

paid for the period of his or her natural life unless he or she remarries, in which event the special allowance is immediately to cease and terminate. The board of trustees is hereby authorized and directed, subject to the annual appropriation of the necessary funds, to make special allowance herein provided for, provided that the application of this section shall be limited to the surviving spouses of teachers whose death did not entitle such surviving spouses to any continuing retirement or pension benefits under the provisions of this subtitle other than as provided in this section.1

SECTION 2. AND BE IT FURTHER ENACTED, That the provisions of this Act shall be construed only prospectively and shall not be applied nor interpreted to have any effect upon or application to any person presently receiving a retirement or pension benefit under this section.

SECTION 3. AND BE IT FURTHER ENACTED, That subject to the provisions of Section 2, this Act shall take effect July 1, 1973.

Approved May 21, 1973.

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#### CHAPTER 372

(Senate Bill 243)

AN ACT to repeal and re-enact, with amendments, Section 53(12) of Article 88B of the Annotated Code of Maryland (1969 Replacement Volume), title "State Police," subtitle "State Police Retirement System," [amending the retirement law to exclude from a special survivor benefit any type of cost-of-living adjustment that the federal government may enact.] to provide that survivor's benefits under the State Police pension system not include any federal cost-of-living adjustment.

SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That Section 53(12) of Article 88B of the Annotated Code of Maryland (1969 Replacement Volume), title "State Police," subtitle "State Police Retirement System," be and it is hereby repealed and re-enacted, with amendments, to read as follows:

53.

(12) Benefits to survivors upon death after service or ordinary disability retirement. -- Upon the receipt of proper proofs of the death of a member who was retired under the provisions of subsection (1) or (3) of this section on or after July 1, 1965, there shall be paid child's insurance benefits, widow's insurance benefits, mother's insurance benefits, parents' insurance benefits and lump-sum death payments which are computed and paid in accordance with the provisions of Title II of the federal Social Security Act as in effect at the time of payment, provided that the average monthly wage upon which such benefits are based is deemed to be the lesser of one twelfth the member's average final compensation or the maximum average monthly wage then in effect. **THE AMOUNT OF BENEFITS PAYABLE UNDER THIS SUBSECTION SHALL NOT INCLUDE ANY TYPE OF COST-OF-LIVING ADJUSTMENTS THAT THE FEDERAL GOVERNMENT MAY [ENACT] PROVIDE.**