

(2) entitled to service credit for unused sick leave under § 20-206 of this article.

29-104.

(a) Except as provided in subsection (c) of this section and subject to subsection (d) of this section, an application for disability retirement must be submitted before the date membership ends.

(b) (1) [(i)] This subsection applies only to an application for an ordinary or accidental disability retirement allowance [under] FILED BY A MEMBER OF the Employees' Pension System[, Local Fire and Police System, Law Enforcement Officers' Pension System,] or the Teachers' Pension System WHO IS NOT SUBJECT TO THE CONTRIBUTORY PENSION BENEFIT OR THE ALTERNATE CONTRIBUTORY PENSION SELECTION AND WHO SEPARATED FROM EMPLOYMENT ON OR BEFORE JUNE 30, 2005.

[(ii)] This subsection does not apply to a member of the Law Enforcement Officers' Pension System who is subject to the Law Enforcement Officers' Modified Pension Benefit under Title 26, Subtitle 2, Part II of this article.

(iii) This subsection does not apply to a member of the Employees' Pension System or Teachers' Pension System who is subject to the contributory pension benefit under Title 23, Subtitle 2, Part II of this article.]

(2) For the purpose of submitting an application for disability, membership continues for 4 years after paid employment ends.

(c) (1) Except as provided in [paragraphs (2) through (4)] PARAGRAPH (2) of this subsection, the Board of Trustees may accept an application for ordinary, accidental, or special disability retirement from a former member within 24 months after the month membership ended if the former member proves to the satisfaction of the medical board that failure to submit an application while a member was attributable solely to physical or mental incapacity during the filing period.

(2) The Board of Trustees may accept an application for ordinary or accidental disability retirement from a former member of the Teachers' Retirement System within 12 months after the month membership ended if the former member of the Teachers' Retirement System proves to the satisfaction of the medical board that failure to submit an application while a member of the Teachers' Retirement System was attributable solely to physical or mental incapacity during the filing period.