

# HOUSE BILL 1004

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4lr2187

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By: **Delegate Waldstreicher**

Introduced and read first time: February 6, 2014

Assigned to: Judiciary

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Committee Report: Favorable

House action: Adopted

Read second time: March 4, 2014

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CHAPTER \_\_\_\_\_

AN ACT concerning

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

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

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

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

### **Article – Estates and Trusts**

5–708.

- (a) A modified administration shall be revoked by the:
  - (1) Filing of a timely request for judicial probate;

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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.



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

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

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

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

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

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

Approved:

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Governor.

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Speaker of the House of Delegates.

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President of the Senate.