
By: **Senator Exum**

Introduced and read first time: February 5, 1999

Assigned to: Budget and Taxation

A BILL ENTITLED

1 AN ACT concerning

2 **Orphans' Court Judges - Pension**

3 FOR the purpose of altering the formula by which the pension for certain Orphans'
4 Court judges is calculated.

5 BY repealing and reenacting, with amendments,

6 Article - Estates and Trusts

7 Section 2-108(y)

8 Annotated Code of Maryland

9 (1991 Replacement Volume and 1998 Supplement)

10 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
11 MARYLAND, That the Laws of Maryland read as follows:

12 **Article - Estates and Trusts**

13 2-108.

14 (y) (1) Except in Montgomery, Frederick, Carroll, Talbot, Caroline, Cecil,
15 Kent, Queen Anne's, Baltimore, Garrett, and Harford Counties and Baltimore City,
16 and except as provided in paragraphs (3) and (4) of this subsection, a county shall pay
17 a pension, in the same manner as salaries are paid during active service, to each
18 judge of the Orphans' Court who:

19 (i) Has terminated active service;

20 (ii) Has reached 60 years of age; and

21 (iii) Has completed at least two terms of office.

22 (2) The salary or pension shall be the greater of:

23 (i) \$1,200 annually; or

1 (ii) An annual amount calculated at the rate of 4 percent of the last
2 annual amount of compensation multiplied by the number of years or partial years of
3 service, not exceeding [12] 20 years.

4 (3) An Orphans' Court judge in Somerset and Worcester Counties is
5 eligible for a pension under this subsection only if he is in office on or before July 1,
6 1979.

7 (4) In Wicomico County, an Orphans' Court judge who has completed at
8 least 12 years in office is eligible for a pension under this subsection.

9 (5) The pension or salary may be suspended during any month the judge
10 is a full-time employee of any county or of this State.

11 (6) Notwithstanding any provision of this section an Orphans' Court
12 judge may not receive a pension under this section if he is receiving any other State
13 pension based on service as an Orphans' Court judge.

14 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
15 July 1, 1999.