

**OREGON ADMINISTRATIVE RULE  
PUBLIC EMPLOYEES RETIREMENT BOARD  
CHAPTER 459  
DIVISION 014 – DEATH AND SURVIVOR BENEFITS**

**459-014-0045**

**Payment of Chapter 238 Pre-Retirement Death Benefits**

- (1) To be eligible for the benefit under ORS 238.395(2), the member's spouse must be the member's sole beneficiary under ORS 238.390.
- (2) A beneficiary who elects to receive the optional spouse death benefit under ORS 238.395(2) will receive actuarially determined monthly payments for life only when the total monthly amount of their benefit is at least the amount established in ORS 238.315.

Stat. Auth.: ORS 238.650

Stats. Implemented: ORS 238.315, 238.390 & 238.395