

5-104.

(b) Letters shall not be granted to a person who, at the time any determination of priority is made, has filed with the register a declaration in writing that he renounces his right to administer or is

(1) Under the age of [twenty-one] EIGHTEEN YEARS;

(2) Mentally incompetent;

(3) Convicted of a serious crime;

(4) Not a citizen of the United States;

(5) Any full-time judge of any court established under the laws of Maryland or the United States, any judge of any orphans' or probate court, or any clerk of court or register, excluding [[magistrates or]] federal commissioners, unless he is the surviving spouse or is related to the decedent within the third degree; or

(6) A nonresident of this State, unless there shall be on file with the register an irrevocable designation by him of an appropriate person who resides in this State on whom service of any process may be made in like manner and with like effect as if it were served personally in this State on such nonresident.

9-109.

(a) Whenever money is distributable by a personal representative to a [minor] PERSON UNDER EIGHTEEN YEARS OF AGE and there is no legally appointed and qualified guardian of the property of the minor, the court may order that such cash shall be deposited in any banking institution or insured savings and loan association formed under the laws of this State or in this State under the laws of the United States to be named in the order, in which it may draw interest, in the name of the minor, subject to the further order of the court. The personal representative shall deliver the account book to such person (including the register) as the personal representative with the approval of the court deems responsible and appropriate. When the minor reaches the age of [21] 18 or a guardian is appointed the funds so deposited and the account book shall be delivered to the minor, or to such guardian.

(b) In addition to the procedures in subsection (a), whenever a personal representative is required to distribute any property included within the definition of "custodial property" as defined in Article 93A, Section 301(e) the personal representative, with the approval of the court, may transfer such property to a custodian who shall hold or dispose of the property in accordance with the provisions of the Maryland Uniform Gifts to Minors Act. The personal representative shall, subject to the approval of the court, designate the custodian, who shall be an adult, a guardian of the [minor] PERSON UNDER EIGHTEEN YEARS OF AGE, or a trust company as defined in Article 93A, Section 301(a), (h) and (p).

(c) Whenever a personal representative must distribute tangible personal property to a [minor] PERSON UNDER EIGHTEEN YEARS OF AGE and there is no guardian of the minor, the personal representative may distribute the same to such person as the personal representative with the approval of the court, deems responsible and appropriate, and under the conditions set forth in the order of the court.

(d) Where a guardian has been appointed for a [minor] PERSON UNDER EIGHTEEN YEARS OF AGE, payment may be made to such guardian upon the filing of an authenticated copy of his authority pursuant to 28 U.S.C.A. Sec. 1738.

(e) In addition to the procedures set forth above, the personal representative