

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July 1, 1981.

Approved May 12, 1981.

CHAPTER 397

(House Bill 850)

AN ACT concerning

Appointment of Attorneys in Protective Proceedings

FOR the purpose of requiring the court to appoint an attorney in protective proceedings for the alleged disabled person unless the alleged disabled person has counsel of his own choice.

BY repealing and reenacting, with amendments,

Article - Estates and Trust
Section 13-211
Annotated Code of Maryland
(1974 Volume and 1980 Supplement)

SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That section(s) of the Annotated Code of Maryland be repealed, amended, or enacted to read as follows:

Article - Estates and Trust

13-211.

(A) There shall be no jury trial in protective proceedings. Procedures for notice to interested persons, the forms of petitions, and the conduct of and requirements at hearings are as provided in the Maryland Rules.

(B) UNLESS THE ALLEGED DISABLED PERSON HAS COUNSEL OF HIS OWN CHOICE, THE COURT SHALL APPOINT AN ATTORNEY TO REPRESENT HIM IN THE PROCEEDING. ~~IF THE PERSON IS--INDIGENT, THE STATE SHALL PAY A REASONABLE ATTORNEY'S FEE.~~

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