

**LETTERHEAD**

**(DATE)**

Oklahoma Law Enforcement Retirement System (OLERS)  
421 N.W. 13<sup>th</sup> Street, Suite 100  
Oklahoma City, Oklahoma 73103

The individual named in the enclosed Qualified Domestic Relations Order is a Member of OLERS. The QDRO requires you to remit funds belonging to the Member to:

{ Alternate Payee Name }

{ Payment Address }

{ Special Instructions }

Sincerely,

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{ Name and Title of Contact }

{ Member Full Name }

{ SSN of Member }

{ Mailing address for Payments }

{ Contact E-mail Address }

{ Contact Phone Number }

**IN THE DISTRICT COURT OF \_\_\_\_\_ COUNTY  
STATE OF OKLAHOMA**

	)	
	)	
Petitioner,	)	
	)	
vs.	)	CASE No: _____
	)	
	)	
	)	
Respondent.	)	

**QUALIFIED DOMESTIC RELATIONS ORDER**

**TO: Oklahoma Law Enforcement Retirement System  
421 N.W. 13<sup>th</sup> Street, Suite 100  
Oklahoma City, Oklahoma 73103**

**I. RECITALS**

1. This Order is intended to meet the requirements for a “Qualified Domestic Relations Order” relating to the Oklahoma Law Enforcement Retirement System (hereinafter “OLERS”), as set forth in 47 O.S. §2-303.3. This Order is valid and binding only upon presentation to and acceptance by OLERS.
2. The {Petitioner/Respondent} (hereinafter referred to as the “Member” is/was a participating Member of OLERS.
3. Member: Alternate Payee:  
  

<u>{Member Full Name}</u>	<u>{Alternate Payee Full Name}</u>
<u>{Member Address}</u>	<u>{Payment Mailing Address}</u>
4. Minor Child(ren) covered by this Order:  
  
{Children Full Names and DOB}
5. This Order assigns a portion of the benefits, which are otherwise payable to the Member by OLERS, to the Alternate Payee in recognition of the Alternate Payee’s

right to receive child support in accordance with the Court's finding that this Order is a Qualified Domestic Order for child support under 47 O.S. §2-303.3.

## II. ALTERNATE PAYEE AWARD

1. a. The Alternate Payee is awarded \${Amount of Continuing Child Support} of each monthly benefit for continuing child support obligations at the time the Member retires and begins to draw benefits from OLEERS. The Alternate Payee shall receive this amount until [ ] {Date Continuing Child Support Terminates} or [ ] until further Order of the Court; and/or
  - b. In addition to continuing child support obligations, the Alternate Payee is awarded \${Amount of Additional Monthly Support Judgment Payments (if applicable)} of each monthly benefit in arrearages at the time the Member retires and begins to draw benefits from OLEERS. The Alternate Payee shall receive this amount over the period of [ ] {Number of Months} months, OR [ ] until {Date Additional Monthly Support Judgment Payments Terminates} OR [ ] until the award of \$ {Total Amount of Judgment Due} is paid in full; and/or
  - c. In the event the Member terminates employment and elects to withdraw his/her accumulated contributions, the Alternate Payee is awarded a lump sum of \${Total Arrearage/Judgment Amount}, or the amount as reflected in the official records of the Alternate Payee and/or their legal counsel at the time of the withdrawal. At the time the Member elects to withdraw his/her accumulated contributions, OLEERS shall contact the Alternate Payee to verify the amount owed in this Order. The Alternate Payee must verify any increase or decrease from the amount listed in this Order which is based upon payments made to arrearages, unpaid continuing monthly support payments and/or interest upon which is due. Verification of the amount owed due at the time of the withdrawal must be made in writing to OLEERS and the Member by the Alternate Payee within two (2) business days of the OLEERS' verification request of he Alternation Payee.
  - d. The amount of the arrearage due from the Member to Alternate Payee will change as payments are made to arrearages, continuing monthly current support is not paid, and interest accrues. The exact amount due at the time of the payment under paragraph II.1.c shall be the amount reflected in the official records of the Alternate Payee and/or their legal counsel, regardless of the amount reflected above. OLEERS shall contact the Alternate Payee and/or their legal counsel to request the exact amount when needed.
2. This award will be paid for Members who elect the Medicare Gap benefit only if the Member's Pre-Medicare and/or Post-Medicare Benefits amounts are sufficient to make the required payment to the Alternate Payee under this Order and result in a payment amount to the Member of at least One Hundred Dollars (\$100.00) per month.

### III. ORDER LIMITATIONS

1. This Qualified Domestic Relations Order does not require:
  - a. OLERS to provide any type or form of benefit, or option or survivor benefit not otherwise provided under the Oklahoma Statutes as relating to OLERS;
  - b. OLERS to provide increased benefits to the Member or to the Alternate Payee;
  - c. the payment of benefits to an Alternate Payee which are required to be paid to another Alternate Payee pursuant to another Order previously determined by OLERS to be a Qualified Domestic Relations Order;
  - d. the payment of benefits to an Alternate Payee prior to the actual retirement date of the related Member or prior to the date the Member elects to receive a lump sum distribution of his/her retirement account upon withdrawal of OLERS.
2. This Qualified Domestic Relations Order and the provisions contained within are not subject to the provisions of the Employee Requirement Income Security Act of 1974 (ERISA), 29 U.S.C. Section 1001, et seq., as amended from time to time, or any rules or regulations promulgated thereunder, and court cases interpreting said Act.

### IV. ADMINISTRATION OF ORDER

1. If either the Member or his/her beneficiary or the Alternate Payee receives any amount of distribution that should have been paid to the other, the recipient is designated a constructive trustee for the amount received and shall immediately transmit such amount back to OLERS or the person to whom the amount should have been paid.
2. The Court retains jurisdiction to enforce, revise, modify or amend this Order insofar as necessary to establish or maintain its qualification as a Qualified Domestic Relations Order; provided, however, neither this Order nor any subsequent revision, modification or amendment shall require OLERS to provide a form or amount of benefits not otherwise provided by OLERS, and any such modifications or amendments to this Order must be approved by OLERS.

### V. TERMINATION

1. If the Qualified Domestic Relations Order is for current monthly child support obligations (see 43 O.S. §118A for definition), the part of the Order for payment of current monthly child support shall cease upon the death of the last minor child. If any part of this Qualified Domestic Relations Order is for arrearages owed for child support, the part of the Order for payment of arrearages, or interest

on arrearages, shall not cease upon the death of the last minor child.

- 2. In the event of the death of the Member, this Order shall terminate and the obligation of OLERS to pay pursuant to this Order shall cease.

Dated: \_\_\_\_\_

\_\_\_\_\_  
JUDGE OF THE DISTRICT COURT

Approved by:

\_\_\_\_\_  
Petitioner/Attorney

\_\_\_\_\_  
Respondent/Attorney

\_\_\_\_\_  
Print Name

\_\_\_\_\_  
Print Name

\_\_\_\_\_  
Address

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