

*Retirement System shall be responsible for the management and investments of the funds and the administration of the pension system PROVIDED FOR IN THIS SUBSECTION. An amount equal to the judges' contributions made under this subsection prior to the effective date of this Act shall be credited by the State Treasurer to the appropriate fund of the Employees' Retirement System.*

(8) AS USED IN THIS SUBSECTION THE TERM "INITIAL APPOINTMENT" MEANS THE FIRST APPOINTMENT AS A JUDGE OF THE COURT OF APPEALS, COURT OF SPECIAL APPEALS, CIRCUIT COURT OR SUPREME BENCH, AND SHALL NOT APPLY TO A JUDGE WHO RECEIVES A SUBSEQUENT APPOINTMENT OR REAPPOINTMENT TO ANY OF THE AFOREMENTIONED COURTS. THE TERM "INITIALLY ELECTED" MEANS A PERSON WHO FIRST BECOMES A JUDGE OF ONE OF THE AFOREMENTIONED COURTS BY BEING ELECTED TO THE OFFICE.

SEC. 2. *And be it further enacted,* That this Act shall take effect July 1, 1970.

Approved April 28, 1970

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CHAPTER 460

(House Bill 118)

AN ACT to repeal and re-enact, with amendments, Section 7-401 of Article 93 of the Annotated Code of Maryland, (1969 Replacement Volume), title "Decedents' Estate," subtitle "Settlement of the Estate," subheading "Power of Personal Representative," amending the probate laws in order to change the amount of funeral expenses which may be recovered by a personal representative against a tortfeasor for a wrong which resulted in the death of the decedent.

SECTION 1. *Be it enacted by the General Assembly of Maryland,* That Section 7-401 of Article 93 of the Annotated Code of Maryland, (1969 Replacement Volume), title "Decedents' Estate," subtitle "Settlement of the Estate," subheading "Power of Personal Representative," be and it is hereby repealed and re-enacted, with amendments, to read as follows:

7-401.

A personal representative, in the performance of his duties pursuant to Sec. 7-101, may exercise any power or authority conferred upon him in the will, without application to, the approval of, or ratification by the court. Except as otherwise validly limited by the will or by an order of court a personal representative may, in addition to any power or authority contained in the will and to any other common law or statutory power, properly:

(a) Retain assets owned by the decedent pending distribution or liquidation, including those in which the representative is per-