

(II) THE MEMBER:

1. WAS ELIGIBLE TO RETIRE; OR
2. HAD AT LEAST 15 YEARS OF CREDITABLE SERVICE AND WAS 55 YEARS OLD OR OLDER.

(8) (b) [Notwithstanding anything to the contrary in this subsection or elsewhere in this article, whenever any member who is eligible for service retirement under the provisions of subsection (1)(a) of this section or who has attained the age of 55 and has rendered 15 or more years of creditable service dies in service, without having nominated by written designation a beneficiary other than his spouse, leaving a surviving spouse with whom he was living as husband or wife on the date of his death, said spouse shall be entitled to a retirement allowance equal to that which would have been paid to the surviving spouse under option 2 of this subsection, had the member elected option 2 in favor of his spouse and retired 30 days before his death where the pension without optional modification in the case of the member who is not eligible for service retirement but who has attained age 55 and has 15 or more years of creditable service is calculated in accordance with subsection (2)(b) of this section; provided, however, that if such spouse is the person nominated by the member to receive any benefit under subsection (6) of this section, he may, by written notice filed with the board of trustees prior to the commencement of such retirement allowance but not more than 60 days after the death of such member, elect to receive a benefit under the provisions of subsection (6) of this section in lieu of such retirement allowance. Effective July 1, 1973, the retirement allowance payable hereunder to the surviving spouse of a member who died prior to July 1, 1973 shall be redetermined on the basis of the provisions of subsection (2) of this section as it was in effect July 1, 1973.] A RETIRED MEMBER MAY ELECT TO CHANGE HIS OR HER BENEFICIARY, IN WHICH EVENT, THE ALLOWANCE FOR A SUBSEQUENT ELECTION SHALL BE COMPUTED ON THE VALUE OF THE BALANCE IN HIS OR HER RESERVES AT THE TIME THE CHANGE IN BENEFICIARY IS MADE.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July 1, 1980.

Approved May 6, 1980.

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CHAPTER 356

(Senate Bill 1009)

AN ACT concerning

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