

(2) BY A FORMER MEMBER; OR

(3) FOR A MEMBER, AS PROVIDED IN SUBSECTIONS (B) THROUGH (D) OF THIS SECTION:

(B) FOR MEMBERS OTHER THAN MEMBERS OF STATE POLICE OR TEACHERS' SYSTEMS:

(1) THIS SUBSECTION DOES NOT APPLY TO MEMBERS OF:

(I) THE STATE POLICE RETIREMENT SYSTEM;

(II) THE TEACHERS' PENSION SYSTEM; OR

(III) THE TEACHERS' RETIREMENT SYSTEM.

(2) IF A MEMBER IS UNABLE TO APPLY, THE MEMBER'S DEPARTMENT HEAD MAY COMPLETE AND SUBMIT AN APPLICATION TO THE BOARD OF TRUSTEES FOR THE MEMBER.

(C) FOR MEMBERS OF THE STATE POLICE RETIREMENT SYSTEM.

(1) THIS SUBSECTION APPLIES TO A MEMBER OF THE STATE POLICE RETIREMENT SYSTEM.

(2) THE SUPERINTENDENT OF THE MARYLAND STATE POLICE MAY COMPLETE AN APPLICATION AND SUBMIT IT TO THE BOARD OF TRUSTEES FOR A MEMBER IF:

(I) THE MEMBER IS UNABLE OR REFUSES TO SUBMIT AN APPLICATION FOR DISABILITY RETIREMENT;

(II) THE SUPERINTENDENT BELIEVES THE MEMBER TO BE PERMANENTLY PHYSICALLY OR MENTALLY INCAPABLE OF PERFORMING ASSIGNED DUTIES;

(III) THERE IS SUFFICIENT MEDICAL EVIDENCE IN THE FORM OF A PROFESSIONAL OPINION OF AN INDEPENDENT MEDICAL PRACTITIONER WHO HAS RECOGNIZED EXPERTISE IN THE DIAGNOSIS AND TREATMENT OF THE SPECIFIED ILLNESS OF THE OFFICER TO SUPPORT THE SUPERINTENDENT'S DETERMINATION OF PERMANENT DISABILITY;

(IV) THE DISABILITY HAS EXISTED FOR AT LEAST 1 YEAR; AND

(V) ANY ADMINISTRATIVE LEAVE GRANTED UNDER ARTICLE 88B, § 23A OF THE CODE HAS EXPIRED.

(3) THIS SUBSECTION DOES NOT PREVENT AN OFFICER FROM EXERCISING RIGHTS GRANTED UNDER § 21-111(B) OF THIS ARTICLE.

(D) FOR MEMBERS OF THE TEACHERS' SYSTEMS.

(1) THIS SUBSECTION APPLIES TO MEMBERS OF:

(I) THE TEACHERS' PENSION SYSTEM; AND