

Defined terms: "Accumulated contributions" § 20-101

"Board of Trustees" § 20-101

"Former member" § 20-101

"Retirement" § 20-101

"Retirement allowance" § 20-101

24-403. SURVIVOR BENEFITS.

(A) SCOPE OF SECTION.

THIS SECTION APPLIES ONLY TO A RETIREE WHO HAS RETIRED WITH A SERVICE RETIREMENT ALLOWANCE OR A DISABILITY RETIREMENT ALLOWANCE.

(B) BENEFITS TO BE PAID.

ON THE DEATH OF A RETIREE, THE BOARD OF TRUSTEES SHALL PAY 50% OF THE RETIREE'S RETIREMENT ALLOWANCE:

(1) TO THE SURVIVING SPOUSE; OR

(2) IF THERE IS NOT A SURVIVING SPOUSE OR IF THE SURVIVING SPOUSE DIES BEFORE THE YOUNGEST CHILD IS 18 YEARS OLD, TO ANY CHILDREN OF THE DECEASED RETIREE WHO ARE UNDER 18 YEARS OF AGE.

(C) CHILDREN'S ALLOWANCE.

IF THE BOARD OF TRUSTEES PAYS AN ALLOWANCE TO MORE THAN ONE CHILD, THE BOARD OF TRUSTEES SHALL DIVIDE THE ALLOWANCE AMONG THE CHILDREN UNDER THE AGE OF 18 YEARS IN A MANNER THAT PROVIDES FOR PAYMENTS TO CONTINUE UNTIL EACH CHILD DIES OR BECOMES 18 YEARS OLD.

REVISOR'S NOTE: This section is new language derived without substantive change from former Art. 73B, § 6-406(a).

In subsection (a) of this section, the former references to "ordinary" and "special" disability retirement allowances are deleted in light of the comprehensive reference to "a disability retirement allowance".

In subsection (c) of this section, the reference to the Board of Trustees "divid[ing] the allowance among the children under the age of 18 years in a manner that provides for payments to continue until each child dies or becomes 18 years old" is substituted for the former reference to the Board of Trustees "determin[ing] at its discretion how payment is to be divided among the surviving children who have not attained the age of 18 years", for clarity and to conform to other, similar provisions in this Division II.

Defined terms: "Allowance" § 20-101

"Board of Trustees" § 20-101

"Retiree" § 20-101

"Retirement allowance" § 20-101