

53.

(1)

(a) Any member [in service] may retire upon written application to the board of trustees setting forth at what time [, not less than thirty days nor more than ninety days subsequent to the execution and filing thereof,] he desires to be retired, provided that such member at the time so specified for his retirement shall have attained the age of 50 and notwithstanding that during such period of notification he may have separated from service, excepting the physician of the Department who shall have attained the age of 65 at the time specified for his retirement.

(3) Upon the application of a member [in service] or of his department head, any member who has had five or more years of creditable service may be retired by the board of trustees [, not less than thirty and not more than ninety days next following the date of filing such application,] on an ordinary disability retirement allowance, provided that the medical board, after a medical examination of such member, shall certify that such member is mentally or physically incapacitated for the further performance of duty, that such incapacity is likely to be permanent, and that such member should be retired for the good of the Department.

(5) Upon the application of a member [in service,] or of the head of his department, any member who has been totally and permanently incapacitated for duty arising out of or in the course of the actual performance of duty, without wilful negligence on his part, shall be retired by the board of trustees, provided that the medical board shall certify that such member is mentally or physically incapacitated for the further performance of duty, that such incapacity is likely to be permanent, that such incapacity arose out of or was sustained in the course of the actual performance of duty without wilful negligence on the part of the member concerned, and that such member should be retired. No beneficiary entitled to a special disability retirement allowance shall receive any allowance on account of ordinary disability.

SECTION 4. AND BE IT FURTHER ENACTED, That this Act shall take effect July 1, 1973.

Approved May 24, 1973.

CHAPTER 670

(Senate Bill 271)

AN ACT to add new Section 13 to Article 43A of the Annotated Code of Maryland (1971 Replacement Volume), title "Higher Education Loan Program," to follow immediately after Section 12 thereof, to establish a revolving fund loan program for the education of medical and dental students who will practice medicine or dentistry in the State, to provide for the terms and conditions of the loans and their repayment, to provide for the methods of funding this program, and to provide for the duties of the Higher Education Loan Corporation and to provide funds for this program.

SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That new Section 13 be and it is hereby added to Article 43A of the Annotated Code of Maryland (1971 Replacement Volume), title "Higher Education Loan Program," to follow immediately after Section 12 thereof, and to