

decree" is replaced with "judgment" because "judgment" includes "decree" or "final order". The only other changes made are in style.

SEC. 3-229. DEATH OR INCOMPETENCE OF PARTY.

(A) DECEASED PARTY.

NOTWITHSTANDING THE DEATH OF A PARTY WHO MADE A WRITTEN AGREEMENT TO SUBMIT A CONTROVERSY TO ARBITRATION, THE ARBITRATION PROCEEDINGS MAY BEGIN OR CONTINUE IF AN APPLICATION HAS BEEN FILED BY OR NOTICE GIVEN TO HIS PERSONAL REPRESENTATIVE.

(B) PARTY UNDER DISABILITY.

IF A GUARDIAN HAS BEEN APPOINTED, THE PROCEEDINGS MAY BE CONTINUED:

(1) UPON THE APPLICATION OF THE GUARDIAN;
OR

(2) UPON THE NOTICE TO THE GUARDIAN.

(C) EXTENSION OF TIME.

UPON THE DEATH OR INCOMPETENCE OF A PARTY, THE COURT MAY EXTEND THE TIME WITHIN WHICH A PETITION TO CONFIRM, VACATE, OR MODIFY THE AWARD, OR TO STAY ARBITRATION, MUST BE MADE.

(D) SUBSEQUENT PROCEEDINGS.

IF A PARTY DIES AFTER AN AWARD WAS DELIVERED, THE SUBSEQUENT PROCEEDINGS ARE THE SAME AS WHERE A PARTY DIES AFTER A VERDICT.

REVISOR'S NOTE: This section is new language derived from Art. 7, §19. In subsection (a) the terms "executor" and "administrator" are replaced with "personal representative". Art. 93, §1-301 provides that all property of a party, personal and real, devolves at his death upon a personal representative.

The provisions dealing with notice to distributee or devisee are proposed for deletion.