

total retirement allowance equal to ninety per centum of one fiftieth of his average final compensation for each of the first twenty-five years of creditable service and one-sixtieth of his average final compensation for each year after the first twenty-five years of creditable service, if such service retirement allowance exceeds one-quarter of his average final compensation; otherwise a pension which, together with his annuity, shall provide a total retirement allowance equal to one-quarter of his average final compensation, provided, however, that no such allowance shall exceed ninety per centum of one fiftieth of his average final compensation for each year of creditable service were his service to continue until the attainment of age [55] 50.

(6) Allowance on special disability retirement. — Upon retirement for special disability a member shall receive a service retirement allowance if he has attained the age of [55] 50; otherwise he shall receive a special disability retirement allowance which shall consist of:

(a) An annuity which shall be the actuarial equivalent of his accumulated contributions at the time of his retirement; and

(b) A pension of fifty per centum of his average final compensation, but in no event shall his total special disability retirement allowance exceed his average final compensation.

(7) Re-examination of beneficiaries retired on account of disability. — (a) Once each year during the first five years following the retirement of a member on a disability retirement allowance, and once in every three-year period thereafter, the board of trustees may, and upon his application shall, require any disability beneficiary who has not yet attained the age of [55] 50 to undergo a medical examination, such examination to be made at the place of residence of such beneficiary or other place mutually agreed upon, by the medical board. Should any disability beneficiary who has not yet attained the age of [55] 50 refuse to submit to such medical examination, his allowance may be discontinued until his withdrawal of such refusal, and should his refusal continue for one year, all his rights in and to his pension may be revoked by the board of trustees.

(b) Should the medical board report and certify to the board of trustees that any disability beneficiary is engaged in or is able to engage in a gainful occupation paying more than the difference between his retirement allowance and his average final compensation and should the board of trustees concur in such report, then the amount of his pension shall be reduced to an amount which, together with his annuity and the amount earnable by him, shall equal the amount of his average final compensation. Should his earning capacity be later changed, the amount of his pension may be further modified, provided that the new pension shall not exceed the amount of the pension originally granted nor an amount which, when added to the amount earnable by the beneficiary together with his annuity, equals the amount of his average final compensation. A beneficiary restored to active service at a salary less than the average final compensation upon the basis of which he was retired shall not become a member of the Retirement System until his salary is at least equal to such average final compensation. For the purposes of this paragraph, "retirement allowance" shall mean the allowance payable without optional modification as hereinafter provided in Sub-section (11) of this section.