

SENATE BILL 698

N1, N2

11r2659
CF HB 938

By: **Senator Eckardt**

Introduced and read first time: February 3, 2021

Assigned to: Judicial Proceedings

Committee Report: Favorable with amendments

Senate action: Adopted

Read second time: February 27, 2021

CHAPTER _____

1 AN ACT concerning

2 **Real Property Transfer–on–Death Deed Task Force**

3 FOR the purpose of establishing the Real Property Transfer–on–Death Deed Task Force;
4 providing for the composition, chair, and staffing of the Task Force; prohibiting a
5 member of the Task Force from receiving certain compensation, but authorizing the
6 reimbursement of certain expenses; requiring the Task Force to study and make
7 recommendations regarding certain matters; requiring the Task Force to report its
8 findings and recommendations to the Governor and the General Assembly on or
9 before a certain date; providing for the termination of this Act; and generally relating
10 to the Real Property Transfer–on–Death Deed Task Force.

11 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND,
12 That:

13 (a) There is a Real Property Transfer–on–Death Deed Task Force.

14 (b) The Task Force consists of the following members:

15 (1) one member of the Senate of Maryland, appointed by the President of
16 the Senate;

17 (2) one member of the House of Delegates, appointed by the Speaker of the
18 House;

19 (3) the Attorney General, or the Attorney General’s designee;

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 (4) the Secretary of State, or the Secretary's designee;

2 (5) the Secretary of Housing and Community Development, or the
3 Secretary's designee;

4 (6) the Commissioner of Financial Regulation, or the Commissioner's
5 designee;

6 ~~(6)~~ (7) the following members appointed by the Governor;

7 (i) one representative of the AARP;

8 (ii) one representative of a homeless advocacy organization;

9 (iii) one representative of an organization combatting elder abuse;

10 (iv) one representative of the ARC;

11 (v) one representative of the Maryland Volunteer Lawyers Service;

12 (vi) one representative of the Maryland Association of Counties;

13 (vii) one representative of the Maryland Municipal League; ~~and~~

14 (viii) one representative of the Maryland Land Title Association; and

15 (ix) one representative of the credit union industry; and

16 ~~(7)~~ (8) the following members of the Maryland State Bar Association,
17 designated by the President of the MSBA:

18 (i) one representative of the Estates and Trusts Section;

19 (ii) one representative of the Elder Law Section; and

20 (iii) one representative of the Real Property Section.

21 (c) The Attorney General or the Attorney General's designee shall serve as the
22 chair of the Task Force.

23 (d) The Office of the Attorney General shall provide staff for the Task Force.

24 (e) A member of the Task Force:

25 (1) may not receive compensation as a member of the Task Force; but

1 (2) is entitled to reimbursement for expenses under the Standard State
2 Travel Regulations, as provided in the State budget.

3 (f) The Task Force shall:

4 (1) study other jurisdictions that have implemented the use of a
5 transfer-on-death deed for real property and consult with relevant experts to evaluate the
6 potential benefits and negative implications of such an instrument as a means of property
7 transfer in the State; and

8 (2) make recommendations regarding the implementation of a
9 transfer-on-death deed in the State.

10 (g) On or before December 1, 2022, the Task Force shall report its findings and
11 recommendations to the Governor and, in accordance with § 2-1257 of the State
12 Government Article, the General Assembly.

13 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July
14 1, 2021. It shall remain effective for a period of 2 years and, at the end of June 30, 2023,
15 this Act, with no further action required by the General Assembly, shall be abrogated and
16 of no further force and effect.

Approved:

Governor.

President of the Senate.

Speaker of the House of Delegates.