

# HOUSE BILL 399

N2

9lr1953

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By: **Delegate Rosenberg**

Introduced and read first time: February 2, 2009

Assigned to: Judiciary

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## A BILL ENTITLED

1 AN ACT concerning

2 **Orphans' Court – Jurisdictional Limit – Questions of Title to Personal**  
3 **Property**

4 FOR the purpose of increasing the limit on the amount involved for jurisdiction of an  
5 orphans' court in the determination of questions of title to personal property;  
6 and generally relating to the jurisdiction of an orphans' court under certain  
7 circumstances.

8 BY repealing and reenacting, with amendments,  
9 Article – Estates and Trusts  
10 Section 1–301  
11 Annotated Code of Maryland  
12 (2001 Replacement Volume and 2008 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 1–301.

17 (a) All property of a decedent shall be subject to the estates of decedents law,  
18 and upon the person's death shall pass directly to the personal representative, who  
19 shall hold the legal title for administration and distribution, without any distinction,  
20 preference, or priority as between real and personal property.

21 (b) The court may determine questions of title to personal property not  
22 exceeding ~~[\$20,000]~~ **\$50,000** in value for the purpose of determining what personal  
23 property is properly includable in an estate that is the subject of a proceeding before  
24 the court.

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EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1           SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
2   October 1, 2009.