

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 BENEFITS AS PROVIDED BY THIS SUBSECTION. THE COUNTY COUNCIL OF PRINCE GEORGE'S COUNTY IS HEREBY EXPRESSLY AUTHORIZED TO LEVY FOR AND PAY PENSIONS AND SALARIES TO FORMER JUDGES OF THE PEOPLE'S COURT WHO SERVED ON THE COURT UPON THE TERMS AND FOR THE PERIODS AS HEREIN PROVIDED; AND ANY PROVISION HERETOFORE MADE IS HEREBY RATIFIED AND CONFIRMED.

(B) THE SURVIVING SPOUSE OF EVERY JUDGE WHO DIES IN ACTIVE SERVICE SHALL BE PAID ONE HALF OF THE PENSION TO WHICH SUCH 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 SAID DATE IRRESPECTIVE OF WHETHER THE JUDGE SHALL HAVE ATTAINED THE AGE OF SIXTY-FIVE AT THE DATE OF THE JUDGE'S DEATH. THE SURVIVING SPOUSE OF EVERY JUDGE WHO DIES AFTER RETIRING SHALL BE PAID ONE HALF 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 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, OR JUDGES WHO DIED BEFORE JANUARY 1, 1962.

COMMITTEE NOTE: This section formerly appeared as Art. 73B, § 63(c).

Former § 63(c)(3) was repealed as obsolete since former Art. 73B, § 62 was repealed by Ch. 483 of the Acts of 1974.

The only other changes are stylistic or technical.