

Magistrates System," be and it is hereby repealed and re-enacted, with amendments, to read as follows:

108.

(4)

(a) Calvert County.—There shall be one trial magistrate for Calvert County who shall be either a graduate of a law school within the State, or admitted to the practice of law in the State, and who shall sit at Prince Frederick and at North Beach. The magistrate shall receive an annual salary of eight thousand dollars (\$8,000.00). The County Commissioners shall provide and pay for all necessary secretarial assistance, and the magistrate shall not be eligible for the traveling expense allowance as provided in Section 113 herein. The magistrate shall keep separate dockets with respect to all cases and forfeitures relating to violations of the ordinances of North Beach and Chesapeake Beach respectively and all fines, penalties, forfeitures and costs collected by him IN CONNECTION WITH SUCH MUNICIPAL VIOLATIONS, SHALL BE PAID BY HIM to the treasurer of North Beach with respect to violations of municipal ordinances of that municipality, and to the treasurer of Chesapeake Beach with respect to violations of the municipal ordinances of that municipality, such payments to be made not later than the tenth day of each month with respect to collections received by him during the month preceding. There shall be a substitute trial magistrate who in the absence of the trial magistrate, may serve as trial magistrate and he shall be compensated at the rate of \$50 per day while sitting in court as trial [magistrate] magistrate, but his annual compensation shall not exceed five thousand dollars (\$5,000).

(b) *Every full-time trial magistrate for Calvert County holding office prior to January 1, 1971, shall be paid after the termination of his active service as such full-time trial magistrate, a pension or salary to be calculated at the rate of five hundred dollars (\$500) per annum for each year, or part of a year thereof, of active service as such full-time trial magistrate for Calvert County up to and including twelve years of such service, including service after January 1, 1971, so that the maximum pension or salary for such service payable hereunder to any one person shall not exceed the sum of six thousand dollars (\$6,000) per annum. This subsection shall not apply to substitute trial magistrates. A former trial magistrate who accepts a 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 TRIAL magistrate holding a salaried public office or position should thereafter relinquish such office or position, and notify the County Commissioners of Calvert County of such fact, then from and after the date of such notification the trial magistrate shall be entitled to all the benefits as provided by this subsection. The County Commissioners of Calvert County are hereby expressly authorized to levy for and pay pensions and salaries to such trial magistrate as herein provided.*

SEC. 2. *And be it further enacted, That this Act shall take effect July 1, 1971.*

Approved May 6, 1971.