

that any elected judge who has retired or who hereafter voluntarily retires from active service after reaching the age of sixty years and before reaching the age of seventy years, and resumes the practice of law, shall not be entitled to the increases in salary or pension provided by this Act, but shall be paid the salary or pension at the rate provided before the passage of this Act. In the event that a retired judge engaged in the practice of law should thereafter relinquish such practice and notify the Governor and Comptroller of the State of such fact, then, from and after the date of such notification the judge shall be entitled to all the benefits provided by this Act. In the case of an elected judge who may serve on the Court of Appeals subsequent or prior to service as a Circuit Court judge for any of the counties or of the Supreme Bench of Baltimore City, the amount of pension per annum shall be calculated according to the total years of active service not exceeding twenty at the pension rate fixed herein. This section shall apply to all elected judges already retired from active service *except as provided herein*. Any former judge who accepts any salaried public office or position, municipal, county, State or Federal, shall not be paid any pension or salary so long as he remains in such office or position. The Mayor and City Council of Baltimore and the County Commissioners of the several counties are hereby expressly authorized to levy for and pay additional pensions or salaries to such former judges of the Court of Appeals, the Supreme Bench of Baltimore City and the Circuit Courts of the counties who served or may hereafter serve in the judicial circuits in which the City of Baltimore or any county exercising the authority conferred herein is located; and any such provision heretofore made is hereby ratified and confirmed.

SEC. 2. *And be it further enacted*, That a new section be and it is hereby added to Article 26 of the Annotated Code of Maryland (1951 Edition), title "Courts," sub-title "Pensions for Judges," said new section to be known as Section 48A 49A, to follow immediately after Section 48 49 and to read as follows:

*48. The widow of every elected judge who dies in active service shall be paid one half of the pension or salary the judge would have received if his service had been terminated by retirement, and for this purpose only the age of the judge is not to be considered; the widow of any judge who dies after retiring at the age of seventy years shall be paid one half of the pension or salary to which her husband was entitled at the time of his death. In each instance the pension is to be paid to the widow until her remarriage or death. The provisions of this section shall not apply in the case of a widow who was married to the judge for a period less than three years, and to a retired judge for a period less than three years before his retirement; nor shall it apply in the case of a widow, otherwise qualified, of a judge who retired before reaching the age of seventy years, but it shall apply to the unmarried widows, otherwise qualified, of judges and retired judges who died before the passage of this Act.*

48A 49A. THE WIDOW OF EVERY ELECTED JUDGE WHO DIES IN ACTIVE SERVICE SHALL BE PAID ONE-HALF OF THE PENSION OR SALARY TO WHICH SUCH JUDGE WOULD HAVE BEEN ENTITLED ON THE DATE OF HIS DEATH IF HE HAD BEEN ELIGIBLE FOR RETIREMENT AND HAD RE-