

(b) The surviving spouse of every such judge who dies in active service shall be paid one half of the pension to which such judge would have been entitled if the judge had been eligible for retirement and had retired irrespective of whether the judge shall have attained the age of 65 at the date of death. The surviving spouse of every judge who dies after retiring shall be paid one half of the pension to which the former judge would be entitled if the former judge were living. In order to be entitled to the pension provided by this subsection, 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 prior to the judge's death, and, in the case of a death of a retired judge, not less than three years before retirement. A surviving spouse who is entitled to a pension under the provisions of this subsection 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. The provisions of this subsection shall apply to the surviving spouses who have not remarried and who are otherwise qualified as provided herein, of judges who died before June 1, 1957.

REVISOR'S NOTE: This section formerly was Art. 73B, § 9-203.

Former § 9-203 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.

[9-204.] 4.

(a) Each full-time judge of the People's Court for Prince George's 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 at least sixty-five 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, up to and including sixteen years of such active service, so that the maximum pension or salary for such service payable hereunder to any person shall not exceed the sum of eight thousand dollars (\$8,000.00) per annum. However, no person serving less than twelve months as a judge under this subsection shall receive a pension or salary, unless such person involuntarily be caused to resign or to retire therefrom because of sickness or physical incapacity or disability before the termination of the prescribed minimum period of service. Provided further, however, that any judge who has retired or who hereafter voluntarily retires from active service after reaching the age of sixty-five years and resumes the practice of law, shall not be entitled to the pension or salary provided by this subsection, or any portion thereof. In the event that a retired judge engaged in the practice of law should thereafter relinquish the practice and notify the County Executive of Prince George's 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 subsection. This subsection shall apply to all judges already retired from active service except as provided herein. Any former judge who accepts any salaried public office or position, municipal, county, State or federal, shall not be paid any pension or salary so long as the retired judge remains in office or position. In the event that a retired judge serving in any salaried public office or position as above enumerated should thereafter relinquish such office or position and notify the County Executive of Prince George's County of such fact, then, from and after the date of such notification, the judge shall be entitled to all the