

Director, 276 Md. 272 (1975). This revision is called to the attention of the General Assembly.

Also in subsection (b) of this section, the word "prosecuting" is substituted for the former word "instituting" to clarify that expenses may be awarded for all phases of a proceeding.

In subsection (e) of this section, the former phrase "who may then enforce the order in his own name in accordance with the Maryland Rules" is deleted as unnecessary.

Defined terms: "Includes" § 1-101  
 "Proceeding" § 11-110  
 "Reasonable and necessary expense" § 11-110

11-111. AUTHORITY OF COURT IN CERTAIN CASES OF INSANITY.

WHEN GRANTING A LIMITED DIVORCE, AN ABSOLUTE DIVORCE, OR AN ANNULMENT, IF THE COURT FINDS FROM THE TESTIMONY OF 2 OR MORE PHYSICIANS COMPETENT IN PSYCHIATRY THAT 1 OF THE PARTIES IS PERMANENTLY AND INCURABLY INSANE WITH NO HOPE OF RECOVERY, THEN, NOTWITHSTANDING ANY AGREEMENT BETWEEN THE PARTIES, THE COURT MAY REQUIRE A PARTY TO:

(1) PAY ALIMONY OR SUPPORT FOR THE BENEFIT OF THE INSANE PARTY;

(2) PAY A LUMP SUM, BASED ON THE LIFE EXPECTANCY OF THE INSANE PARTY AND THE FINANCIAL CONDITION OF THE OTHER PARTY, TOGETHER WITH THE INSANE PARTY'S REASONABLE FUNERAL EXPENSES; OR

(3) GIVE BOND TO THIS STATE CONDITIONED ON THE PAYMENT FOR:

(I) THE CARE AND SUPPORT OF THE INSANE PARTY FOR THE REST OF THE INSANE PARTY'S LIFE; AND

(II) THE INSANE PARTY'S REASONABLE FUNERAL EXPENSES.

REVISOR'S NOTE: This section formerly appeared as Article 16, § 26A.

The only changes are in style.

The General Assembly may wish to consider the relationship of this section to § 8-205(a)(7) of this article. Under that section, a court must consider the mental condition of the parties in making a monetary award in property disposition.

Defined term: "Support" § 1-101