

age and at least five years have elapsed from the date that the case was closed by order of said court.

125. Retirement.

[(c)] *(a)* Retirement; widow's pension.—**[(1)]** Every judge of the Municipal Court of Baltimore City who is retired from active service or is in office on June 3, 1970, and every appointed judge in office on June 30, 1970, if subsequently elected, **[shall at his option]** *including a judge who was continued in office as a judge of the District Court pursuant to Article IV, Section 41-I (g) of the Constitution, may* elect Plan A and thereby be paid, after the termination of his active service, if he is then at least sixty years of age or when he becomes sixty years of age, a pension or salary calculated at the rate of six hundred dollars (\$600.00) per annum for each year or any part thereof of active service as a judge of said Municipal Court, *and of the District Court*, up to and including twenty years of such active service, so that a maximum 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.

[(1-1)] *(b)* Every judge **[of the Municipal Court of Baltimore City who is retired from active service or who is in office on June 30, 1970, and every appointed judge in office on June 30, 1970, if subsequently elected,]** *described in subsection (a) of this section* who does not at his option elect to be paid a pension or salary under Plan A, and every judge who takes office after June 30, 1970, shall be placed under Plan B and shall be paid, after termination of his active service, if he is then at least sixty years of age or when he becomes sixty years of age, a pension or salary in an amount equal to sixty per centum (60%) of his maximum salary, or one sixteenth (1/16) of that amount per annum for each year or any part thereof of active service by appointment and election, if he has served less than sixteen years as a judge of the Municipal Court of Baltimore City.

[(1-2)] *(c)* On or after July 1, 1970, every judge electing Plan B shall provide written notice of election to the Director of Finance for the mayor and city council of Baltimore City.

[(1-3)] *(d)* Every judge under Plan B contributes toward the cost of his pension in an amount equal to six per centum (6%) of his annual compensation earned thereafter which is deducted from his compensation each pay period and paid over to the mayor and city council of Baltimore City.

[(1-4)] *(e)* Any judge who was given the option of electing between Plan A or Plan B who initially does not elect to be under Plan B provided for in this subsection, but who later wishes to do so must, upon such election, pay in a lump sum, in addition to the annual contributions provided for in this subsection an amount equal to the contributions he would have made, if initially under the plan for each year after June 30, 1970, plus interest of four percent (4%).

[(1-5)] *(f)* Any judge covered by Plan B provided for in this subsection who resigns, for reasons other than disability, prior to reaching sixty years of age, shall be entitled to allow his contributions to remain in the pension system and shall at sixty years of age be