

ST. CLAIR COUNTY EMPLOYEES' RETIREMENT SYSTEM
PLAN BOOKLET EXCERPT
Military Service

ARTICLE IV

Military Service; (Intervening) Conditions for Credited Service.

Section 4.4. (a) A member who enters any armed service of the United States shall be entitled to credited service for periods of active duty lasting 30 or more days, if each of the following conditions are satisfied:

(1) The member entered the armed service before June 1, 1980 or entered during a time of war or emergency condition on or after June 1, 1980;

(2) The individual is re-employed by the county within one year from and after the date of termination of active duty;

(3) The individual becomes a member and pays the retirement system the total amount of accumulated member contributions previously withdrawn, plus compound interest from the dates of withdrawal to the dates of repayment;

(4) The member has accumulated at least 8 years of credited service subject to applicable statutes;

(5) The member pays the retirement system 5% of the member's annual full-time rate of compensation at the time of payment multiplied by the period of service being purchased;

(6) Credited service shall not be granted for periods of military service which are or could be used for obtaining or increasing a benefit from another retirement system;

(7) No more than 5 years of credited service shall be granted on account of all military service of the member.

(b) The credit service for military service under subsection (a) above shall not be considered actual years of credited service for eligibility of health benefits under Article X.

Military Service; (Non-Intervening) Conditions for Credited Service.

Section 4.5. (a) A member who has served in any armed service of the United States shall be entitled to credited service for periods of active duty lasting 30 or more days, if each of the following conditions are satisfied:

(1) The member has at least 8 years of credited service, not including any credited service acquired for intervening military service under the provisions of Section 4.4;

(2) The member pays the retirement system 5% of the member's annual, full-time rate of compensation at time of payment multiplied by the period of service being purchased;

(3) Armed service credited a member under this paragraph shall not exceed the smaller of 2 years and the difference between 5 years and the intervening armed service credited the member under Section 4.4;

(4) Credited service shall not be granted for periods of military service that are or could be used for obtaining or increasing a benefit from another retirement system;

(5) The member entered the armed service before June 1, 1980 or entered during a time of war or emergency condition on or after June 1, 1980;

(b) In the case of a death occurring on or after January 1, 2007, a member on a leave of absence to perform military service with reemployment rights described in Code Section 414(u) where the member cannot return to employment on account of his or her death, the beneficiary of the member shall be entitled to any additional benefits (other than benefit accruals relating to the period of qualified military service) that would be provided under the Plan had the member died as an active employee, in accordance with Code Section 401(a)37.

(c) The credited service for military service under subsection (a) above shall not be considered actual years of credited service for eligibility of health benefits under Article X.