

REVISOR'S NOTE: This section is new language representing the balance of Art. 26, §47(a), except for its last sentence. In addition, the provision pertaining to 1972 salary increases has been dropped as obsolete.

SEC. 1-704. BUDGET TREATMENT - JUDICIAL SALARIES.

ANY INCREASE IN JUDICIAL SALARY SHALL BE INCLUDED IN THE PORTION OF THE BUDGET BILL RELATING TO THE EXECUTIVE DEPARTMENT, AND NOT THE PORTION RELATING TO THE JUDICIARY DEPARTMENT. ANY PROPOSED INCREASE IN JUDICIAL SALARY IS SUBJECT TO LEGISLATIVE REVIEW AND APPROVAL.

REVISOR'S NOTE: This section is based on the last sentence of Art. 26, §47(a), as enacted by Ch. 343, Acts of 1972. Although it may have been rendered unnecessary by the ratification of Ch. 373, Acts of 1972, by the voters, it is a recent expression of legislative intention, and the 1972 Legislative Council Joint Committee on Revision of Art. 26 directed that the provision be retained.

SEC. 1-705. SUPPLEMENTATION OF SALARY PROHIBITED.

(A) SUPPLEMENTATION DEFINED.

IN THIS SUBTITLE, "SUPPLEMENTATION" MEANS ANY PAYMENT FROM A POLITICAL SUBDIVISION TO A JUDGE OR THE SURVIVING SPOUSE OF A JUDGE, BY WAY OF SALARY, ALLOWANCES, OR PENSION. THE WORD INCLUDES, BUT IS NOT LIMITED TO, ANY PAYMENT IN THE FORM OF SALARY, BONUS, PENSION, SPOUSE'S BENEFIT, OR EXPENSE OR TRAVEL ALLOWANCE EXCEPT: (1) REIMBURSABLE EXPENSES ACTUALLY INCURRED IN CONNECTION WITH THE DUTIES OF JUDICIAL OFFICE TO THE EXTENT PERMITTED BY §1-706; AND (2) ANY PENSION SUPPLEMENTATION EXPRESSLY PERMITTED BY PUBLIC GENERAL LAW. "SUPPLEMENTATION" EXCLUDES PAYMENT OF BENEFITS UNDER A LOCAL GROUP HEALTH OR HOSPITALIZATION PLAN IF A JUDGE IS ENTITLED TO THOSE BENEFITS BY LAW.

REVISOR'S NOTE: Sec. 1-705(a) is essentially the first sentence of Art. 26, §47(c), enacted by Ch. 343, Acts of 1972. Since a limited degree of pension supplementation is permitted (e.g. Art. 26, §48(h)) the second exception clause is required. The last