

## CHAPTER 514

(Senate Bill 153)

AN ACT concerning

### **Estates and Trusts – Jurisdiction of Orphans’ Court – Determination of Title to Personal Property**

FOR the purpose of altering the maximum value of personal property for which an orphans’ court is authorized to determine questions of title for a certain purpose; providing for the application of this Act; and generally relating to the estates of decedents.

BY repealing and reenacting, with amendments,  
Article – Estates and Trusts  
Section 1–301  
Annotated Code of Maryland  
(2001 Replacement Volume and 2008 Supplement)

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

#### **Article – Estates and Trusts**

1–301.

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

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

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall be construed to apply only prospectively and may not be applied or interpreted to have any effect on or application to any probate proceeding commenced before the effective date of this Act.

SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take effect October 1, 2009.

Ch. 514

MARTIN O'MALLEY, Governor

**Approved by the Governor, May 19, 2009.**