

---

By: **Delegates Vallario and Conroy**  
Introduced and read first time: January 28, 1998  
Assigned to: Judiciary

---

A BILL ENTITLED

1 AN ACT concerning

2 **Civil Actions - Amendment to Ad Damnum - Case Transferred to Circuit**  
3 **Court**

4 FOR the purpose of providing that a party has a right to amend the ad damnum  
5 clause of the party's complaint in a civil action under certain circumstances if  
6 the case is transferred from the District Court to a circuit court; providing for  
7 certain procedures; providing for the application of this Act; and generally  
8 relating to the amendment of the ad damnum clause of a party's complaint  
9 under certain circumstances.

10 BY adding to  
11 Article - Courts and Judicial Proceedings  
12 Section 6-410  
13 Annotated Code of Maryland  
14 (1995 Replacement Volume and 1997 Supplement)

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

17 **Article - Courts and Judicial Proceedings**

18 6-410.

19 (A) THIS SECTION APPLIES ONLY TO A CIVIL CASE THAT IS ORIGINALLY FILED  
20 IN THE DISTRICT COURT AND TRANSFERRED TO A CIRCUIT COURT.

21 (B) SUBJECT TO THE PROVISIONS OF THIS SECTION, AT ANY TIME BEFORE 60  
22 DAYS OF A SCHEDULED TRIAL DATE IN A CIRCUIT COURT, A PARTY SHALL HAVE THE  
23 RIGHT TO AMEND THE AD DAMNUM CLAUSE OF THE PARTY'S COMPLAINT.

24 (C) A PARTY WHO INTENDS TO AMEND THE AD DAMNUM CLAUSE OF THE  
25 PARTY'S COMPLAINT SHALL FILE THE AMENDMENT WITH THE CLERK OF THE COURT  
26 AND SERVE THE AMENDMENT ON ALL OTHER PARTIES AS PROVIDED UNDER  
27 MARYLAND RULE 1-321.

1 (D) THE PROVISIONS OF THIS SECTION ARE IN ADDITION TO THE PROVISIONS  
2 OF THE MARYLAND RULES RELATING TO AMENDMENTS OF PLEADINGS.

3 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall be  
4 construed only prospectively and may not be applied or interpreted to have any effect  
5 on or application to any case transferred to a circuit court from the District Court  
6 before the effective date of this Act.

7 SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take effect  
8 October 1, 1998.