

- (i) the member is unable or refuses to submit an application for disability retirement;
- (ii) the [Superintendent] SECRETARY 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] SECRETARY'S determination of permanent disability;
- (iv) the onset of the disability occurred at least 1 year; and
- (v) any administrative leave granted under Article 88B, § 23A of the Code has expired.

DRAFTER'S NOTE:

Subsection (c)(2) of this section is amended to reflect the establishment of the Department of State Police as a principal department of State government by Chs. 165 and 166, Acts of 1994, to reflect the status of the head of the Department as a Secretary of a principal department of State government, and to delete surplus language.

29-112.

If the Board of Trustees approves an application for disability retirement for a member of the State Police Retirement System that was filed by the [Superintendent] SECRETARY of the [Maryland] State Police under § 29-103(c) of this subtitle or Article 88B, § 15(b)(16) of the Code, the member:

- (1) within 90 days after approval, may exercise an option as provided under §§ 21-402 and 21-403 of this article; or
- (2) shall receive the basic allowance.

DRAFTER'S NOTE:

This section is amended to reflect the status of the head of the Department of State Police as the Secretary of a principal department of State government in light of Chs. 165 and 166, Acts of 1994 and to delete surplus language.

Article - Tax - General

2-107.

- (b) (1) The DEPARTMENT OF [Maryland] State Police shall help the State Motor Fuel Enforcement Unit in enforcing the motor carrier tax and motor fuel tax laws.
- (2) The Comptroller shall pay the salaries and expenses of all DEPARTMENT OF [Maryland] State Police staff assigned to the State Motor Fuel Enforcement Unit.