SECTION 1. *Be it enacted by the General Assembly of Maryland,* That Section 138 of Article 16 of the Annotated Code of Maryland (1951 Edition), title "Chancery," subtitle "Non Compos Mentis," be and it is hereby repealed and re-enacted, with amendments, to read as follows:

138. *(a).* When property is held as tenants by the entireties and either spouse shall be adjudicated a lunatic and shall have a Guardian, Committee or Trustee appointed for his or her estate, the Court which may have appointed such Guardian, Committee or Trustee shall have power, either upon the petition of such Guardian, Committee or Trustee, or the other spouse, or both, to order a sale of the property held as tenants by the entireties, and the Court may order such division of the proceeds of such sale between such Guardian, Committee or Trustee and the other spouse as the Court may find proper.

(b). When title to real property is held in the name of one competent married person alone and either his or her spouse shall be adjudicated a lunatic and shall have a Guardian, Committee or Trustee appointed for his or her estate, the Court which may have appointed such Guardian, Committee or Trustee shall have power, upon the petition of such competent person in whose name the real property is titled, to order a sale or mortgage of such real property and to release the dower rights of the spouse who has been adjudicated a lunatic, and the Court may order such division of the proceeds of such sale or mortgage between such Guardian, Committee or Trustee and the other spouse as the Court may find proper.

SEC. 2. *And be it further enacted,* That this Act shall take effect June 1, 1953.

Approved February 25, 1953.

CHAPTER 8

(House Bill 38)

AN ACT to repeal Sections 640 to 661A, inclusive, of Article 1 of the Code of Public Local Laws of Maryland

EXPLANATION: *Italics indicate new matter added to existing law.*
[Brackets] indicate matter stricken from existing law
CAPITALS indicate amendments to bill.
~~Strike out~~ indicates matter stricken out of bill.