

HOUSE BILL 1004

N2

4lr2187

By: **Delegate Waldstreicher**

Introduced and read first time: February 6, 2014

Assigned to: Judiciary

Committee Report: Favorable

House action: Adopted

Read second time: March 4, 2014

CHAPTER _____

1 AN ACT concerning

2 **Estates and Trusts – Modified Administration – Objection**

3 FOR the purpose of clarifying that a modified administration of an estate shall be
4 revoked by an interested person filing a written objection to modified
5 administration; and generally relating to revocation of a modified
6 administration of an estate.

7 BY repealing and reenacting, with amendments,
8 Article – Estates and Trusts
9 Section 5–708(a)
10 Annotated Code of Maryland
11 (2011 Replacement Volume and 2013 Supplement)

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

14 **Article – Estates and Trusts**

15 5–708.

16 (a) A modified administration shall be revoked by the:

17 (1) Filing of a timely request for judicial probate;

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.

Underlining indicates amendments to bill.

~~Strike out~~ indicates matter stricken from the bill by amendment or deleted from the law by amendment.



1 (2) Filing of a written objection **TO MODIFIED ADMINISTRATION** by
2 an interested person;

3 (3) Filing of a withdrawal of the election for modified administration
4 by a personal representative;

5 (4) Orphans' Court, on its own initiative, or for good cause shown by
6 an interested person or by the register of wills;

7 (5) Failure to timely file the final report under modified
8 administration and make timely distribution; or

9 (6) Failure by the personal representative to comply with any
10 provision of this subtitle.

11 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
12 October 1, 2014.

Approved:

Governor.

Speaker of the House of Delegates.

President of the Senate.