

3-206.

(a) (1) The election by a surviving spouse to take an elective share shall be made [not later than seven months after the date of the first appointment of a personal representative under a will] WITHIN THE LATER OF:

(I) NINE MONTHS AFTER THE DATE OF THE DECEDENT'S DEATH;
OR

(II) SIX MONTHS AFTER THE FIRST APPOINTMENT OF A PERSONAL REPRESENTATIVE UNDER A WILL.

(2) The court may extend the time for election, before its expiration, for a period not to exceed three months at a time, upon notice given to the personal representative and for good cause shown.

3-208.

(b) (2) Instead of contributing an interest in specific property to the elective share, a legatee OR LEGATEES, BUT NOT THE PERSONAL REPRESENTATIVE, may pay the surviving spouse in cash, or other property acceptable to the spouse, an amount equal to the fair market value of the SURVIVING SPOUSE'S interest in specific property on the [date the election to take an elective share was made by the spouse] DATE OR DATES OF DISTRIBUTION.

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 an estate of a decedent who dies before the effective date of this Act.

SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take effect October 1, 2003.

May 22, 2003

The Honorable Michael E. Busch
Speaker of the House
State House
Annapolis MD 21401

Dear Mr. Speaker:

In accordance with Article II, Section 17 of the Maryland Constitution, today I have vetoed House Bill 245 – Residential Child Care Programs – State-Funded Operators – Licensing Provisions.

This bill requires a licensed operator of a residential childcare program who receives State funding to meet specified academic needs of a child in the operator's care. The bill further exempts specified licensed operators from specified requirements, and requires specified group homes to comply with these provisions. Finally, the bill requires the department that licenses the group home to notify specified group homes of these provisions.