
By: **Senator Exum**

Introduced and read first time: February 5, 1999

Assigned to: Budget and Taxation

Committee Report: Favorable with amendments

Senate action: Adopted

Read second time: March 29, 1999

CHAPTER _____

1 AN ACT concerning

2 **Orphans' Court Judges - Pension - Prince George's County**

3 FOR the purpose of altering the formula by which the pension for certain Prince

4 George's County Orphans' 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

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

2 (2) ~~The EXCEPT AS PROVIDED IN PARAGRAPH (5) OF THIS SUBSECTION,~~
3 THE salary or pension shall be the greater of:

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

5 (ii) An annual amount calculated at the rate of 4 percent of the last
6 annual amount of compensation multiplied by the number of years or partial years of
7 service, not exceeding ~~{12}~~ 20 years.

8 (3) An Orphans' Court judge in Somerset and Worcester Counties is
9 eligible for a pension under this subsection only if he is in office on or before July 1,
10 1979.

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

13 (5) IN PRINCE GEORGE'S COUNTY, THE SALARY OR PENSION TO EACH
14 ORPHANS' COURT JUDGE SHALL BE THE GREATER OF:

15 (I) \$1,200 ANNUALLY; OR

16 (II) AN ANNUAL AMOUNT CALCULATED AT THE RATE OF 4
17 PERCENT OF THE LAST ANNUAL AMOUNT OF COMPENSATION MULTIPLIED BY THE
18 NUMBER OF YEARS OR PARTIAL YEARS OF SERVICE, NOT EXCEEDING 20 YEARS.

19 (5) (6) The pension or salary may be suspended during any month the
20 judge is a full-time employee of any county or of this State.

21 (6) (7) Notwithstanding any provision of this section an Orphans'
22 Court judge may not receive a pension under this section if he is receiving any other
23 State pension based on service as an Orphans' Court judge.

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