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BY: Judicial Proceedings Committee

AMENDMENTS TO SENATE BILL NO. 510

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “Senator Baker” and substitute “Senators Baker, Frosh, Kelley, Green, Stone, Jimeno, Hughes, Haines, Forehand, Colburn, Ferguson, and Middlebrooks”.

AMENDMENT NO. 2

On page 1, in line 10, after “revocation;” insert “requiring a final report under modified administration to include certain information;”; in line 13, after “administration;” insert “providing for a certain period of limitations for certain claims or demands under certain circumstances;”; in line 19, after “2-206” insert “and 10-103(a)”; and in line 24, strike “5-709” and substitute “5-710”.

AMENDMENT NO. 3

On page 4, in line 28, strike “LEGATEES AND HEIRS OF THE” and substitute “RESIDUARY LEGATEES OF A TESTATE DECEDENT AND THE HEIRS AT LAW OF AN INTESTATE”.

On page 5, in line 5, strike “LEGATEES AND HEIRS OF THE” and substitute “RESIDUARY LEGATEES OF A TESTATE DECEDENT AND THE HEIRS AT LAW OF AN INTESTATE”.

AMENDMENT NO. 4

On page 6, after line 20, insert:

“5-707.

A FINAL REPORT UNDER MODIFIED ADMINISTRATION SHALL INCLUDE:

(1) A STATEMENT REPRESENTING THE CONTINUED QUALIFICATION

(Over)

FOR MODIFIED ADMINISTRATION;

(2) AN ITEMIZED SCHEDULE OF THE DECEDENT'S PROPERTY AND THE BASIS OF ITS VALUATION;

(3) AN ITEMIZED SCHEDULE OF LIENS, DEBTS, TAXES, AND FUNERAL EXPENSES OF THE DECEDENT AND ADMINISTRATION EXPENSES OF THE ESTATE;
AND

(4) SCHEDULES SETTING FORTH DISTRIBUTIVE SHARES OF THE ESTATE AND THE APPLICABLE INHERITANCE TAX."; in line 21, strike "5-707." and substitute "5-708.".

On page 7, in lines 8 and 13, strike "5-708." and "5-709.", respectively, and substitute "5-709." and "5-710.", respectively.

AMENDMENT NO. 5

On page 7, after line 16, insert:

"10-103.

(a) (1) If no action or proceeding involving the personal representative is pending one year after the close of the estate pursuant to § 5-709 OF THIS ARTICLE OR § 10-101 OF THIS SUBTITLE, the personal representative shall be discharged from any claim or demand of any interested person.

(2) The rights so barred do not include rights to recover from a personal representative for fraud, material mistake, or substantial irregularity."