

(I) THE BASE IS THE CONSUMER PRICE INDEX FOR THE CALENDAR YEAR ENDING DECEMBER 31ST OF THE FISCAL YEAR IN WHICH HE TERMINATED HIS SERVICE, OR FOR THE CALENDAR YEAR 1970, WHICHEVER IS EARLIER.

(II) THE CONSUMER PRICE INDEX TO BE USED FOR THE FISCAL YEAR IN WHICH THE PENSION IS PAYABLE SHALL BE THE CONSUMER PRICE INDEX FOR THE CALENDAR YEAR ENDING DECEMBER 31ST OF THE PRECEDING FISCAL YEAR.

(III) THE RATIO OF ADJUSTMENT OF THE PENSION SHALL BE OBTAINED BY DIVIDING THE CONSUMER PRICE INDEX IN SUBPARAGRAPH (II) BY THE CONSUMER PRICE INDEX IN SUBPARAGRAPH (I) OF THIS PARAGRAPH.

(IV) FOR THE PURPOSES OF THIS SUBSECTION, CONSUMER PRICE INDEX MEANS THE CONSUMER PRICE INDEX (ALL ITEMS - UNITED STATES CITY AVERAGE), AS PUBLISHED BY THE UNITED STATES DEPARTMENT OF LABOR, BUREAU OF LABOR STATISTICS.

(V) IN NO INSTANCE SHALL A PENSION BE LESS THAN IT WOULD BE WITHOUT THIS ADJUSTMENT.

(B) AN ELECTED JUDGE WHO, PRIOR TO JULY 1, 1962, VOLUNTARILY RETIRED AFTER REACHING THE AGE OF 60 YEARS AND BEFORE REACHING THE AGE OF 70 YEARS, AND RESUMED THE PRACTICE OF LAW, IS NOT ENTITLED TO THE INCREASES IN PENSION PROVIDED ON OR AFTER JULY 1, 1962, BUT SHALL BE PAID A PENSION AT THE RATE PROVIDED BEFORE JULY 1, 1962.

(C) THE MAYOR AND CITY COUNCIL OF BALTIMORE AND THE COUNTY COMMISSIONERS OR COUNTY COUNCILS OF THE SEVERAL COUNTIES ARE HEREBY EXPRESSLY FORBIDDEN TO LEVY FOR AND PAY SUPPLEMENTATION OF THE PENSION OF A FORMER JUDGE OR HIS SPOUSE, IN AN AMOUNT GREATER THAN THAT IN EFFECT ON JUNE 1, 1968.

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NOTHING IN THIS SUBTITLE SHALL BE CONSTRUED TO IMPAIR OR REDUCE ANY PENSION OR OTHER BENEFIT WHICH A FORMER JUDGE OR A SPOUSE HAS BEEN OR WOULD BE ENTITLED TO RECEIVE UNDER ANY PUBLIC GENERAL LAW.

SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take effect July 1, 1974.

Approved April 30, 1974.

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