

Court judges in Baltimore City; providing that this Act does not affect incumbent judges; and generally relating to compensation for Orphans' Court judges in Baltimore City.

BY repealing and reenacting, with amendments,

Article - Estates and Trusts

Section 2-108(d)

Annotated Code of Maryland

(1991 Replacement Volume and 1993 Supplement)

SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That the Laws of Maryland read as follows:

**Article - Estates and Trusts**

2-108.

(d) (1) (i) Each associate judge of the Court of Baltimore City shall receive an annual compensation of ~~[\$30,000]~~ ~~\$65,000~~ \$45,000, and the Chief Judge shall receive an annual compensation of ~~[\$30,500]~~ ~~\$66,000~~ \$46,000.

(ii) Each associate judge who was in active service on or after January 1, 1981 shall be paid after the termination of active service, if he is then at least 60 years of age or when he shall attain 60 years of age, a pension or salary calculated at the rate of \$1,500 annually for each year, or a part of a year, of active service; but the maximum pension or salary for the service by an associate judge may not exceed \$15,000 annually. Each Chief Judge who was in active service on or after January 1, 1981, shall be paid, after the termination of active service, if he is then at least 60 years of age or when he shall attain 60 years of age, a pension or salary calculated at the rate of \$1,525 annually for each year, or a part of a year of active service, but the maximum pension or salary for the service by a Chief Judge may not exceed \$15,250 annually. The pension or salary shall be paid by the City of Baltimore in the same manner as the salaries of the judges of the Court for the City are paid.

(2) The surviving spouse of every elected judge of the Court of Baltimore City shall be paid one half of the pension to which his spouse was entitled at the time of his death, or would have become entitled to by reason of attaining 60 years of age. In each instance, the pension shall be paid to the spouse until remarriage or death. The provisions of this subsection shall not apply in the case of a spouse who was married to a sitting judge for a period of less than three years prior to his death, and to a retired judge for a period less than three years before his retirement.

SECTION 2. AND BE IT FURTHER ENACTED, That, pursuant to Article III, § 35 of the Constitution of Maryland, this Act may not be construed to extend or apply to the salary or compensation of the judges of the Orphans' Court for Baltimore City in office on the effective date of this Act, but the provisions of this Act concerning the salary or compensation of the judges of the Orphans' Court for Baltimore City shall take effect at the beginning of the next following term of office.