

# SENATE BILL 694

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2lr3164  
CF 2lr3163

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By: Senator West

Introduced and read first time: February 4, 2022

Assigned to: Judicial Proceedings

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## A BILL ENTITLED

1 AN ACT concerning

2 **Estates and Trusts – Guardianship of the Property of Disabled Persons**  
3 **– Court-Appointed Attorneys**

4 FOR the purpose of requiring the State to pay reasonable attorney's fees incurred in  
5 representing an alleged disabled person who is indigent in a petition for the  
6 appointment of a guardian of the property of the person; requiring the court, under  
7 certain circumstances, to appoint an attorney for the alleged disabled person who  
8 has contracted with the Department of Human Services; and generally relating to  
9 guardianship of the property of disabled persons.

10 BY repealing and reenacting, with amendments,  
11 Article – Estates and Trusts  
12 Section 13–211  
13 Annotated Code of Maryland  
14 (2017 Replacement Volume and 2021 Supplement)

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

17 **Article – Estates and Trusts**

18 13–211.

19 (a) (1) There shall be no jury trial in protective proceedings.

20 (2) Procedures for notice to interested persons, the forms of petitions, and  
21 the conduct of and requirements at hearings are as provided in the Maryland Rules.

22 (b) (1) Unless the alleged disabled person has chosen counsel, the court shall  
23 appoint an attorney to represent the alleged disabled person in the proceeding.

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EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



17 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
18 October 1, 2022.