

RESOLUTION

(2) The reduced survivor allowance is an amount equal to one-half of the retirement allowance that would be payable to the member if the member were living and eligible to receive a retirement allowance, reduced by 0.5% for each month by which the designated beneficiary's age precedes the date the designated beneficiary attains age 62.

(e) Death benefit for minor children.

(1) This subsection applies only to a member who dies while serving as a legislator in the General Assembly.

(2) Except as provided in paragraph (3) of this subsection, the Board of Trustees shall pay the lump-sum death benefit payable under subsection (b) of this section, in equal shares to each child who has not attained the age of 18, if on the member's death, the member:

(i) Has a child or children under the age of 18 years; and

(ii) Is deemed to die contemporaneously with the member's spouse or as a result of the same occurrence.

(3) (i) Instead of the lump-sum death benefit payable under paragraph (2) of this subsection, the member's children who have not attained age 18 may elect to receive the survivor allowance that would have been paid to the surviving spouse under subsection (c)(1) of this section had the member's spouse survived the member. The survivor allowance is payable to the member's children as of the date of the member's death.

(ii) If the Board of Trustees pays the survivor allowance to more than one child, the Board of Trustees shall divide the allowance equally among the children who are under the age of 18 years.

(iii) The survivor allowance shall be payable until each child attains age 18.

(4) A spousal waiver completed under subsection (b) or (c) of this section is not recognized under this subsection.

17. Benefit – Death of member with less than 8 years of service.

(a) Application of section. This section applies only on the death of a member who:

(1) Is currently serving in the General Assembly; and

(2) Has less than 8 years of creditable service.

(b) Lump-sum death benefit.