

Sec. 23. Benefit Program Multiplier S (Supplement).

- (1) Benefit Program Multiplier S may be adopted as a supplement to Benefit Program Multiplier N. The amount of the supplemental retirement allowance under Benefit Program Multiplier S shall be a percentage of the member's final average compensation multiplied by credited service. The percentage shall be between .05% and 1.50%, inclusive, in .05% increments.
- (2) The combined Benefit Program Multiplier N and Benefit Program Multiplier S shall not result in a benefit program multiplier greater than 2.5%, or a retirement allowance greater than 80% of final average compensation.
- (3) Except as provided under subsection (4), Benefit Program Multiplier S shall be paid only for periods during which 1 of the following conditions exists:
 - (a) The retirement allowance is being paid pursuant to section 20 and the retiree has not attained the age at which unreduced social security retirement insurance benefits are available.
 - (b) The retirement allowance is being paid pursuant to section 31 and the retiree is not being paid monthly social security disability insurance.
 - (c) The retirement allowance is being paid to the retiree's survivor beneficiary and the survivor beneficiary is not being paid monthly social security survivor benefits. The survivor beneficiary's monthly social security survivor benefit shall be presumed payable not later than the beneficiary's attainment of the age at which an unreduced social security survivor benefit would be available in the absence of the beneficiary's own earnings related social security retirement insurance benefit.
- (4) A participating municipality or court, by resolution of its governing body by administrative order of its chief judge, may specify an age at which Benefit Program Multiplier S shall cease to be paid to retirees and survivor beneficiaries. The resolution or administrative order, which must be filed with the Retirement System, shall provide for the uniform applicability of this section to all members employed by the participating municipality or court who are covered by the same benefit program coverage classification.