
By: Delegates Vallario and Valderrama

Introduced and read first time: February 12, 1996

Assigned to: Judiciary

A BILL ENTITLED

1 AN ACT concerning

2 **Estates and Trusts - First Notices - Ordinary Mail**

3 FOR the purpose of repealing the requirement that certain first notices be deposited as
4 restricted delivery mail; establishing that certain first notices are sufficient if
5 deposited as ordinary mail; authorizing the orphans' court to require or a personal
6 representative to elect to have certain first notices delivered by restricted delivery
7 mail at the expense of the estate; and generally relating to required notices under
8 the Estates and Trusts Article.

9 BY repealing and reenacting, with amendments,
10 Article - Estates and Trusts
11 Section 1-103(a)
12 Annotated Code of Maryland
13 (1991 Replacement Volume and 1995 Supplement)

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

16 **Article - Estates and Trusts**

17 1-103.

18 (a) Unless personal service or some other method of notice is expressly required
19 in this article or by the Maryland Rules, the first notice required [or permitted] to be
20 given a person is sufficient if deposited as [restricted delivery mail] ORDINARY MAIL,
21 postage prepaid, [return receipt requested,] addressed to the addressee at the address
22 last known to the SENDER [sender, with delivery restricted to the addressee]. AT THE
23 EXPENSE OF THE ESTATE, THE ORPHANS' COURT MAY REQUIRE OR THE PERSONAL
24 REPRESENTATIVE MAY ELECT TO HAVE THE FIRST NOTICE GIVEN BY RESTRICTED
25 DELIVERY MAIL, POSTAGE PREPAID, RETURN RECEIPT REQUESTED, ADDRESSED TO
26 THE ADDRESSEE AT THE ADDRESS LAST KNOWN TO THE SENDER, WITH DELIVERY
27 RESTRICTED TO THE ADDRESSEE.

28 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
29 July 1, 1996.