

BY: Conference Committee

AMENDMENTS TO HOUSE BILL NO. 154
(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, before “Failure” insert “Abandonment or”; in the same line, strike “Pay Child”; in lines 2 and 3, strike “or Abandonment of”; in line 6, strike “pay child” and substitute “contribute to the”; in the same line, strike the first “for” and substitute “of”; in the same line, strike “in violation of a court order”; in line 7, after “time;” insert “establishing that a parent shall be deemed to have abandoned a minor child under certain circumstances; clarifying that the distribution of a decedent’s estate to the surviving parent or parents is subject to certain provisions of law; clarifying that a surviving parent of a decedent is ineligible to be granted letters of administration or to be appointed as successor personal representative or a special administrator under certain circumstances;”; in line 11, strike “and (b)”; and after line 13, insert:

“BY repealing and reenacting, with amendments,

Article - Estates and Trusts

Section 3-104(b) and 5-104

Annotated Code of Maryland

(1991 Replacement Volume and 2000 Supplement)”.

AMENDMENT NO. 2

On page 2, in line 10, strike “It” and substitute “SUBJECT TO §§ 3-111 AND 3-112 OF THIS SUBTITLE, IT”; and after line 25, insert:

“5-104.

In granting letters in administrative or judicial probate, or in appointing a successor personal representative, or a special administrator as provided in Subtitle 4 of Title 6, the court and register shall observe the following order of priority, with any person in any one of the following paragraphs considered as a class:

(Over)

- (1) The personal representatives named in a will admitted to probate;
- (2) The surviving spouse and children of an intestate decedent, or the surviving spouse of a testate decedent;
- (3) The residuary legatees;
- (4) The children of a testate decedent who are entitled to share in the estate;
- (5) The grandchildren of the decedent who are entitled to share in the estate;
- (6) [The] SUBJECT TO §§ 3-111 AND 3-112 OF THIS ARTICLE, THE parents of the decedent who are entitled to share in the estate;
- (7) The brothers and sisters of the decedent who are entitled to share in the estate;
- (8) Other relations of the decedent who apply for administration;
- (9) The largest creditor of the decedent who applies for administration;
- (10) Any other person having a pecuniary interest in the proper administration of the estate of THE decedent who applies for administration; or
- (11) Any other person.”.

AMENDMENT NO. 3

On page 2, in line 18, strike “PAY ANY CHILD” and substitute “CONTRIBUTE TO THE”; in the same line, strike “FOR” and substitute “OF”; in lines 18 and 19, strike “IN VIOLATION OF A COURT ORDER”; in line 20, after “CHILD” insert “OR FOR THE LIFE OF THE CHILD, WHICHEVER IS LESS”; and in line 22, strike “THAT” and substitute “THE”.