

Sec. 7-448-1. Election of optional form of retirement salary

(a) An employee desiring to elect an optional form of retirement salary shall file with the retirement commission, before the commencement of his retirement salary, a written election on a form to be provided by the retirement commission.

(b) An election shall be approved immediately if the employee passes a health examination satisfactory to the retirement commission. Such health examination shall be made, without expense to the state, on a form to be provided by the retirement commission, by a physician legally licensed to practice medicine in the state of Connecticut.

(c) In other cases, the option application shall automatically be deemed to have been approved by the retirement commission three years after filing.

(d) An election may be revoked, or the fraction which the spouse is to receive may be reduced, at any time at least three years before the first date on which the spouse would have been entitled to a retirement salary if the employee had died on such date, as set forth in subsection (b) of section 7-448-2. In the event of the divorce of the employee and his spouse, an election may be revoked at any time before such first date. Otherwise an election may not be revoked or the fraction reduced except upon the consent of the commission, which will consider whether the proposed revocation or change would be detrimental to the state or to the retirement fund, and may require evidence as to the health of the employee and/or his spouse, and may require the consent of the spouse, before making its decision.

(e) The employee may, if he so elects, provide that the optional form shall not take effect if he is retired on account of disability.

(See 1961 Supp. § 7-439.)