

### **1.2.1 Requirements for Annuity Entitlement**

- A. Occupational disability annuity – See [FOM 310.5.1](#)
- B. Total and permanent disability annuity – See [FOM 310.5.2](#)

### **1.2.2 Definition of Work Under The RR Act**

- A. Regular railroad occupation – See [FOM 1305.10.1](#)
- B. Regular employment – See [FOM 1305.15.1](#)

### **1.2.3 Definition Of Disability Under The RR Act**

See [DCM 3.2.3](#)

### **1.2.4 Annuity Beginning Date**

See [FOM 310.15](#)

### **1.2.5 Suspension Of D/A**

- A. Non-Payment Months - [FOM 310.40.1](#)
- B. Administrative Suspension - See [FOM 310.40.2](#)

### **1.2.6 Termination of Entitlement**

- A. Termination of Disability Annuity - See [FOM1 310.45](#)
- B. Closed Period Of Disability Due to Medical Recovery or Work - See [DCM 3.11](#)
- C. Retroactive Disability Termination – See [FOM1 1335.45](#)

### **1.2.7 Handling Cases Previously Denied**

See [FOM1 1310.25](#)

### **1.2.8 Disability Waiting Period**

See [FOM 1305.40.1](#)

### **1.2.9 Constructive Award To Disability Annuitant Due To Work Deductions**

See [DCM 3.5.1](#)

## **1.2.10 Evidence Requirements**

See [FOM 310.10](#)

## **1.2.15 Development Of Medical And Non-Medical Evidence**

See [FOM 1310](#)

## **1.2.21 Adjudication Unit Actions After Formal Rating**

See [DCM 3.4.1](#)

## **1.2.22 Awarding D/A Prior To Establishing DOB**

See [DCM 3.4.6](#)

## **1.2.30 When Applicant Returns To Work, SE, Or Alleges Recovery**

See [FOM 310.60](#)

## **1.2.32 When Annuitant Returns To Employer Service**

See [FOM 310.60.1](#)

## **1.2.33 When Annuitant Has Or Will Have Non-Employer Earnings**

See [FOM 310.60.2](#)

## **1.2.39 Deductions Required When Annuitant Earns More Than \$730 In A Month**

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## **1.2.100 Period Of Disability (Disability Freeze)**

See [DCM 6.1.1](#)

### **1.2.101 Requirements For A Freeze**

See [DCM 6.2.1](#)

### **1.2.102 Effect Of Disability Freeze**

See [RCM 5.6.11](#)

### **1.2.103 Relationship Of Freeze To DIB**

See [DCM 6.3.2](#)

### **1.2.105 Agency Authority To Make Freeze Determination**

See [DCM 6.1.2](#)

### **1.2.106 Exchange Of Information**

See [DCM 6.5.1](#)

### **1.2.110 Length Of Freeze Period**

See [DCM 6.4.1](#)

### **1.2.115 Definition Of Substantial Gainful Activity (SGA)**

See [FOM 310.65.1](#)

### **1.2.116 Definition Of "Disability" (Under The SS Act)**

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### **1.2.118 SS Act Application Requirements**

See [DCM 6.3.5](#)

### **1.2.120 Waiting Period**

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B. Waiting Period Not Required – See [DCM 6.4.4](#)

### **1.2.125 Using SS Disability Standards**

See [DCM 6.2.2](#)

### **1.2.126 When A Simultaneous Decision Can Be Made**

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### **1.2.127 When Simultaneous D/A And DF Decisions Cannot Be Made**

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### **1.2.135 Wage Record Development**

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### **1.2.141 Actions By DB To Determine Whether Applicant Has QC**

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### **1.2.142 When Applicant Fails To Meet "20/40" Requirement Or An Alternate Freeze Insured Status Requirement**

See [DCM 6.6.3](#)

### **1.2.145 Introduction To Single Coverage Freeze Cases**

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### **1.2.150 Introduction To Joint Freeze Decision**

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### **1.2.151 When A Joint Decision Is Required**

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### **1.2.152 SS Definition Of "Career RR Employee"**

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### **1.2.153 Making Joint Decisions**

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### **1.2.154 Joint Freeze Decision Notices**

See [DCM 6.7.6](#)

### **1.2.155 Receipt Of Freeze G-90 In The Adjudication Unit In Single Coverage Or Joint Freeze Allowance**

See [DCM 6.7.7](#)

### **1.2.300 Investigation Of Continuance Of Disability (ICD)**

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### **1.2.302 Work Activity - Trial Work Period**

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### **1.2.303 Trial Work Period Definition Of Services - General**

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### **1.2.304 Application Of SS Trial Work Period**

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### **1.2.305 When Trial Work Period Begins**

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### **1.2.306 When Trial Work Period Ends**

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### **1.2.307 Medical Development And Recovery**

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### **1.2.308 Evaluation Of Disability After Trial Work Period**

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### **1.2.315 Determining continuance or Cessation of Disability**

See [FOM 1335.5](#)

### **1.2.316 Circumstances Which Raise A Question Of Continuing Disability**

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### **1.2.317 "No Issue" Situations**

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### **1.2.318 Use Of Form G-254, Continuing Disability Report, For Development Of Work Activities**

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### **1.2.319 Cessation Of Disability**

See [FOM 1335.30.3](#)

### **1.2.320 Coordinating Cessation Decisions With SSA**

See [FOM 1335.30.4](#)

### **1.2.322 Freeze Termination Notice**

See [FOM 1335.35](#)

### **1.2.331 Effect Of Work On Disability Status**

See [DCM 10.4.1](#)

### **1.2.333 Earnings As A Measure Of SGA**

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### **1.2.334 Nine-Month Trial Work Period**

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### **1.2.335 Evaluation And Development Of Work Activities**

See [DCM 10.5.1](#)

### **1.2.336 Unsuccessful Work Attempts**

See [DCM 10.5.3](#)

### **1.2.337 Changes In Earnings Criteria**

See [DCM 10.4.4](#)

### **1.2.338 Continuing Disability**

See [DCM 8.5.1](#)

### **1.2.339 Work Activity**

See [DCM 10.4.3](#)

### **1.2.340 Medical Improvement**

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### **1.2.341 Effect Of Rehabilitation Or Retraining**

See [DCM 10.5.3](#)

### **1.2.342 Employee Cannot Or Does Not Submit To Designated (Consultative) Examination**

See [DCM 4.4.3](#)

### **1.2.400 Windfall Benefit Entitlement**

See [FOM 310.85](#)

### **1.2.401 Entitlement Requirements**

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### **1.2.402 Definition Of Permanently Insured Status - 1974 Act**

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### **1.2.403 Definition Of Fully Insured Status**

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### **1.2.404 When The Windfall Benefit Is Payable**

See [FOM 310.90](#)

### **1.2.405 When 20/40 Wage QC'S Must Be Acquired At SSA**

See [FOM 310.90.1](#)

### **1.2.406 Preservation Of Windfall Entitlement For Disability Annuitants Who Recover**

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### **1.2.407 Disability Freeze Conflict Cases**

See [FOM 310.100](#)

### **1.2.408 When Entitlement Ends**

See [FOM 310.105](#)

## **1.2.409 1974 RR Act Work Deductions Applied To The Windfall Dual Benefit**

See [FOM 1105](#)

### **Appendices**

#### **Appendix A – Employee Disability Annuity Legislative History**

See [DCM 3, Appendix D](#).

#### **Appendix B - Employee Disability Freeze and DIB (O/M) Legislative History**

See [DCM 6, Appendix 4](#).