

4. On or after the member's earliest retirement eligibility, but no later than the member's effective retirement date, the: (Choose one.)
- AP will be paid as a Reduction when the member retires.
 - AP is eligible to convert to a Separate Benefit option by submitting an Alternate Payee OPSRP Pension Program Separate Benefit Application. **Conversion to a separate benefit releases the member from beneficiary and retirement option restrictions.**
If the AP does not submit the application prior to PERS processing the member's retirement, the AP will be defaulted and paid as a Reduction benefit.
 - AP is required to convert to a Separate Benefit option. The AP will be paid under the Single Life Option.
If the AP does not submit an Alternate Payee OPSRP Pension Program Separate Benefit Application prior to PERS processing the member's retirement, the AP's separate benefit will be initiated by default.

Section C: Member beneficiary and option restrictions

5. Pursuant to the court order, is the AP designated as beneficiary **before** retirement?
If the AP is not designated as a preretirement beneficiary and the member dies preretirement, or before an AP's Separate Benefit award effective benefit date, the AP will receive no benefits of any kind.
- Yes, the AP is designated as sole preretirement beneficiary.
 - Yes, the AP is designated as sole preretirement beneficiary provided at the time of death the member has no surviving spouse or other former spouse awarded preretirement death benefits. If the member does have a surviving spouse or other former spouse awarded preretirement benefits, the amount designated to the AP is (Choose one.)
 - _____ %
 - 100% of the married time ratio as indicated in 1(c)
 - the final married time award percentage derived from 1(c)
6. If 4(a) is selected, or 4(b) is selected and the AP does not convert to a Separate Benefit, is the member required to designate the AP as beneficiary **upon** retirement?
- Yes, the AP is designated as sole beneficiary.
 - Yes, the AP is designated as primary beneficiary with the balance payable to the member's designated secondary beneficiary. If a valid designation is not on file, the remainder benefit will be paid to the member's surviving spouse, if any, otherwise to the member's estate.
The amount designated to the AP is: (Choose one.)
 - _____ %
 - 100% of the married time ratio as indicated in 1(c)
 - the final married time award percentage derived from 1(c)

If either (a) or (b) is selected above, the member:

- is required to retire under benefit option _____ .
- is required to retire under a joint and survivorship option of the member's choosing.

If an option restriction is not provided above, the member may select any retirement option, including an option that does not provide death benefits.

If the AP dies before the member's retirement, any required beneficiary or retirement option restriction is lifted.

Section D: Preretired Death of member (Applies when the AP award is a Reduction or a Separate Benefit)

If the member dies before the AP and before AP's or member's retirement and the AP is a preretirement beneficiary in (5) above:

The AP will receive death benefits per the parameters set forth in Section C (5).

If the member dies before the AP and before the AP's or member's retirement and the AP is not a preretirement beneficiary:

The AP receives no benefits of any kind.

If the member dies preretirement but after a Separate Benefit AP's effective benefit date:

The AP will not receive death benefits.

EXHIBIT _____

Section E: Post-Retired Death of member

(This section is applicable if 4(a) is selected in Section B or if 4(b) was selected and the AP does not convert to a Separate Benefit)

If the member dies after retirement *and* the AP is receiving Reduction benefits *and* the AP is a beneficiary:

The AP will receive a beneficiary benefit per the parameters set forth in Section C (6) and the AP's divorce benefit will end.

If the member dies after retirement *and* the AP is receiving Reduction benefits *and* the AP is not a beneficiary*:

- The AP's divorce benefit ends. The member's retirement beneficiary will receive 100% of any beneficiary benefits.
or
- The AP's divorce benefit continues as a Reduction from the member's beneficiary's benefit.
If Section B (1) provides a monthly dollar amount, the same dollar amount is paid to the AP from the beneficiary's monthly benefit. A monthly dollar amount will be converted to a percentage of the monthly benefit and applied to any lump sum beneficiary benefits and be paid to the AP as a Reduction from the beneficiary's benefit.

If Section B (1) provides a flat percentage or a married time award, the same percentage previously applied to the member's benefit will now be applied to the beneficiary's monthly or lump sum beneficiary benefits and paid to the AP as a Reduction from the beneficiary's benefit.

When the AP dies*:

- The AP's divorce benefit ends. The member's beneficiary will receive 100% of the beneficiary benefits (if any).
or
- The AP's divorce benefit continues as a Reduction from the pension beneficiary's gross benefits (if any) and is to be paid according to the last Designation of Beneficiary form filed by the AP, if valid. If the AP doesn't have a valid Designation of Beneficiary form on file, the benefit will be paid to the AP's estate.

*The AP's divorce benefit will continue unless a selection to end the benefit is made.

Section F: Death of Alternate Payee

If the AP dies *before* the member *and* *before* retirement*:

- The AP's divorce award reverts to the member. The member will receive 100% of PERS benefits.
or
- The AP's divorce award benefit (including Separate Benefit Awards) **will be paid as a Reduction** from the member's benefit when the member retires. The benefit will be paid to the AP's surviving spouse. (If at the time of the AP's death, the AP does not have a surviving spouse, the divorce award reverts to the member.)

If the member dies before retirement:

No divorce award benefit is payable. The member's preretirement beneficiary will receive 100% of the member's preretirement death benefits (if any).

If the member dies after retirement*:

- The AP's divorce benefit ends. The member's beneficiary will receive 100% of the beneficiary benefits (if any).
or
- The AP's divorce benefit is payable to the AP's surviving spouse and continues as a Reduction from the pension beneficiary's gross monthly benefit or any one-time beneficiary benefit payment.

If, under any of the above circumstances, the AP's surviving spouse is to receive benefits as the AP's preretirement beneficiary, and the AP's surviving spouse dies prior to when benefits are payable or prior to all benefits being paid out*:

- The benefits revert to the member or the member's beneficiary.
or
- The benefits are to be paid to the AP's surviving spouse's estate.

EXHIBIT _____

If the AP dies *before* the member but *after* the AP begins receiving Reduction benefits from the member's retirement*:

The AP's divorce award reverts to the member. The member will receive 100% of PERS benefits.

or

The AP's divorce award benefit continues as a Reduction from the member's benefit and is to be paid according to the last Designation of Beneficiary form filed by the AP, if valid. If the AP doesn't have a valid Designation of Beneficiary on file, the benefit will be paid to the AP's estate. **When the member dies*:**

The AP's divorce benefit ends. The member's beneficiary will receive 100% of the beneficiary benefits (if any).

or

The AP's divorce benefit being paid to the AP's beneficiary or estate continues as a Reduction from the pension beneficiary's gross monthly benefit or any one-time beneficiary benefit payment.

If the AP dies *after* retirement and the AP is receiving a Separate Benefit:

OPSRP Separate Benefit APs retire under the Single Life Option which does not provide any beneficiary benefits. When a retired Separate Benefit AP dies, the AP benefits end. They do not revert to the member.

*The AP's divorce benefit will continue unless a selection to end the benefit is made.

Additional Information

Members and APs must track awards that have an end date or dollar limitation. They must notify PERS 60 days before the award end date or dollar limitation.

If the member elected a survivorship option, all benefits end upon the death of the member and the member's primary beneficiary.

Cost-of-living adjustments, or any other retirement allowance increases provided to the member, shall increase the amount paid to the AP of the member in the same proportion with the exception of monthly dollar amount awards. A monthly dollar amount award is set and does not receive increases.