

ARTICLE 4. STATE EXCISE POLICE, GAMING AGENT, GAMING CONTROL OFFICER & CONSERVATION ENFORCEMENT OFFICERS' RETIREMENT PLAN

Rule 1. Survivor Benefits

35 IAC 4-1-1 Death of member and beneficiary

Authority: IC 5-10-5.5-3; IC 5-10.3-3-8

Affected: IC 5-10-5.5-17

Sec. 1. Survivor Benefits. If a retired member and his beneficiary die prior to recovering contributions plus interest there is no lump sum refund payable to the estate of the last beneficiary. *(Board of Trustees of the Public Employees' Retirement Fund; 35 IAC 4-1-1; filed May 9, 1979, 11:31 am: 2 IR 680; readopted filed Oct 31, 2001, 2:21 p.m.: 25 IR 898; adopted Nov 9, 2007: 20071205-IR-035070818ONA)*

Rule 2. Creditable Service

35 IAC 4-2-1 Re-employment after withdrawal of contributions

Authority: IC 5-10-5.5-3; IC 5-10.3-3-8

Affected: IC 5-10-5.5-7

Sec. 1. Creditable Service. If a participant in the fund terminates employment prior to accumulating 15 years of service and withdraws his monies in a lump sum he forfeits all service in the Plan. If the former participant is re-employed as an Excise Officer or Conservation Officer he must repay all withdrawn monies to receive credit for the prior service. *(Board of Trustees of the Public Employees' Retirement Fund; 35 IAC 4-2-1; filed May 9, 1979, 11:31 am: 2 IR 680; readopted filed Oct 31, 2001, 2:21 p.m.: 25 IR 898; adopted Nov 9, 2007: 20071205-IR-035070818ONA)*

35 IAC 4-2-2 Transfers with public employees retirement fund

Authority: IC 5-10-5.5-3; IC 5-10.3-3-8

Affected: IC 5-10-5.5-7

Sec. 2. PERF Service. Service as a Conservation Officer, Excise Officer, Gaming Agent, or Gaming Control Officer can be transferred to PERF. Service in PERF cannot be transferred to the Plan except as specifically authorized by statute. Duplicate service cannot be granted. *(Board of Trustees of the Public Employees' Retirement Fund; 35 IAC 4-2-2; filed May 9, 1979, 11:31 a.m.: 2 IR 680; readopted filed Oct 31, 2001, 2:21 p.m.: 25 IR 898; adopted Nov 9, 2007: 20071205-IR-035070818ONA)*

Rule 3. Retirement Benefits

35 IAC 4-3-1 Retirement benefits

Authority: IC 5-10-5.5-3; IC 5-10.3-3-8

Affected: IC 5-10-5.5-10

Sec. 1. Retirement Benefits. The normal form of benefits is joint and 50% Survivor Benefit. *(Board of Trustees of the Public Employees' Retirement Fund; 35 IAC 4-3-1; filed May 9, 1979, 11:31 am: 2 IR 681; readopted filed Oct 31, 2001, 2:21 p.m.: 25 IR 898; adopted Nov 9, 2007: 20071205-IR-035070818ONA)*

Rule 4. Vesting of Benefits

35 IAC 4-4-1 Vesting of benefits (Repealed)

Sec. 1. *(Repealed by Board of Trustees of the Public Employees' Retirement Fund; adopted Nov 9, 2007: 20071205-IR-035070818ONA)*

35 IAC 4-4-2 Vesting of benefits

Authority: IC 5-10.3-3-8

Affected: IC 5-10-5.5-22

Sec. 2. Vesting. A participant is vested under this fund upon:

(1) accumulating fifteen (15) years of creditable service; or

(2) for an officer who becomes a participant after becoming fifty (50) years of age, accumulating ten (10) years of creditable service. Pursuant to IC 5-10-5.5-22, officers who become participants after becoming fifty (50) years of age will not be eligible for the DROP until they have accumulated ten (10) years of service.

(Board of Trustees of the Public Employees' Retirement Fund; 35 IAC 4-4-2; adopted Nov 21, 2008: 20090107-IR-035080955ONA)

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