

(5) In no instance shall any retired member receive less than the benefits to which the member would be entitled under subsections (a) through (l) of this section.

(6) The allowance of a surviving beneficiary of a retired member shall, when and if payable, be adjusted by the same ratio as provided in this section.

(7) This section shall not apply to benefits payable under subsections (f) and (g) of this section.

REVISOR'S NOTE: This section formerly was Art. 73B, § 9-201.

Former § 9-201 is not retained in the Code because it is apparently obsolete. 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.

[9-202.] 2.

(a) Each judge of the People's Court of Anne Arundel County, 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, shall be paid after the termination of active service, if the judge is then at least sixty-five (65) years of age, or when the judge becomes sixty-five (65) years of age, a pension or salary calculated at the rate of five hundred dollars (\$500.00) per annum for each year, or any part thereof, of active service from appointment or election as a judge of the People's Court up to and including twenty (20) years of such active service, so that the maximum pension or salary for such service payable under this section to any one person shall not exceed the sum of ten thousand dollars (\$10,000.00) per annum. Provided that no judge eligible hereunder for a pension shall receive the pension as long as the former judge is engaged in the practice of law, but in the event the former judge should thereafter relinquish such practice and notify the County Executive of Anne Arundel County of such fact, then, from and after the date of such notification, the judge shall be entitled to all the benefits provided by this section.

(b) The surviving spouse of every such judge who dies in active service shall be paid two thirds of the pension to which the judge would have been entitled on the date of the judge's death if the judge had been eligible for retirement and had retired on the date irrespective of whether the judge shall have attained the age of sixty-five (65) at the time of the judge's death. The surviving spouse of every judge who dies after retiring shall be paid two thirds of the pension which the judge was receiving at the date of the judge's death. In order to be entitled to the pension provided by this section, a surviving spouse of a judge who dies during active service shall have been married to the judge for a period of not less than three years before retirement. A surviving spouse who is entitled to a pension under the provisions of this section shall be paid for the period of the surviving spouse's life unless the surviving spouse remarries, in which event the pension is to cease and terminate.

REVISOR'S NOTE: This section formerly was Art. 73B, § 9-202.

Former § 9-202 is not retained in the Code because it is apparently obsolete. However, it is transferred to the Session Laws to avoid any inadvertent substantive effect that its repeal might have.