

(II) IF THE MEMBER IS YOUNGER THAN 62 YEARS OLD, AN ORDINARY DISABILITY RETIREMENT ALLOWANCE EQUAL TO A SERVICE RETIREMENT ALLOWANCE CALCULATED ON THE BASIS OF THE MEMBER'S AVERAGE FINAL COMPENSATION AND WITH THE CREDITABLE SERVICE THAT THE MEMBER WOULD HAVE RECEIVED HAD THE MEMBER CONTINUED IN SERVICE UNTIL THE AGE OF 62 YEARS WITHOUT ANY CHANGE IN THE RATE OF THE MEMBER'S EARNABLE COMPENSATION.

(2) ON RETIREMENT ON ORDINARY DISABILITY, A MEMBER WHO HAS TRANSFERRED TO THIS PENSION SYSTEM FROM THE EMPLOYEES' RETIREMENT SYSTEM OF THE STATE OF MARYLAND SHALL RECEIVE:

(I) IF THE MEMBER IS AT LEAST 60 YEARS OLD OR HAS AT LEAST 25 YEARS OF CREDITABLE SERVICE, A SERVICE RETIREMENT ALLOWANCE IN ACCORDANCE WITH § 10-217(C)(2) OF THIS SUBTITLE; OR

(II) IF THE MEMBER IS LESS THAN 60 YEARS OLD AND HAS LESS THAN 25 YEARS OF CREDITABLE SERVICE, AN ORDINARY DISABILITY RETIREMENT ALLOWANCE THAT SHALL BE COMPUTED AS ONE-FIFTIETH OF THE MEMBER'S AVERAGE FINAL COMPENSATION FOR EACH YEAR OF CREDITABLE SERVICE BUT NOT LESS THAN 25 PERCENT OF THE MEMBER'S AVERAGE FINAL COMPENSATION.

(C) (1) THE BOARD OF TRUSTEES SHALL GRANT AN ACCIDENTAL DISABILITY RETIREMENT ALLOWANCE TO A MEMBER IF:

(I) AN APPLICATION HAS BEEN SUBMITTED TO THE BOARD OF TRUSTEES:

1. BY THE MEMBER; OR

2. IF THE MEMBER IS UNABLE TO APPLY, BY THE MEMBER'S DEPARTMENT HEAD;

(II) THE MEMBER HAS BEEN TOTALLY AND PERMANENTLY INCAPACITATED FOR DUTY AS THE NATURAL AND PROXIMATE RESULT OF AN ACCIDENT THAT OCCURS WHILE IN THE ACTUAL PERFORMANCE OF DUTY AT SOME DEFINITE TIME AND PLACE WITHOUT WILLFUL NEGLIGENCE ON THE PART OF THE MEMBER; AND

(III) THE MEDICAL BOARD HAS CERTIFIED THAT:

1. THE MEMBER IS TOTALLY INCAPACITATED, EITHER MENTALLY OR PHYSICALLY, FOR THE FURTHER PERFORMANCE OF DUTY;

2. THE INCAPACITY IS LIKELY TO BE PERMANENT;
AND

3. THE MEMBER SHOULD BE RETIRED.