

STATE OF OKLAHOMA

2nd Session of the 44th Legislature (1994)

HOUSE BILL NO. 2098

By: Roberts

AS INTRODUCED

An Act relating to the Oklahoma Police Pension and Retirement System; amending 11 O.S. 1991, Section 50-117, which relates to the Oklahoma Police Pension and Retirement System; modifying restriction upon availability of benefits to surviving spouse; and providing an effective date.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. AMENDATORY 11 O.S. 1991, Section 50-117, is amended to read as follows:

Section 50-117. The State Board is authorized to pay a pension to the beneficiary of any member where requirements for eligibility for such pension are met as in this section provided. The pension shall be in an amount as the State Board shall provide not exceeding the accrued retirement benefit or normal disability benefit. Before any beneficiary of a member shall be entitled to any pension the member must have complied with any agreement as to contributions by the member and other members to the System where said agreement has been made as provided by this article, and the State Board must find that:

1. The member lost his or her life while in, and in consequence of, the performance of the member's duty and through no negligence on the member's part; and

2. That the member left a beneficiary.

If such finding is made, a pension shall be allowed, limited as provided in this article. The pension shall commence to the beneficiary of the member within one (1) year of the death of the member and, except as otherwise provided in this section, shall be payable over the life of the beneficiary. ~~If the beneficiary is the spouse of the member, the pension payments shall cease automatically when the spouse remarries.~~ If the beneficiary is a child of the member, the pension payments shall cease automatically when the child reaches eighteen (18) years of age.

SECTION 2. This act shall become effective September 1, 1994.

44-2-8267

MAH