

(L) "SYSTEM" MEANS THE EMPLOYEES' RETIREMENT SYSTEM OF THE STATE OF MARYLAND, CREATED BY THIS ARTICLE.

(M) "TERMINATION OF SERVICE" MEANS THE PERMANENT CESSATION OF ACTIVE JUDICIAL SERVICE BY A JUDGE, AND TAKES PLACE WHEN:

(1) HE RETIRES AT THE AGE OF 70 YEARS AS REQUIRED BY ARTICLE IV, §3, OF THE CONSTITUTION; OR

(2) HE VOLUNTARILY RETIRES AFTER REACHING THE AGE OF 60 YEARS AND BEFORE REACHING THE AGE OF 70 YEARS; OR

(3) HE RESIGNS BECAUSE OF DISABILITY BEFORE REACHING THE AGE OF 60 YEARS; OR

(4) HE IS RETIRED BY ORDER OF THE COURT OF APPEALS; OR

(5) HE RESIGNS AT ANY TIME FOR ANY OTHER REASON, OR WITHOUT STATING A REASON; OR

(6) HE DIES WHILE IN OFFICE; OR

(7) HE SERVED UNDER AN APPOINTMENT WHICH REQUIRED LATER ELECTION OR CONFIRMATION, AND WAS NOT ELECTED OR CONFIRMED AT OR WITHIN THE TIME PROVIDED FOR ELECTION OR CONFIRMATION; OR

(8) HE SERVED A TERM WHICH HAS EXPIRED, AND HE WAS NOT REAPPOINTED; OR

(9) HIS OFFICE IS ABOLISHED.

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(A) A JUDGE, AFTER TERMINATION OF HIS SERVICE, SHALL BE PAID THE PENSION PROVIDED IN THE CONTRIBUTORY PLAN OR THE NONCONTRIBUTORY PLAN, UNTIL HIS DEATH.

(B) IF A JUDGE HAS REACHED THE AGE OF 60 YEARS AT THE TIME OF TERMINATION OF HIS SERVICE, OR IF HE RESIGNED BECAUSE OF DISABILITY, OR IF HE WAS RETIRED BY ORDER OF THE COURT OF APPEALS, OR IF HE HAS DIED, THE PENSION SHALL BEGIN IMMEDIATELY; OTHERWISE IT SHALL BE DEFERRED UNTIL THE FORMER JUDGE REACHES THE AGE OF 60 YEARS. RESIGNATION BECAUSE OF DISABILITY BECOMES EFFECTIVE UPON FAVORABLE RECOMMENDATION OF THE MEDICAL BOARD.

(C) A JUDGE WHO RETIRES AND ACCEPTS THE PENSION PROVIDED BY THIS SUBTITLE MAY NOT [(DURING THE PERIOD OF