

In subsection (b) the phrase "committee of the property or of the person of a party" is replaced with "guardian". This term is defined in the definition section of this subtitle.

SEC. 3-230. PROCEEDINGS UPON DEATH OF A PARTY.

(A) NOTICE.

IF A PARTY DIES BEFORE AN AWARD IS RETURNED AND JUDGMENT RENDERED, THE CAUSE DOES NOT ABATE AND THE ARBITRATORS SHALL GIVE A REASONABLE NOTICE OF THE PENDING PROCEEDINGS TO THE PERSONAL REPRESENTATIVE.

(B) AWARD AND JUDGMENT.

NOTWITHSTANDING THE DEATH OF A PARTY, THE ARBITRATORS SHALL PROCEED WITH A DETERMINATION AND RETURN THEIR AWARD UPON WHICH JUDGMENT MAY BE ENTERED.

REVISOR'S NOTE: This section is new language derived from Art. 75, §18.

Provisions of this section are incorporated in this subtitle for two reasons: (1) They deal with the same subject matter, to wit; arbitration and (2) There are no similar provisions in Art. 7. It should be noted also that these provisions are not covered by Rule 220 since they might apply to an arbitration which had not yet reached the court.

The phrase "the person succeeding to the interest of the deceased in the matter in contest" is replaced with "personal representative". It may be noted that "personal representative" is defined in the definition section of this subtitle.

The provisions dealing with exclusion of minors is proposed for deletion as unnecessary since Art. 93 covers in detail representation of a deceased party's interest.

The provision dealing with the death of any party prior to June 1, 1963 is proposed for deletion as obsolete.