

**COUNTY BOARDS OF COMMISSIONERS (EXCERPT)**  
**Act 156 of 1851**

**46.12e Transfer of county employees to state; employees' retirement benefits.**

Sec. 12e. Whenever the employees of a county department of a county which has adopted a retirement system providing for the payment of benefits in the event of a nonduty disability or nonduty death are transferred to the employ of the state by reason of the function or functions of the department being transferred to the state, the employees so transferred who (1) do not withdraw their accumulated contributions from the county's retirement system, and (2) while in the employ of the state sustain nonduty total disability or nonduty death, shall have the credited period of service in the employ of the state added to the credited period of service with the county prior to such transfer for the purpose of determining eligibility for nonduty disability retirement pension or benefits or, for nonduty death benefits payable to the dependents of deceased employees under the plan adopted by the county. All pension or retirement benefits of such transferred employees or their dependents shall be based upon the service credit and compensation earned while in the employ of the county. The board of commissioners by ordinance may provide that all pension or retirement benefits of transferred employees or their dependents shall be based on the highest 5 years of service credit and compensation earned while in the employ of either the county or the state.

**History:** Add. 1966, Act 123, Imd. Eff. June 23, 1966;—Am. 1970, Act 116, Imd. Eff. July 23, 1970.