

CHAPTER 174

(House Bill 204)

AN ACT to repeal and re-enact, with amendments, Sections 108 (15) (a) and 108 (15) (b) of Article 52 of the Annotated Code of Maryland (1957 Edition), title "Justices of the Peace", sub-title "Trial Magistrates System", increasing the compensation of and modifying the pension provisions for the chief judge and the associate judges of the People's Court of Montgomery County.

SECTION 1. *Be it enacted by the General Assembly of Maryland,* That Sections 108 (15) (a) and 108 (15) (b) of Article 52 of the Annotated Code of Maryland (1957 Edition), title "Justices of the Peace", sub-title "Trial Magistrates System", be and the same are hereby repealed and re-enacted, with amendments, to read as follows:

108.

(15) (a) There shall be three full-time judges of the People's Court of Montgomery County. The chief judge of said court shall receive A SALARY OF ~~[\$13,500]~~ *\$15,500* PER YEAR AND EACH OF THE TWO ASSOCIATE JUDGES THEREOF SHALL RECEIVE a salary of ~~[\$13,000]~~ *\$15,000* per year.

(b) Every full-time judge of the People's Court for Montgomery County shall be paid, after the termination of active service, if he is then at least sixty-five years of age, or when he becomes sixty-five years of age, a pension or salary calculated at the rate of four hundred dollars (\$400.00) per annum for each year, or any part thereof, of active service, up to and including ~~[twelve]~~ *sixteen* years of such active service, so that the maximum pension or salary for such service payable hereunder to any one person shall not exceed the sum of ~~[four thousand eight hundred dollars (\$4,800.00)]~~ *six thousand four hundred dollars (\$6,400.00)* per annum, provided, however, that no person serving less than twelve months as a judge under this subsection shall receive a pension or salary, unless such person involuntarily be caused to resign or to retire therefrom because of sickness or physical incapacity or disability before the termination of the prescribed minimum period of service. Provided further, however, that any such judge who has retired or who hereafter voluntarily retires from active service after reaching the age of sixty-five years and resumes the practice of law, shall not be entitled to the pension or salary provided by this subsection, or any portion thereof. In the event that a retired judge engaged in the practice of law should thereafter relinquish such practice and notify the county council and the director of finance of Montgomery County of such fact, then, from and after the date of such notification the judge shall be 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

EXPLANATION: *Italics indicate new matter added to existing law.*

[Brackets] indicate matter stricken from existing law.

CAPITALS indicate amendments to bill.

~~Strike out~~ indicates matter stricken out of bill.