

WHERE TWO OR MORE BENEFICIARIES ARE DESIGNATED TO TAKE SUCCESSIVELY BECAUSE OF SURVIVORSHIP UNDER ANOTHER PERSON'S DISPOSITION OF PROPERTY AND THERE IS NOT SUFFICIENT EVIDENCE THAT THESE BENEFICIARIES HAVE DIED OTHER THAN SIMULTANEOUSLY, THE PROPERTY DISPOSED OF SHALL BE DIVIDED INTO AS MANY EQUAL PORTIONS AS THERE ARE SUCCESSIVE BENEFICIARIES, AND THESE PORTIONS SHALL BE DISTRIBUTED TO THOSE WHO WOULD HAVE TAKEN IN THE EVENT THAT EACH DESIGNATED BENEFICIARY HAD SURVIVED.

REVISOR'S NOTE: This section presently appears as Art. 35, §84. The only changes made are in style.

SEC. 10-803. JOINT TENANTS OR TENANTS BY ENTIRETY.

WHERE THERE IS NO SUFFICIENT EVIDENCE THAT TWO JOINT TENANTS OR TENANTS BY THE ENTIRETY HAVE DIED OTHER THAN SIMULTANEOUSLY, THE PROPERTY HELD SHALL BE DISTRIBUTED ONE HALF AS IF ONE HAD SURVIVED AND ONE HALF AS IF THE OTHER HAD SURVIVED. IF THERE ARE MORE THAN TWO JOINT TENANTS AND ALL OF THEM HAVE SO DIED, THE PROPERTY DISTRIBUTED SHALL BE IN THE PROPORTION THAT ONE BEARS TO THE WHOLE NUMBER OF JOINT TENANTS.

REVISOR'S NOTE: This section presently appears as Art. 35, §85. The only changes made are in style.

SEC. 10-804. INSURANCE POLICIES.

WHERE THE INSURED AND THE BENEFICIARY IN A POLICY OR LIFE OR ACCIDENT INSURANCE HAVE DIED AND THERE IS NO SUFFICIENT EVIDENCE THAT THEY HAVE DIED OTHER THAN SIMULTANEOUSLY, THE PROCEEDS OF THE POLICY SHALL BE DISTRIBUTED AS IF THE INSURED HAD SURVIVED THE BENEFICIARY.

REVISOR'S NOTE: This section presently appears as Art. 35, §86. A change is made in style and punctuation.

SEC. 10-805. OPTION OF DECEDENT.

THIS SUBTITLE SHALL NOT APPLY IN THE CASE OF WILLS, LIVING TRUSTS, DEEDS, OR CONTRACTS OF INSURANCE WHERE PROVISION HAS BEEN MADE FOR DISTRIBUTION OF PROPERTY DIFFERENT FROM THE PROVISIONS OF THIS SUBTITLE.