

# SENATE BILL 434

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71r2075

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By: **Senator Frosh**

Introduced and read first time: February 2, 2007

Assigned to: Judicial Proceedings

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Committee Report: Favorable

Senate action: Adopted

Read second time: March 14, 2007

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## CHAPTER \_\_\_\_\_

1 AN ACT concerning

2 **Estates and Trusts – Disclaimers**

3 FOR the purpose of establishing that creditors of a disclaimant have no interest in  
4 property disclaimed under the Maryland Uniform Disclaimer of Property  
5 Interests Act; altering a provision providing for the validity of a disclaimer that  
6 is not filed, recorded, or registered; and generally relating to the Maryland  
7 Uniform Disclaimer of Property Interests Act.

8 BY repealing and reenacting, with amendments,  
9 Article – Estates and Trusts  
10 Section 9–202(f) and 9–212(b)  
11 Annotated Code of Maryland  
12 (2001 Replacement Volume and 2006 Supplement)

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

15 **Article – Estates and Trusts**

16 9–202.

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**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 (f) (1) A disclaimer made under this subtitle is not a transfer,  
2 assignment, or release.

3 (2) CREDITORS OF THE DISCLAIMANT HAVE NO INTEREST IN THE  
4 PROPERTY DISCLAIMED.

5 9-212.

6 (b) Failure to file, record, or register the disclaimer does not affect its  
7 validity [as between the disclaimant and the persons to whom the property interest or  
8 power passes by reason of the disclaimer].

9 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
10 October 1, 2007.

Approved:

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Governor.

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President of the Senate.

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Speaker of the House of Delegates.