit received from a retirement system operated by a municipal corporation, and also shall receive any increases in salary that would have been granted to the deceased, provided that the deceased member was a fireman or policeman killed in the line of duty or who died of injuries sustained in the line of duty. The spouse of such a deceased member shall receive this benefit during the spouse's natural life until the earlier of the deceased member's retirement eligibility date or the spouse's remarriage, on which date the benefit provided under this division shall terminate.

(C)(1) If a member dies in the line of duty as a fireman or policeman or from injuries sustained in the line of duty as a fireman or policeman including heart attacks or other fatal injuries or illnesses caused while in the line of duty, and is survived only by a child or children, then the child or children shall receive a benefit each month equal to the full monthly salary received by the deceased member prior to the member's death minus an amount equal to the benefit or benefits received under section 145.45, 742.37, 742.3714, or 5505.17 of the Revised Code or the benefit or benefits received from a retirement system operated by a municipal corporation and also shall receive any increases in salary which would have been granted to the deceased. If there is more than one surviving child, the benefit shall be divided equally among these children. When the child

reaches the age of eighteen, the because of physical or mental disa which case the benefit shall cont Benefits under this division, how unmarried child under age twenty-tinstitution of learning or training complete in each school year the e full-time curriculum requirements (board of trustees of the fund.

g

(2) Notwithstanding division (paid under this division shall termi

ment eligibility date.

(D) If a member dies in the lin from injuries sustained in the line of survived by both a spouse and a chil

provided shall be as follows:

(1) If there is a surviving spo spouse receives an amount equal received by the deceased member increases in the salary which would minus an amount equal to the be 742.37, 742.3714, or 5505.17 of the from a retirement system operated child receives an amount equal to received by the deceased member increases in salary which would have an amount equal to the benefit re 742.3714, or 5505.17 of the Revised retirement system operated by a mu

(2) If there is a surviving spot spouse receives an amount equal to received by the deceased member increases in salary which would hav an amount equal to the benefit re 742.3714, or 5505.17 of the Revised retirement system operated by a m receive a benefit, which is equally diof the full monthly salary received member's death, plus any increase granted to the deceased, minus an under section 145.45, 742.37, 742.37 the benefits received from a retired corporation.

(3) Notwithstanding divisions benefits paid under this division to the earlier of the member's retire remarriage. Death benefits paid terminate on the deceased membe earlier terminated pursuant to divisi

atrolman" means a peace officer warrants, and preserve the peace of park commissioners of a metro-- Arman List Arman Teorifi t.

iship park district" means a park hapter 511. or 1545. of the Revised

a conservancy district created un-Revised Code.

is an officer commissioned to make e the peace upon lands under the ing the commission.

rces law enforcement officer" inant to section 1503.29 of the Reed pursuant to section 1517.10 of mated pursuant to section 1531.13 mated pursuant to section 1541.10 raft officer designated pursuant to e rafati · 数: - 24 家 · 对魏跋

neans the last day of the month in first become eligible, had he THE pension provided under section or division (A)(1) of section 5505.17 retirement system operated by a า, ทำโดง , ชิสักิโดง คริม เพื่

: shall receive a death benefit each received by the deceased member nount equal to the benefit received or 5505.17 of the Revised Code or : system operated by a municipal ncreases in salary that would have I that the deceased member was a e of duty or who died of injuries e of such a deceased member shall natural life until the earlier of the y date or the spouse's remarriage. r this division shall terminate.

f duty as a fireman or policeman or duty as a fireman or policeman juries or illnesses caused while in child or children, then the child or ith equal to the full monthly salary r to the member's death minus an ts received under section 145.45; sed Code or the benefit or benefits erated by a municipal corporation n salary which would have been ore than one surviving child, the g these children. When the child

reaches the age of eighteen, the benefit shall terminate unless the child, because of physical or mental disability, is unable to support himself, in which case the benefit shall continue until the disability is removed. Benefits under this division, however, shall continue to be paid to an unmarried child under age twenty-two who is a student in and attending an institution of learning or training pursuant to a program designed to complete in each school year the equivalent of at least two-thirds of the full-time curriculum requirements of the institution, as determined by the board of trustees of the fund.

(2) Notwithstanding division (C)(1) of this section, all death benefits paid under this division shall terminate on the deceased member's retire-

ment eligibility date.

(D) If a member dies in the line of duty as a fireman or policeman or from injuries sustained in the line of duty as a fireman or policeman, and is survived by both a spouse and a child or children, then the monthly benefit

provided shall be as follows:

(1) If there is a surviving spouse and one surviving child, then the spouse receives an amount equal to one-half of the full monthly salary received by the deceased member prior to the member's death, plus any increases in the salary which would have been granted to the deceased, minus an amount equal to the benefit received under section 145.45, 742.37, 742.3714, or 5505.17 of the Revised Code or the benefit received from a retirement system operated by a municipal corporation, and the child receives an amount equal to one-half of the full monthly salary received by the deceased member prior to the member's death, plus any increases in salary which would have been granted to the deceased, minus an amount equal to the benefit received under section 145.45, 742.37, 742.3714, or 5505.17 of the Revised Code or the benefit received from a retirement system operated by a municipal corporation.

(2) If there is a surviving spouse and more than one child, then the spouse receives an amount equal to one-third of the full monthly salary received by the deceased member prior to the member's death, plus any increases in salary which would have been granted to the deceased, minus an amount equal to the benefit received under section 145.45, 742.37, 742.3714, or 5505.17 of the Revised Code or the benefit received from a retirement system operated by a municipal corporation, and the children receive a benefit, which is equally divided among them, equal to two-thirds of the full monthly salary received by the deceased member prior to the member's death, plus any increases in salary which would have been granted to the deceased, minus an amount equal to the benefits received under section 145.45, 742.37, 742.3714, or 5505.17 of the Revised Code or the benefits received from a retirement system operated by a municipal corporation.

(3) Notwithstanding divisions (D)(1) and (2) of this section, death benefits paid under this division to a surviving spouse shall terminate at the earlier of the member's retirement eligibility date or the spouse's remarriage. Death benefits paid to a surviving child or children shall terminate on the deceased member's retirement eligibility date unless

earlier terminated pursuant to division (C) of this section.

(E) If a member dies on or after January 1, 1980, in the line of duty as a fireman or policeman or from injury sustained in the line of duty as a fireman or policeman, including heart attacks or other fatal injuries or illnesses caused while in the line of duty, and is survived by only a parent or parents dependent upon him for support, then the parent or parents shall receive a benefit each month equal to the full monthly salary received by the deceased member prior to the member's death minus an amount equal to the benefit or benefits received under section 145.45, 742.37, or 5505.17 of the Revised Code or the benefit or benefits received from a retirement system operated by a municipal corporation and also shall receive any increases in salary which would have been granted to the deceased. If there is more than one surviving parent dependent upon the deceased member for support, then the benefit shall be divided equally among the surviving parents.

(F) A surviving spouse whose benefits are terminated in accordance with division (B) or (D)(3) of this section on the deceased member's retirement eligibility date, or who would qualify for a benefit under division (B) or (D) of this section except that the deceased member reached his THE MEMBER'S retirement eligibility date prior to his THE MEMBER'S death, shall receive a monthly death benefit under this division. The monthly death benefit shall be one-half of an amount equal to the monthly salary received by the deceased member prior to his THE MEMBER'S death plus any increases in salary he THE MEMBER would have received prior to his THE MEMBER'S retirement eligibility date. The benefit shall terminate on the surviving spouse's remarriage. A death benefit payable under this division shall be reduced by an amount equal to any allowance or benefit payable to the surviving spouse under section 742.3714 of the Revised Code.

(G) If a deceased member did not have a surviving spouse or the surviving spouse is deceased, a surviving child or children whose benefits under division (C) or (D) of this section are terminated pursuant to division (C)(2) or (D)(3) of this section or who would qualify for a benefit under division (C) or (D) of this section except that the deceased member reached his THE MEMBER'S retirement eligibility date prior to his THE MEMBER'S death shall receive a monthly death benefit under this division. The monthly death benefit shall be one-half of an amount equal to the monthly salary received by the deceased member prior to his THE MEMBER'S death plus any increases in salary he THE MEMBER would have received prior to his THE MEMBER'S retirement eligibility date. If there is more than one surviving child, the benefit shall be divided equally among the surviving children. When a child reaches the age of eighteen the portion of the benefit payable to that child shall terminate unless either of the following applies:

(1) The child, because of a physical or mental disability, is unable to support himself OR HERSELF, in which case the benefit shall continue until the disability is removed.

(2) The child is an unmarried child under age twenty-two and a student in and attending an institution of learning or training pursuant to a program designed to complete in each school year the equivalent of at least

two-thirds of the full-time currict determined by the board of trustee

A death benefit, or portion of child under this division shall be allowance or benefit payable to the Revised Code, but the reduction if amount payable to any other surdeath benefit.

(H) The termination, or reduction of a death benefit that has been pursuant to division (C), (D), or amount payable to the other surplement.

(I) Acceptance of any death hibit a spouse or child from recei police and firemen's disability and retirement system, the public em ment system operated by a munici

(J) No person shall receive a

following occur:

(1) The person fails to exercis under division (A) or (B) of sect section 742.37, or division (A)(3 Revised Code; to a monthly suroperated by a municipal corporat section 742.3714 of the Revised Co

(2) The member's accumulate Chapter 145. or 5505. of the Revisional been a member of the public fewer than eighteen months of total

(3) In the case of a full-tim full-time law enforcement officer (full-time law enforcement officer lands under the control of a munic ment officer of a conservancy dist under the control of a county, groor a member of a retirement syst who at the time of his death wa parks, waterway lands, or reserval corporation, the member dies benefit under division (B), (C), or 1980, in the case of a benefit under

(4) In the case of a full-time l ment division or the intelligene control PUBLIC SAFETY, the n

Sec. 1101.01. As used in Cha unless the context otherwise requ

y 1, 1980, in the line of duty as a ained in the line of duty as a acks or other fatal injuries or is survived by only a parent or hen the parent or parents shall full monthly salary received by 's death minus an amount equal ction 145.45, 742.37, or 5505.17 fits received from a retirement ion and also shall receive any en granted to the deceased. If dependent upon the deceased li be divided equally among the

is are terminated in accordance the deceased member's retirefor a benefit under division (B) ased member reached his THE prior to his THE MEMBER'S mefit under this division. The an amount equal to the monthly prior to his THE MEMBER'S. MEMBER would have received eligibility date. The benefit shall rriage. A death benefit payable. mount equal to any allowance or under section 742.3714 of the

have a surviving spouse or the child or children whose benefits terminated pursuant to division ould qualify for a benefit under at the deceased member reached ity date prior to his THE MEMh benefit under this division. The an amount equal to the monthly r prior to his THE MEMBER'S MEMBER would have received t eligibility date. If there is more il be divided equally among the the age of eighteen the portion of terminate unless either of the

or mental disability, is unable to ch case the benefit shall continue

id under age twenty-two and a learning or training pursuant to a 100l year the equivalent of at least. two-thirds of the full-time curriculum requirements of the institution, as determined by the board of trustees of the fund.

A death benefit, or portion of a death benefit, payable to a surviving child under this division shall be reduced by an amount equal to any allowance or benefit payable to that child under section 742.3714 of the Revised Code, but the reduction in that child's benefit shall not affect the amount payable to any other surviving child entitled to a portion of the death benefit.

(H) The termination, or reduction in amount of, any survivor's portion of a death benefit that has been divided among two or more survivors pursuant to division (C), (D), or (G) of this section shall not affect the amount payable to the other survivors entitled to a portion of the death benefit.

(I) Acceptance of any death benefit under this section does not prohibit a spouse or child from receiving other benefits provided under the police and firemen's disability and pension fund, the state highway patrol retirement system, the public employees retirement system, or a retirement system operated by a municipal corporation.

(J) No person shall receive a benefit under this section if any of the

following occur:

(1) The person fails to exercise the right to a monthly survivor benefit under division (A) or (B) of section 145.45, division (D), (E), or (F) of section 742.37, or division (A)(3), (4), or (7) of section 5505.17 of the Revised Code; to a monthly survivor benefit from a retirement system operated by a municipal corporation; or to a retirement allowance under section 742.3714 of the Revised Code.

(2) The member's accumulated contributions under this chapter or Chapter 145. or 5505. of the Revised Code are refunded unless the member had been a member of the public employees retirement system and had fewer than eighteen months of total service credit at the time of death.

(3) In the case of a full-time park district ranger or patrolman, a full-time law enforcement officer of the department of natural resources, a full-time law enforcement officer of parks, waterway lands, or reservoir lands under the control of a municipal corporation, a full-time law enforcement officer of a conservancy district, a correction officer at an institution under the control of a county, group of counties, or municipal corporation, or a member of a retirement system operated by a municipal corporation who at the time of his death was a full-time law enforcement officer of parks, waterway lands, or reservoir lands under the control of the municipal corporation, the member died prior to April 9, 1981, in the case of a benefit under division (B), (C), or (D) of this section, or prior to January 1, 1980, in the case of a benefit under division (E) of this section.

(4) In the case of a full-time liquor control investigator of the enforce ment division or the intelligence division of the department of liquor control PUBLIC SAFETY, the member died prior to December 23, 1986.

Sec. 1101.01. As used in Chapters 1101, to 1129, of the Revised Code, unless the context otherwise requires: