

PERCENT. PAYMENT SHALL BE MADE IN A LUMP SUM PAYMENT. SERVICE FOR WHICH CREDIT IS PURCHASED UNDER THIS PLAN MAY NOT BE USED AS CREDIT FOR SERVICE IN ANOTHER RETIREMENT FUND OF THE STATE OR A POLITICAL SUBDIVISION. A JUDGE OTHERWISE ELIGIBLE WHO RETIRES AFTER JUNE 30, 1977, IS ELIGIBLE TO PURCHASE CREDIT UNDER THIS SUBSECTION. THE COST OF THE JUDGE'S RETIREMENT ALLOWANCE WILL BE FUNDED FROM THE FUNDING SOURCE AS PROVIDED IN § 9-316 OF THE LABOR AND EMPLOYMENT ARTICLE, FOR THOSE JUDGES INCLUDED UNDER THAT ARTICLE.

COMMITTEE NOTE: This section formerly appeared as Art. 73B, § 57.

Former § 57(b)(1)(ii) through (7) are deleted as redundant. See §§ 1-301 through 1-306 and 1-309(b) of this article for the applicable revised provisions.

Former § 57(c) through (g) are deleted as obsolete.

Throughout this section, the phrase "to the fund" is deleted as unnecessary.

In subsection (c) of this section, the term "accrued" is added for clarity. Also, the phrase "under this retirement system" is substituted for "pension purposes" for clarity.

In subsection (f) of this section, the term "the accumulated contributions" is added for clarity.

Former § 57(m) is deleted as redundant. See §§ 1-103 and 1-302 for the applicable revised provision.

In subsection (h)(1) of this section, the phrase "Except as provided in paragraph (2) of this subsection," is added to allow for the interpretation of the somewhat inconsistent provisions in former §§ 56(e) and 57(n). The limit on supplementation in former § 56(e) was added by Ch. 612 of the Acts of 1969 and modified by Ch. 483 of the Acts of 1974. The prohibition against any supplements in former § 57(n) was added by Ch. 483 of 1974. Paragraph (2) resolves the inconsistency in a manner consistent with the opinions held in 59 Op. Att'y Gen. (1974) and a Letter of Advice from Assistant Attorney General Carol S. Sugar to William H. Adkins, II, State Court Administrator, October 30, 1974.

The only other changes are stylistic.

9-106. THE NONCONTRIBUTORY PLAN.

(A) (1) EVERY JUDGE WHO IS NOT COVERED BY THE CONTRIBUTORY PLAN IS COVERED BY THE NONCONTRIBUTORY PLAN AND SHALL BE PAID, AFTER THE TERMINATION OF SERVICE, A PENSION CALCULATED AT THE RATE OF \$750 PER ANNUM FOR EACH YEAR, OR ANY