

num pension or salary for such service payable hereunder to any one person shall not exceed the sum of twelve thousand dollars (\$12,000.00) per annum.

(f) In the case of a judge who [has been elected by the people or confirmed by the Senate and who] may serve on the Court of Appeals or on the Court of Special 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 sixteen 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.

(g) A judge who [has been elected by the people or confirmed by the Senate and who] because of incapacitating illness resigns his position prior to reaching his sixtieth birthday is entitled to benefits under the provisions of this section immediately upon his resignation, but in no event in a sum greater than was provided in this section at the time he resigned; and except for a judge who has resigned or who resigns because of incapacitating illness, no other judge who has resigned or who resigns prior to reaching his sixtieth birthday is entitled to any benefits under the provisions of this section.

(i)(1) On and after July 1, 1969, each judge subject to the provisions of this subtitle and covered by the pension plan provided for in this subsection shall receive upon termination of active service if he is then at least sixty years of age or when he becomes sixty years of age a pension in an amount equal to sixty per centum (60%) of his maximum salary or 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 served for less than sixteen years.

(2) All judges subject to the provisions of this subtitle who are in office as of June 30, 1969, may elect to remain under the present pension plan or to be under the pension plan provided for in this subsection; provided, any judge who elects to be under the pension plan provided for in this subsection shall not be able to subsequently select the pension provided in subsections (a), (b), and (c) of this section. All judges receiving initial appointments or initially elected after June 30, 1969, shall be under the pension plan provided for in this subsection.

(3) Any judge who does not elect to be paid a pension under subsections (a), (b) or (c) of this section shall be deemed to have elected to receive a pension under the provisions of this subsection.

(4) Each judge electing to be under the pension plan provided for in this subsection, or who is otherwise under this pension plan, shall contribute toward the cost of his pension an amount equal to six per centum (6%) of his annual compensation which shall be deducted from his compensation each pay period.

Any judge in office as of June 30, 1969, who initially does not elect to be under the pension plan provided for in this subsection, but who later wishes to do so must, upon such election, pay in a lump sum,