

(House Bill 1596)

AN ACT concerning

Foreign Personal Representatives

FOR the purpose of specifying and relating generally to the powers of a foreign personal representative with respect to any interest in real property in the State of Maryland

BY repealing and reenacting, with amendments,

Article - Estates and Trusts
Section 5-502
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 BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That section(s) of the Annotated Code of Maryland be repealed, amended, or enacted to read as follows: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 Trusts

5-502.

(A) Any foreign personal representative may exercise in Maryland all powers of his office, and may sue and be sued in Maryland, subject to any statute or rule relating to nonresidents.

(B) A FOREIGN PERSONAL REPRESENTATIVE HAS THE SAME POWER TO SELL, MORTGAGE, LEASE, CONVEY, OR OTHERWISE TRANSFER OR ASSIGN REAL PROPERTY OR AN INTEREST IN THE PROPERTY WHICH IS LOCATED IN MARYLAND AS A MARYLAND PERSONAL REPRESENTATIVE HAS WITH RESPECT TO REAL PROPERTY AND AN INTEREST IN THE PROPERTY.

(C) TITLE TO REAL PROPERTY OR AN INTEREST IN THE PROPERTY LOCATED IN MARYLAND SOLD, MORTGAGED, LEASED, CONVEYED, OR OTHERWISE TRANSFERRED OR ASSIGNED BY A FOREIGN PERSONAL REPRESENTATIVE BEFORE OR AFTER JULY 1, 1981, MAY NOT BE DEFECTIVE SOLELY BY REASON OF THE FAILURE OF THE FOREIGN PERSONAL REPRESENTATIVE TO COMPLY WITH REQUIREMENTS OF THE JURISDICTION IN WHICH THE REPRESENTATIVE WAS APPOINTED CONCERNING THE SALE, MORTGAGE, LEASE, CONVEYANCE, TRANSFER, OR ASSIGNMENT OF THE PROPERTY AND OR AN INTEREST IN THE PROPERTY, ---OF---THE---JURISDICTION---IN---WHICH---THE REPRESENTATIVE-WAS-APPOINTED.

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

Approved May 12, 1981.