

COUNTY LOCAL LAWS

death benefit payments will commence as follows:

(i) If the participant is survived by a lawful spouse, such spouse shall become eligible to receive monthly death benefit payments in an amount determined below, commencing as of the first day of the month coinciding with or next following the participant's death and ceasing as of the earlier of the spouse's date of death or date of remarriage.

(ii) If the participant is survived by an unmarried child or children under the age of eighteen years and is not survived by a lawful spouse and the participant's child or children if any, have not married or attained their eighteenth birthday, death benefit payments will become payable to such child or children commencing with the first day of the month following the participant's death. Death benefit payments will be payable to the participant's unmarried children under the age of eighteen years as a group, each such child becoming ineligible to receive any part of the payment upon attaining his eighteenth birthday or upon marriage, whichever first occurs. As of the date all the participant's unmarried children attain their eighteenth birthday, no further benefits will be payable.

(iii) If the participant is survived by a lawful spouse, death benefit payments will be payable as provided under subsection (a) (3) (i) above and, in addition, upon the death of such spouse, if there is a surviving unmarried child or children under the age of 18 years, death benefit payments will be payable as provided under subsection (a) (3) (ii) above, notwithstanding any terms of said subparagraph to the contrary.

(5) (i) The monthly amount of death benefit payments payable with respect to an eligible participant whose death did not occur as a direct result of the active performance of his duties shall be equal to the participant's monthly accrued pension computed in accordance with Section 14-302(a) [, except that if such participant was receiving disability pension payments immediately prior to his death, the monthly amount of death benefit payments payable with respect to such participant shall be the amount of his monthly disability pension multiplied by one hundred percent if he had elected a sixty percent continuation under subsection (e) (3) of Section