

(ii) The retirement allowance of the surviving spouse of the former judge is less than \$10,000.

REVISOR'S NOTE: This section formerly was Art. 73B, § 9-106.

Former § 9-106 is not retained in the Code because, as it related to the noncontributory plan of the Judges' Retirement System, it is apparently obsolete because there are no active members of the noncontributory plan. However, it is transferred to the Session Laws to avoid any inadvertent substantive effect that its repeal might have.

The only changes are in style.

SECTION 10. AND BE IT FURTHER ENACTED, That Section(s) 9-201 through 9-205, inclusive, of Article 73B - Pensions of the Annotated Code of Maryland be repealed and reenacted, with amendments, and transferred to the Session Laws, to read as follows:

LOCAL JUDICIAL PLANS

[9-201.] 1.

(a) Every judge of the Municipal Court of Baltimore City who is retired from active service or is in office on June 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-I(a) of the Constitution, may elect Plan A and thereby be paid, after the termination of the judge's active service, if the judge is then at least sixty years of age or when the judge 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 under this section to any one person shall not exceed the sum of twelve thousand dollars (\$12,000.00) per annum.

(b) Every judge described in subsection (a) of this section who does not 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 the judge's active service, if the judge is then at least sixty years of age or when the judge 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 the judge has served less than sixteen years as a judge of the Municipal Court of Baltimore City.

(b-1) The salaries authorized under this section shall not be supplemented in any manner whatsoever.

(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.