

Medical examination for disability.

Sec. 3307.42. Medical examination of a member for disability, presumed to be permanent, shall be made upon the application of the member or a person acting in his behalf, or of the employer, stating that said member is physically or mentally incapacitated for the performance of duty and ought to be retired, provided the said member has service credit for not less than *** *five* years and provided such application is made within *** *one year* following his last contributing employment as a teacher, unless proof is established to the satisfaction of the state teachers retirement board that the alleged disability existed prior to the termination of such *** *one year* period. If such medical examination, conducted by a competent, disinterested physician, selected by the board shows that the said member is physically or mentally incapacitated for the performance of duty and ought to be retired, the examining physician shall so report and if the board concurs with such report the said member shall be retired for disability, and the action of the board shall be final.

[Effective September 16, 1957]