

- 1. The member's average final compensation; or
- 2. The sum of:

- A. An annuity [which shall be] THAT IS the actuarial equivalent of the member's accumulated contributions at the time of retirement; and

- B. A pension of [66 2/3 percent] TWO-THIRDS of the member's average final compensation.

(II) IF THE MEMBER IS AT LEAST 62 YEARS OLD, THE ACCIDENTAL DISABILITY RETIREMENT ALLOWANCE SHALL BE THE GREATER OF:

- 1. THE ACCIDENTAL DISABILITY RETIREMENT ALLOWANCE CALCULATED IN ACCORDANCE WITH SUBPARAGRAPH (I) OF THIS PARAGRAPH; OR

- 2. A SERVICE RETIREMENT ALLOWANCE.

6-403.

(a) (2) [Except as provided in subsection (c) of this section, a] A member who is retired for ordinary disability under this subsection shall receive an ordinary disability retirement allowance equal to the greater of:

- (i) 35 percent of the member's average final compensation; or
- (ii) The sum of:

- 1. One forty-fifth of the member's average final compensation for each of the first 25 years of creditable service; and

- 2. One-ninetieth of the member's average final compensation for each year after the first 25 years of creditable service.

(b) (2) (i) Except as provided in subparagraph (ii) of this paragraph [and subsection (c) of this section], a member who is retired for a special disability under this subsection shall receive a special disability retirement allowance equal to the lesser of:

- 1. The member's average final compensation; or
- 2. The sum of:

- A. An annuity equal to the actuarial equivalent of the member's accumulated contributions at the time of retirement; and

- B. A pension equal to two-thirds of the member's average final salary.

(ii) If a member who is retired for a special disability under this subsection is at least 50 years old, the member shall receive a special disability retirement allowance equal to the GREATER OF: