

WILLIAM DONALD SCHAEFER, Governor

(I) IS AWARE THAT THE CREDITOR HAS DEMANDED PAYMENT FROM THE DECEDENT OR THE ESTATE; OR

(II) HAS ACTUAL KNOWLEDGE THAT A PERSON IS A CREDITOR OF THE DECEDENT OR THE ESTATE.

(B) (1) (I) EXCEPT AS PROVIDED IN SUBPARAGRAPH (II) OF THIS PARAGRAPH, AS SOON AS PRACTICABLE, BUT IN NO CASE LONGER THAN 4 MONTHS AFTER BEING APPOINTED PERSONAL REPRESENTATIVE, THE PERSONAL REPRESENTATIVE SHALL GIVE NOTICE OF THE APPOINTMENT TO ALL KNOWN CREDITORS BY MAILING A COPY OF THE NOTICE REQUIRED UNDER § 7-103 OF THIS SUBTITLE.

(II) IF THE PERSONAL REPRESENTATIVE FIRST HAS KNOWLEDGE OF A CREDITOR LESS THAN 30 DAYS BEFORE THE EXPIRATION OF THE TIME PROVIDED UNDER SUBPARAGRAPH (I) OF THIS PARAGRAPH, THE PERSONAL REPRESENTATIVE SHALL GIVE NOTICE IN THE MANNER DESCRIBED UNDER SUBPARAGRAPH (I) OF THIS PARAGRAPH TO THE CREDITOR WITHIN 30 DAYS AFTER THE PERSONAL REPRESENTATIVE HAS KNOWLEDGE.

(2) (I) WITHIN 4 MONTHS OF THE APPOINTMENT, THE PERSONAL REPRESENTATIVE SHALL FILE WITH THE REGISTER A LIST OF THE NAMES AND ADDRESSES OF THE KNOWN CREDITORS WHO HAVE BEEN NOTIFIED UNDER PARAGRAPH (I) OF THIS SUBSECTION.

(II) IF A PERSONAL REPRESENTATIVE DETERMINES THAT A PERSON IS A CREDITOR OF THE DECEDENT AFTER THE LIST DESCRIBED IN SUBPARAGRAPH (I) OF THIS PARAGRAPH HAS BEEN FILED, THE PERSONAL REPRESENTATIVE SHALL FILE AN ADDENDUM TO THE LIST AS SOON AS PRACTICABLE.

(C) A PERSONAL REPRESENTATIVE IS NOT INDIVIDUALLY LIABLE IF THE PERSONAL REPRESENTATIVE IN GOOD FAITH:

(1) FAILS TO DISCOVER A CREDITOR WHOSE NAME AND ADDRESS WERE ASCERTAINABLE WITH REASONABLY DILIGENT EFFORT;

(2) SENDS NOTICE UNDER SUBSECTION (B)(1) OF THIS SECTION TO A PERSON WHO IS NOT A CREDITOR OF THE DECEDENT;

(3) FAILS TO SEND NOTICE UNDER SUBSECTION (B)(1) OF THIS SECTION TO A KNOWN CREDITOR OF THE DECEDENT; OR

(4) INCLUDES A PERSON WHO IS NOT A CREDITOR OF THE DECEDENT OR FAILS TO INCLUDE A KNOWN CREDITOR OF THE DECEDENT ON THE LIST FILED WITH THE REGISTER UNDER SUBSECTION (B)(2) OF THIS SECTION.

8-103.

(d) (1) If the first newspaper notice referred to in § 7-103 is not published within 20 days after the first appointment