

House Bill No. 99

AN ACT concerning

Estates - Modified Administration - Final Report and Distribution - Extension

FOR the purpose of providing that the initial time periods for filing a final report and for making distribution of an estate in a modified administration of the estate are extended for a certain period on consent for extension by certain persons under certain circumstances; altering the time requirement for making distribution of an estate in a modified administration of the estate for purposes of a requirement that a modified administration be revoked if distribution is not made within a certain time; providing for the application of this Act; and generally relating to an extension of the time periods for filing a final report and for making final distribution of an estate in a modified administration of the estate.

BY repealing and reenacting, with amendments,

Article - Estates and Trusts

Section 5-703 and 5-708(a)(5)

Annotated Code of Maryland

(2001 Replacement Volume and 2002 Supplement)

SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That the Laws of Maryland read as follows:

Article - Estates and Trusts

5-703.

(A) THE INITIAL TIME PERIODS FOR FILING A FINAL REPORT AND FOR MAKING DISTRIBUTION TO EACH LEGATEE AND HEIR ARE EXTENDED FOR 90 DAYS ON A CONSENT FOR EXTENSION OF THE TIME PERIODS SIGNED BY THE PERSONAL REPRESENTATIVE AND EACH INTERESTED PERSON AND FILED WITHIN 10 MONTHS FROM THE DATE OF APPOINTMENT.

(B) A register of wills or a court may not extend the time periods established under this subtitle.

5-708.

(a) A modified administration shall be revoked by the:

(5) Failure to timely file the final report under modified administration and make TIMELY distribution [within 12 months from the date of appointment]; or

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall be construed to apply only prospectively and may not be applied or interpreted to have any effect on or application to any decedent who dies before the effective date of this Act.