
By: **Delegates Montague, Doory, and Dobson**
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Committee Report: Favorable
House action: Adopted
Read second time: March 22, 2002

CHAPTER _____

1 AN ACT concerning

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

3 FOR the purpose of altering the salary of the Chief Judge and associate judges of the
4 Orphans' Court for Baltimore City; providing that this Act does not apply to the
5 salary or compensation of the incumbent Chief Judge and associate judges of the
6 Orphans' Court for Baltimore City; and generally relating to the salary of
7 certain judges of the Orphans' Court for Baltimore City.

8 BY repealing and reenacting, with amendments,
9 Article - Estates and Trusts
10 Section 2-108(d)
11 Annotated Code of Maryland
12 (2001 Replacement Volume and 2001 Supplement)

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

15 **Article - Estates and Trusts**

16 2-108.

17 (d) (1) (i) Each associate judge of the Court of Baltimore City shall receive
18 an annual compensation of [\$50,000] \$55,000, and the Chief Judge shall receive an
19 annual compensation of [\$60,000] \$65,000.

20 (ii) Each associate judge who was in active service on or after
21 January 1, 1984 shall be paid after the termination of active service, if he is then at

1 least 60 years of age or when he shall attain 60 years of age, a pension or salary
2 calculated at the rate of \$2,500 annually for each year, or a part of a year, of active
3 service; but the maximum pension or salary for the service by an associate judge may
4 not exceed \$25,000 annually.

5 (iii) Each Chief Judge who was in active service on or after January
6 1, 1984, shall be paid, after the termination of active service, if he is then at least 60
7 years of age or when he shall attain 60 years of age, a pension or salary calculated at
8 the rate of \$3,000 annually for each year, or a part of a year of active service; but the
9 maximum pension or salary for the service by a Chief Judge may not exceed \$30,000
10 annually. The pension or salary shall be paid by the City of Baltimore in the same
11 manner as the salaries of the judges of the Court for the City are paid.

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

19 SECTION 2. AND BE IT FURTHER ENACTED, That, pursuant to Article III,
20 Section 35 of the Constitution of Maryland, this Act may not be construed to extend or
21 apply to the salary or compensation of the Chief Judge and associate judges of the
22 Orphans' Court for Baltimore City in office on the effective date of this Act, but the
23 provisions of this Act concerning the salary or compensation of the Chief Judge and
24 associate judges of the Orphans' Court for Baltimore City shall take effect at the
25 beginning of the next following term of office.

26 SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take effect
27 October 1, 2002.