

HOUSE BILL 1183

D4

6lr2730

By: **Delegates Angel, Atterbeary, Carter, Kelly, Morales, Pena–Melnik, Proctor, Rosenberg, Sanchez, Sydnor, Tarlau, and Walker**

Introduced and read first time: February 12, 2016

Assigned to: Judiciary

Committee Report: Favorable with amendments

House action: Adopted

Read second time: March 17, 2016

CHAPTER _____

1 AN ACT concerning

2 **Family Law – Divorce – Restoration of Former Name**

3 FOR the purpose of authorizing the court, on motion of a party ~~at any~~ filed within a certain
4 period of time after a final decree of absolute divorce is entered, to change the name
5 of the requesting party to a certain former name under certain circumstances;
6 specifying that certain provisions of law relating to a change of name do not apply to
7 a change of name in connection with a decree of absolute divorce; and generally
8 relating to divorce and the restoration of a former name.

9 BY repealing and reenacting, with amendments,
10 Article – Family Law
11 Section 7–105
12 Annotated Code of Maryland
13 (2012 Replacement Volume and 2015 Supplement)

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

16 **Article – Family Law**

17 7–105.

18 (A) In granting a decree of absolute divorce **OR ON MOTION OF A PARTY ~~AT ANY~~**
19 **~~TIME~~ FILED WITHIN 18 MONTHS AFTER A FINAL DECREE OF ABSOLUTE DIVORCE IS**

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 **ENTERED**, the court shall change the name of ~~a~~ **THE REQUESTING** party to either the
2 name given the party at birth or any other former name the party wishes to use if:

3 (1) the party took a new name on marriage and no longer wishes to use it;

4 (2) the party asks for the change of name; and

5 (3) the purpose of the party is not illegal, fraudulent, or immoral.

6 **(B) THE PROVISIONS OF MARYLAND RULE 15-901 RELATING TO AN ACTION**
7 **FOR A CHANGE OF NAME DO NOT APPLY TO A CHANGE OF NAME UNDER THIS**
8 **SECTION.**

9 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
10 October 1, 2016.

Approved:

Governor.

Speaker of the House of Delegates.

President of the Senate.