

## MONTGOMERY COUNTY

membership coverage under the Employees' Retirement System of Montgomery County and shall pay or cause to be paid the amount of money determined necessary on the basis of an actuarial study. There shall be no County contribution for purchase of this service. The member must elect, within thirty days of the fifth anniversary date of membership to purchase all or part of the credited service for a period of prior qualified service under one of the listed retirement systems, or on or before October 1, 1974 for current members. If the Chief Administrative Officer approves the payment of money due on an extended payment basis, interest of six and one-half percent per annum shall be charged. There shall be no crediting of service for any period under a qualified retirement system for which the member is receiving retirement pay or has vested rights.

SECTION IV. Sections 43 (b), title "Non-service connected disability retirement", 43 (c), title "Service connected disability retirement", 43 (d), title "Medical re-examination of disability retiree", 43 (f), title "Amount of pension at service connected disability retirement", and 43 (g), title "Adjustment or cessation of disability pension payments", are hereby amended to read as follows:

(b) Non-service connected disability retirement.

(6) the member is not qualified for or is unable to productively perform the duties of another available position.

(c) Service connected disability retirement.

(1) the member is totally incapacitated for duty or partially and permanently incapacitated for duty as the natural and proximate result of an accident occurring, or an occupational disease incurred or condition aggravated while in the actual performance of duty, that the incapacity is not due to willful negligence, and the incapacity is likely to be permanent. In extenuating circumstances, the Retirement Hearing Board may waive the requirement that a member's incapacity is likely to be permanent. In such cases, the Retirement Hearing Board may approve a temporary disability retirement for one or more one-year periods until the incapacity is either removed or it becomes apparent that it is likely to be permanent.

(d) Medical re-examination of disability retiree. The Retirement Hearing Board may require a member receiving disability pension payments to undergo a yearly physical examination during the five-year period