

HOUSE BILL 1357

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K4

2001 Regular Session
(11r2831)

ENROLLED BILL
-- Appropriations/Judicial Proceedings --

Introduced by **Delegates Montague, Dobson, and Doory**

Read and Examined by Proofreaders:

Proofreader.

Proofreader.

Sealed with the Great Seal and presented to the Governor, for his approval this
____ day of _____ at _____ o'clock, ____ M.

Speaker.

CHAPTER _____

1 AN ACT concerning

2 **Baltimore City - Orphans' Court Judges - Pensions**

3 FOR the purpose of altering the ~~calculation of the pensions for the associate judges~~
4 ~~and the Chief Judge of the Orphans' Court for Baltimore City; altering the~~
5 ~~maximum pensions that may be paid; providing for the construction of this Act~~
6 *annual pension or salary for certain retired judges of the Orphans' Court for*
7 *Baltimore City*; and generally relating to pensions for the associate judges and
8 the Chief Judge of the Orphans' Court for Baltimore City.

9 BY repealing and reenacting, with amendments,
10 Article - Estates and Trusts
11 Section 2-108(d)
12 Annotated Code of Maryland
13 (1991 Replacement Volume and 2000 Supplement)

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

1

Article - Estates and Trusts

2 2-108.

3 (d) (1) (i) Each associate judge of the Court of Baltimore City shall receive
 4 an annual compensation of \$50,000, and the Chief Judge shall receive an annual
 5 compensation of \$60,000.

6 (ii) Each associate judge who was in active service on or after
 7 January 1, ~~1981~~ 1984 shall be paid after the termination of active service, if he is then
 8 at least 60 years of age or when he shall attain 60 years of age, a pension or salary
 9 calculated at the rate of ~~\$1,500~~ \$2,500 annually for each year, or a part of a year, of
 10 active service ~~ON OR BEFORE DECEMBER 31, 1984 AND \$2,500 ANNUALLY FOR EACH~~
 11 ~~YEAR, OR PART OF A YEAR, OF ACTIVE SERVICE ON OR AFTER JANUARY 1, 1984;~~ but
 12 the maximum pension or salary for the service by an associate judge may not exceed
 13 [\$15,000] \$25,000 annually.

14 (III) Each Chief Judge who was in active service on or after January
 15 1, ~~1981~~ 1984, shall be paid, after the termination of active service, if he is then at
 16 least 60 years of age or when he shall attain 60 years of age, a pension or salary
 17 calculated at the rate of ~~\$1,525~~ \$3,000 annually for each year, or a part of a year of
 18 active service ~~[.] ON OR BEFORE DECEMBER 31, 1984 AND \$3,000 ANNUALLY FOR~~
 19 ~~EACH YEAR, OR PART OF A YEAR, OF ACTIVE SERVICE ON OR AFTER JANUARY 1, 1984;~~
 20 but the maximum pension or salary for the service by a Chief Judge may not exceed
 21 [\$15,250] \$30,000 annually. The pension or salary shall be paid by the City of
 22 Baltimore in the same manner as the salaries of the judges of the Court for the City
 23 are paid.

24 (2) The surviving spouse of every elected judge of the Court of Baltimore
 25 City shall be paid one half of the pension to which his spouse was entitled at the time
 26 of his death, or would have become entitled to by reason of attaining 60 years of age.
 27 In each instance, the pension shall be paid to the spouse until remarriage or death.
 28 The provisions of this subsection shall not apply in the case of a spouse who was
 29 married to a sitting judge for a period of less than three years prior to his death, and
 30 to a retired judge for a period less than three years before his retirement.

31 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall be
 32 ~~construed only prospectively and may not be applied or interpreted to have any effect~~
 33 ~~on or application to any pension payable to an associate judge or the Chief Judge of~~
 34 ~~the Orphans' Court of Baltimore City before the effective date of this Act.~~

35 SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take effect
 36 ~~July~~ October 1, 2001.

