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Medical examination for disability retirement.

Sec. 145.35. Medical examination of a member who is totally and presumably permanently disabled, shall be made upon the application of the head of the department or upon the application of the member or of a

person acting in his behalf stating that said member is physically or mentally incapacitated for the performance of duty and ought to be retired, provided that the said member was a public employee for not less than ten years preceding his retirement and was a member in each of such ten years which were subsequent to the year 1935, provided that a member who has not been an active contributor to the public employees retirement system for a period in excess of one year shall not be entitled to disability benefits unless such member can prove to the satisfaction of the public employees retirement board that such disability existed prior to the termination of his public service. If such medical examination, conducted by a competent disinterested physician, or physicians, selected by the board, shows that said member is totally physically or mentally incapacitated for the performance of duty, that the disability is likely to be permanent and that said member ought to be retired, the examining physician, or physicians, shall so report to the board and it shall retire said member on a disability allowance if he *** *has not attained his sixtieth birthday.*

Effective October 6, 1955