

ORDINANCE NUMBER O- 15572 (New Series)

Adopted on AUG 17 1981

AN ORDINANCE AMENDING CHAPTER II, ARTICLE 4, DIVISION 11, OF THE SAN DIEGO MUNICIPAL CODE BY ADDING SECTIONS 24.1114, 24.1115, 24.1116, 24.1117 AND 24.1118 RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM.

BE IT ORDAINED, by the Council of The City of San Diego, as follows:

Section 1. That Chapter II, Article 4, Division 11, of the San Diego Municipal Code, be and the same is hereby amended by adding Sections 24.1114, 24.1115, 24.1116, 24.1117 and 24.1118 to read as follows:

SEC. 24.1114 SAFETY MEMBER DEATH BENEFIT

A Safety Member death benefit is payable if the deceased was a safety member, if his or her death was industrial, as determined by the Industrial Accident Commission, using the same procedure as in workmen's compensation hearing, and if there is a spouse or child who qualifies under subdivision (b) of the following section and such spouse or child elects not to receive a return of the member's accumulated contribution pursuant to Section 24.1107.

SEC. 24.1115 SAME - COMPUTATION

The Safety Member death benefit shall consist of:

- (a) The accumulated contribution of the member.
- (b) An amount sufficient to be derived from employer contributions, when added to the accumulated contributions of the member to provide, when applied according to tables adopted

by the Board, a monthly allowance equal to one-half of the average compensation earnable by the deceased during the three years immediately preceding his or her death, payable to the surviving spouse to whom he or she was married prior to sustaining the injury or disease resulting in death, as long as he or she lives or until his or her remarriage; or if there is no widow or widower, or if the widow or widower dies or remarries before all children of the deceased member attain age 18, to his or her children under 18 collectively until every child dies or attains 18.

SEC. 24.1116 GENERAL MEMBER DEATH BENEFIT

A General Member death benefit is payable if the deceased was a general member, if his or her death was industrial, as determined by the Industrial Accident Commission, using the same procedure as in workmen's compensation hearing, and if there is a spouse or child who qualifies under subdivision (b) of the following section and such spouse or child elects not to receive a return of the member's accumulated contribution pursuant to Section 24.1107.

SEC. 24.1117 SAME - COMPUTATION

The General Member death benefit shall consist of:

- (a) The accumulated contribution of the member.
- (b) An amount sufficient to be derived from employer contributions, when added to the accumulated contributions of the member and any primary social security benefits to provide, when applied according to tables adopted by the Board, a monthly allowance equal to one-half of the average compensation

earnable by the deceased during the three years immediately preceding his or her death, payable to the surviving spouse to whom he or she was married prior to sustaining the injury or disease resulting in death, as long as he or she lives or until his or her remarriage; or if there is no widow or widower, or if the widow or widower dies or remarries before all children of the deceased member attain age 18, to his or her children under 18 collectively until every child dies or attains 18.

SEC. 24.1118 EFFECTIVE DATE OF SAFETY MEMBER DEATH BENEFIT, GENERAL
MEMBER DEATH BENEFIT AND DEATH WHILE ELIGIBLE BENEFIT

The Safety Member death benefit, the General Member death benefit or Death While Eligible Benefit shall begin to accrue on the day next following the date of the member's death, and shall be paid in monthly installments to the surviving eligible spouse or children as prescribed in Section 24.1107 or 24.1115.

Section 2. This ordinance shall take effect and be in force thirty days from and after its passage.

APPROVED: John W. Witt, City Attorney

By Jack Katz
for David H. Morris
Deputy City Attorney

DHM:lco:352
7/27/81
2ND REVISION 7/31/81
Or.Dept:Retirement
Form=o-82-022

AUG 17 1981

Passed and adopted by the Council of The City of San Diego on _____ ,
by the following vote:

Councilmen	Yeas	Nays	Not Present	Ineligible
Bill Mitchell	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Bill Cleator	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Susan Golding	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Leon L. Williams	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Fred Schnaubelt	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mike Gotch	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Dick Murphy	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Lucy Killea	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mayor Pete Wilson	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

AUTHENTICATED BY:

PETE WILSON
Mayor of The City of San Diego, California.

CHARLES G. ABDELNOUR
City Clerk of The City of San Diego, California.

(Seal)

By Maxwell S. Postlewood, Deputy.

I HEREBY CERTIFY that the foregoing ordinance was not finally passed until twelve calendar days had elapsed between the day of its introduction and the day of its final passage, to wit, on

AUG 3 1981

_____, and on **AUG 17 1981**

~~I FURTHER CERTIFY that said ordinance was read in full prior to its final passage.~~

I FURTHER CERTIFY that the reading of said ordinance in full was dispensed with by a vote of not less than a majority of the members elected to the Council, and that there was available for the consideration of each member of the Council and the public prior to the day of its passage a written or printed copy of said ordinance.

CHARLES G. ABDELNOUR
City Clerk of The City of San Diego, California.

(Seal)

By Maxwell S. Postlewood, Deputy.

Office of the City Clerk, San Diego, California

Ordinance Number 0-15572 Adopted

AUG 17 1981

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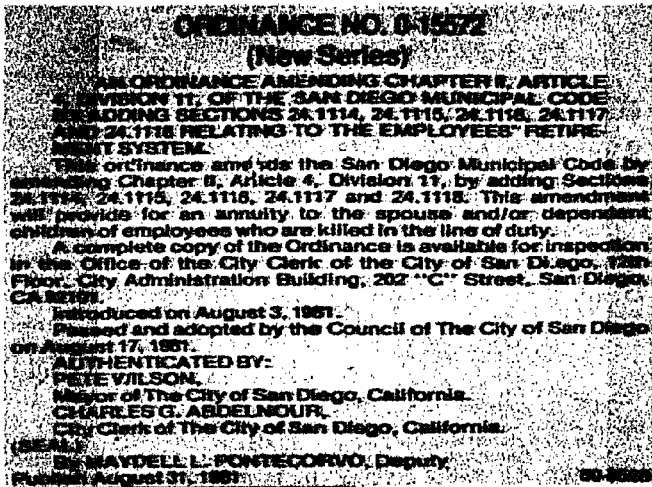
SAN DIEGO, CALIF.

San Diego, City of
12th floor, 202 C St.
San Diego, CA 92101
PONTECORVO

IN THE MATTER OF

NO.

ORDINANCE NO. 0-15572



I, Charlene Lance, am a citizen of the United States and a resident of the County aforesaid; I am over the age of eighteen years, and not a party to or interested in the above-entitled matter. I am the principal clerk of the San Diego Daily Transcript, a newspaper of general circulation, printed and published daily, except Saturdays and Sundays, in the City of San Diego, County of San Diego, and which newspaper has been adjudged a newspaper of general circulation by the Superior Court of the County of San Diego, State of California, under the date of January 23, 1909, Decree No. 14894; and the

ORDINANCE NO. 0-15572
(New Series)

is a true and correct copy of which the annexed is a printed copy and was published in said newspaper on the following date(s), to wit:

August 31, 1981

I certify under penalty of perjury that the foregoing is true and correct.

Dated at San Diego, California this 31st day of Aug, 1981.

Charlene Lance
(Signature)

2 3/8 x 2 x 8.06 = \$38.29