

ANNE ARUNDEL COUNTY

(1) HE IS ELIGIBLE FOR DISABILITY BENEFITS UNDER THE PROVISIONS OF THE SOCIAL SECURITY ACT AS CONSTITUTED ON THE DATE HE BECOMES ELIGIBLE FOR DISABILITY PAYMENTS UNDER THIS PLAN, AND ON THE BASIS OF A MEDICAL EXAMINATION BY A PHYSICIAN OR PHYSICIANS SELECTED BY THE PERSONNEL OFFICER, SAID PERSONNEL OFFICER INDICATES THAT HE IS EITHER:

(I) WHOLLY AND PERMANENTLY PREVENTED FROM ENGAGING IN ANY OCCUPATION OR EMPLOYMENT FOR REMUNERATION OR PROFIT NOT AS A RESULT OF BODILY INJURY IN THE PERFORMANCE OF DUTY OR OCCUPATIONAL DISEASE INCURRED IN THE PERFORMANCE OF DUTY, OR

(II) WHOLLY AND PERMANENTLY PREVENTED FROM CONTINUING IN HIS CAPACITY AS AN EMPLOYEE NOT AS A RESULT OF BODILY INJURY IN THE PERFORMANCE OF DUTY OR OCCUPATIONAL DISEASE INCURRED IN THE PERFORMANCE OF DUTY; AND

(2) HE HAS EXHAUSTED ALL SICK LEAVE AND ANY ACCIDENT AND SICKNESS BENEFITS FROM PROGRAMS, EXCLUSIVE OF FEDERAL SOCIAL SECURITY TO WHICH THE COUNTY MAKES CONTRIBUTIONS; AND

(3) HE WAS MAKING PARTICIPANT'S CONTRIBUTIONS TO THIS PLAN IMMEDIATELY PRIOR TO HIS DATE OF DISABILITY; AND

(4) HE HAS FIVE (5) YEARS OF SERVICE; AND

(5) HE IS NOT ELIGIBLE FOR SERVICE CONNECTED DISABILITY RETIREMENT.

(B) AN EMPLOYEE WHO IS NOT ELIGIBLE TO RETIRE ON A NORMAL RETIREMENT PENSION MAY BE RETIRED BY THE PERSONNEL OFFICER ON A SERVICE CONNECTED DISABILITY RETIREMENT PENSION BEGINNING ON THE FIRST DAY OF THE MONTH COINCIDING WITH OR NEXT FOLLOWING THE DATE THE FOLLOWING CONDITIONS ARE MET:

(1) THE PERSONNEL OFFICER DETERMINES ON THE BASIS OF A MEDICAL EXAMINATION BY A PHYSICIAN OR PHYSICIANS SELECTED BY HIM THAT THE PARTICIPANT IS TOTALLY AND PERMANENTLY INCAPACITATED AS THE NATURAL AND PROXIMATE RESULT OF BODILY INJURY IN THE PERFORMANCE OF HIS REGULAR OCCUPATION AT SOME DEFINITE TIME OR PLACE, WITHOUT WILLFUL NEGLIGENCE ON HIS PART, AND IS UNABLE TO ENGAGE IN HIS REGULAR OCCUPATION AS AN EMPLOYEE OR TO BE EMPLOYED BY THE COUNTY IN SOME OTHER POSITION FOR WHICH HE IS SUITED BY, OR WHICH IS APPROPRIATE TO, HIS TRAINING AND EXPERIENCE; AND

(2) HE HAS EXHAUSTED ALL SICK LEAVE AND ANY