



## Ohio Administrative Code

### Rule 3309-1-26 Determination of statutory beneficiary.

Effective: December 1, 2022

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(A) This rule amplifies divisions (B), (C) and (D) of section 3309.44 and section 3309.50 of the Revised Code.

(B) An individual who does not survive a member or retiree by one hundred twenty hours will be deemed to have predeceased the member or retiree.

(C) For purposes of division (B) of section 3309.44 of the Revised Code, when a surviving designated beneficiary dies more than one hundred twenty hours after the member, but before receiving payment, the payment shall be paid to the estate of the designated beneficiary.

(D) For purposes of divisions (C) and (D) of section 3309.44 and section 3309.50 of the Revised Code, a person is considered "not located" and ceases to qualify as beneficiary if:

(1) No valid mailing address can reasonably be determined for the person; or

(2) The person fails to file an application for payment within one hundred eighty days from the date the school employees retirement system first notifies the person of beneficiary status.

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