

IF THE BOARD OF TRUSTEES PAYS AN ALLOWANCE UNDER THIS SECTION 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, § 6-411(b)(1).

In subsection (a) of this section, the reference to an individual who dies "while employed as a member of the State Police Retirement System" is substituted for the former reference to "member in service" to reflect that "service" is no longer a defined term.

In the introductory language of subsection (b) of this section, the former references to the "proper" proof and the "certification" of death are deleted as implied in the reference to a finding of death by the Board of Trustees.

In subsection (b)(1)(i) of this section, the reference to "the person having an insurable interest in the life of the deceased" is deleted to conform to similar provisions in this Division II.

Subsection (c) of this section is substituted for the former reference to a division of the allowance "in a manner as the Board in its discretion determines to continue as a joint and survivorship pension for the benefit of the child or children under 18 until every child dies or attains 18" for clarity and to conform this provision with other similar provisions in this Division II that apply to the Natural Resources Pension System and the State Police Retirement System.

Defined terms: "Accumulated contributions" § 20-101

"Allowance" § 20-101

"Average final compensation" § 20-101

"Board of Trustees" § 20-101

"Designated beneficiary" § 20-101

"Eligibility service" § 20-101

"Member" § 20-101

"State Police Retirement System" § 20-101

29-205. ELECTION OF ALLOWANCE BY SURVIVING SPOUSE — RETIREMENT SYSTEMS AND LOCAL FIRE AND POLICE TRANSFEREES.

(A) SCOPE OF SECTION.

THIS SECTION APPLIES TO THE SURVIVING SPOUSE OF AN INDIVIDUAL WHO DIED WHILE EMPLOYED AS A MEMBER OF:

- (1) THE CORRECTIONAL OFFICERS' RETIREMENT SYSTEM;
- (2) THE EMPLOYEES' RETIREMENT SYSTEM;