

## § 844.101

## 5 CFR Ch. I (1–1–05 Edition)

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AUTHORITY: 5 U.S.C. 8461.

Section 844.201 also issued under 5 U.S.C. 1104.

SOURCE: 55 FR 6598, Feb. 26, 1990, unless otherwise noted.

### Subpart A—General Provisions

#### § 844.101 Purpose.

This part establishes the requirements under the Federal Employees' Retirement System (FERS) for eligibility to receive a disability annuity, application procedures for disability annuities, rules for computing a disability annuity, and the conditions and procedures under which a disability annuity is terminated and reinstated.

#### § 844.102 Definitions.

In this part:

*Accommodation* means a reasonable adjustment made to an employee's job or work environment that enables the employee to perform the duties of the position. Accommodation may include modifying the worksite; adjusting the work schedule; restructuring the job;

obtaining or modifying equipment or devices; providing interpreters, readers, or personal assistants; and retraining the employee.

*Basic pay* means the pay an employee receives that is subject to deductions under FERS.

*Commuting area* has the meaning given the term "local commuting area" in § 351.203 of this chapter.

*Disabled* and *disability* means unable or inability, because of disease or injury, to render useful and efficient service in the employee's current position.

*FERS* means the Federal Employees' Retirement System established under chapter 84 of title 5, United States Code.

*Medical condition* means a health impairment resulting from a disease or injury, including a psychiatric disease. This is the same definition of "medical condition" that is found in § 339.104 of this chapter.

*Medical documentation* means a statement from a licensed physician, which may be supplemented by a statement from another appropriate practitioner, that provides information OPM considers necessary to determine an individual's entitlement to benefits under this part. Such a statement must meet the criteria set forth in § 339.104 of this chapter.

*Military reserve technician* has the same meaning given this term in 5 U.S.C. 8401(30).

*OPM* means the Office of Personnel Management.

*Permanent position* means an appointment without time limitation.

*Physician* and *practitioner* have the same meaning given these terms in § 339.104 of this chapter.

*Qualified for reassignment* means able to meet the minimum requirements for the grade and series of the vacant position in question.

*Same grade or pay level* means, in regard to a vacant position within the same pay as the position the employee currently occupies, the same grade and an equivalent amount of basic pay. A position under a different pay system or schedule is at the same pay level if the representative rate, as defined in