

*amount equal to ~~sixty six and two thirds per cent (66 2/3%)~~ SIXTY PER CENT (60%) of his maximum salary or ~~one fifteenth (1/15)~~ ONE SIXTEENTH (1/16) of that amount for each year of service, OR A PRO-RATA SHARE TO REFLECT LESS THAN A FULL YEAR OF SERVICE, if he has served less than ~~fifteen~~ SIXTEEN years as a full time Judge of the People's Court or Trial Magistrate Court or Magistrate for Juvenile Causes for Montgomery County, provided, however, that no person serving less than twelve months as a judge under this subsection shall receive a pension or salary unless such person involuntarily be caused to resign or to retire therefrom because of sickness or physical incapacity or disability before the termination of the prescribed minimum period of service. Provided further, however, that any such judge who has retired or who hereafter voluntarily retires from active service after reaching the age of sixty-two years and resumes the practice of law, shall not be entitled to the pension or salary provided by this subsection, or any portion thereof. In the event that a retired judge engaged in the practice of law should thereafter relinquish such practice and notify the County Council and the director of finance of Montgomery County of such fact, then from and after the date of such notification the judge shall be entitled to all the benefits provided by this subsection. This subsection shall apply to all 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. In the event that a retired judge serving in any salaried public office or position as above enumerated should thereafter relinquish such office or position and notify the County Council and the director of finance of Montgomery County of such fact, then from and after the date of such notification the judge shall be entitled to all the benefits as provided by this subsection. The County Council of Montgomery County is hereby expressly authorized to levy for any (and) pay pensions and salaries to such former judges of the People's Court who served on the said court upon the terms and for the periods as herein provided; and any such provision heretofore made is hereby ratified and confirmed. *On and after July 1, 1970 each judge in active service shall contribute toward the cost of his pension in an amount equal to six per cent (6%) of his annual compensation earned thereafter which shall be deducted from his compensation each pay period and paid to Montgomery County. It is further provided that any Judge who has retired prior to the effective date of this Act may elect to continue under the retirement plan in effect at the time of his retirement or elect to receive the retirement benefits provided by this Act by notifying the Director of the Department of Finance of Montgomery County within sixty days after the effective date of this Act and paying to Montgomery County within the said sixty days a lump sum equal to six per cent of this total salary received during the twelve months immediately preceding his retirement.**

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

Approved May 5, 1970