

CHAPTER 560

(House Bill 629)

AN ACT to repeal and re-enact, with amendments, Sections 125(a), (h), and (l), [150(b)], and 150A(b) of Article 26 of the Annotated Code of Maryland (1966 Replacement Volume, 1971 Supplement and 1972 Interim Supplement), title "Courts," subtitles, respectively, "Municipal Court of Baltimore City," and "District Courts," to correct certain errors in the laws relating to the Municipal Court of Baltimore City and the District Courts.

SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That Sections 125(a), (h), and (l), [150(b)], and 150A(b) of Article 26 of the Annotated Code of Maryland (1966 Replacement Volume, 1971 Supplement and 1972 Interim Supplement), title "Courts," subtitles, respectively, "Municipal Court of Baltimore City," and "District Courts," be and it is hereby repealed and re-enacted, with amendments, to read as follows:

125.

(a) Every judge of the Municipal Court of Baltimore City who is retired from active service or is in office on June [3] 30, 1970, and every appointed judge in office on June 30, 1970, if subsequently elected, including a judge who was continued in office as a judge of the District Court pursuant to Article IV, § 41-1 (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.

(h) 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 any such office or position. Upon retirement from the other salaried public office or position, the former judge is eligible to receive benefits from all public-supported retirement systems in which he participated, but he may not receive benefits under more than one pension system for the same period of service.

(l) The widow of every judge described in subsection (a) of this section who dies in active service shall be paid one half of the pension or salary the judge would have received if his service had been terminated by retirement and for this purpose only, the age of the judge is not to be considered; the widow of any judge eligible for retirement pension who dies after retiring shall be paid one half of the pension or salary to which her husband was entitled at the time of his death. In determining the amount which any widow is entitled to be paid after June 1, 1963, the pension of the deceased judge shall be calculated at the rates prescribed by [sub-subsection (1)] SUBSECTION (A) of this [subsection,] SECTION, as of that date, notwithstanding that such judge may have died prior thereto. In each instance the pension is to be paid to the widow until her remarriage or death. The provisions of this section shall not apply in the case of a widow who was married to the judge for a period less than three years and to a retired judge for a period less than three years before his retirement.