

742-20-01

**~~Withholding limits on recovery~~ Recovery of overpaid funds.**

- (A) ~~With the exception of the recovery of erroneous payments to alternate payees, which is covered~~ As provided by section 742.64 of the Revised Code, if a person ~~who is a member, former member, contributor, former contributor, retirant, or beneficiary~~ is paid any benefit or payment by Ohio police and fire pension fund (OP&F) to which the person is not entitled, the benefits shall be repaid to OP&F by the person and/or the person's beneficiary, which shall include the person's estate. If the person or the person's beneficiary or estate fails to make such repayment, OP&F shall withhold the amount due from any payment due the person or the person's beneficiary or estate under this chapter or may collect the amount in any other manner provided by law.
- ~~(B) Any withholding shall not exceed fifty per cent of the payment due such person.~~
- ~~(C)~~ (B) This rule is in addition to the payment provisions outlined in rule 742-3-08, 742-3-20 or 742-7-09 of the Administrative Code.

Effective: 02/04/2013

R.C. 119.032 review dates: 11/20/2012 and 02/04/2018

CERTIFIED ELECTRONICALLY

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Certification

01/25/2013

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Date

Promulgated Under: 111.15  
Statutory Authority: 742.10  
Rule Amplifies: 742.10  
Prior Effective Dates: 10/13/2005, 8/28/2008