
Rules of
Retirement Systems
Division 40–Highways and Transportation
Employees and Highway Patrol Retirement System
Chapter 4–Survivor Benefits

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**Title 16—RETIREMENT
SYSTEMS****Division 40—Highways and
Transportation Employees and Highway
Patrol Retirement System
Chapter 4—Survivor Benefits****16 CSR 40-4.010 Survivor Benefits**

PURPOSE: This rule establishes the policy regarding survivor benefits when the member was receiving work-related or long-term disability benefits at the time of death.

Should any member receiving work-related or long-term disability benefits die while receiving such benefits, the survivor may elect to receive benefits pursuant to the applicable provisions of either section 104.095, RSMo or section 104.140, RSMo, relating to survivor benefits. In computing any such survivor benefits, or the eligibility of the survivor for the benefits, all service credited to the member during the receipt of disability benefits, as well as credited service prior to disability, shall be considered in the computation.

AUTHORITY: sections 104.110.15., RSMo Supp. 1995 and 104.210.2. and 536.023.3., RSMo 1994. Original rule filed Feb. 16, 1988, effective May 12, 1988. Emergency Amendment filed Aug. 18, 1995, effective Aug. 28, 1995, expired Feb. 23, 1996. Amended: Filed Aug. 18, 1995, effective Feb. 25, 1996.*

**Original authority: 104.110, RSMo 1995, amended 1961, 1969, 1972, 1976, 1979, 1984, 1986, 1988, 1995; 104.210, RSMo 1956, amended 1983, 1988; and 536.023, RSMo 1975, amended 1976.*