

# SENATE BILL 83

D4  
HB 1183/16 – JUD

(PRE-FILED)

7lr1057

---

By: **Senator Kagan**

Requested: November 3, 2016

Introduced and read first time: January 11, 2017

Assigned to: Judicial Proceedings

---

## A BILL ENTITLED

1 AN ACT concerning

2 **Family Law – Divorce – Restoration of Former Name**

3 FOR the purpose of authorizing the court, on motion of a party filed within a certain period  
4 of time after a final decree of absolute divorce is entered, to change the name of the  
5 requesting party to a certain former name under certain circumstances; specifying  
6 that certain provisions of law relating to a change of name do not apply to a change  
7 of name in connection with a decree of absolute divorce; and generally relating to  
8 divorce and the restoration of a former name.

9 BY repealing and reenacting, with amendments,  
10 Article – Family Law  
11 Section 7–105  
12 Annotated Code of Maryland  
13 (2012 Replacement Volume and 2016 Supplement)

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

16 **Article – Family Law**

17 7–105.

18 **(A)** In granting a decree of absolute divorce **OR ON MOTION OF A PARTY FILED**  
19 **WITHIN 18 MONTHS AFTER A FINAL DECREE OF ABSOLUTE DIVORCE IS ENTERED**, the  
20 court shall change the name of [a] **THE REQUESTING** party to either the name given the  
21 party at birth or any other former name the party wishes to use if:

22 (1) the party took a new name on marriage and no longer wishes to use it;

---

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1           (2)    the party asks for the change of name; and

2           (3)    the purpose of the party is not illegal, fraudulent, or immoral.

3           **(B)    THE PROVISIONS OF MARYLAND RULE 15-901 RELATING TO AN ACTION**  
4 **FOR A CHANGE OF NAME DO NOT APPLY TO A CHANGE OF NAME UNDER THIS**  
5 **SECTION.**

6           SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
7 October 1, 2017.