

# SENATE BILL 1034

D3

9lr3307

---

By: **Senator Klausmeier (By Request)**

Introduced and read first time: March 4, 2019

Assigned to: Rules

---

## A BILL ENTITLED

1 AN ACT concerning

2 **Civil Actions – Family Caregiver Reimbursement**

3 FOR the purpose of authorizing a certain family caregiver to bring a civil action against a  
4 certain family member for reimbursement of reasonable expenses incurred to  
5 provide care and support to a family member in need; requiring an initial complaint  
6 filed in a certain action to include evidence of certain expenses; requiring a certain  
7 action to be filed within a certain time period; defining a certain term; and generally  
8 relating to civil actions for reimbursement of expenses incurred by family caregivers.

9 BY adding to

10 Article – Courts and Judicial Proceedings

11 Section 3–2201 through 3–2203 to be under the new subtitle “Subtitle 22. Family  
12 Caregiver Reimbursement”

13 Annotated Code of Maryland

14 (2013 Replacement Volume and 2018 Supplement)

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

17 **Article – Courts and Judicial Proceedings**

18 **SUBTITLE 22. FAMILY CAREGIVER REIMBURSEMENT.**

19 **3–2201.**

20 **IN THIS SUBTITLE, “FAMILY CAREGIVER” MEANS AN INDIVIDUAL WHO**  
21 **PROVIDES CARE AND SUPPORT TO A FAMILY MEMBER WHO IS AT LEAST 18 YEARS**  
22 **OLD AND IN NEED OF SUBSTANTIAL ASSISTANCE WITH DAILY LIVING ACTIVITIES.**

23 **3–2202.**

---

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1           **(A) A FAMILY CAREGIVER MAY BRING A CIVIL ACTION FOR**  
2 **REIMBURSEMENT OF REASONABLE EXPENSES INCURRED TO PROVIDE CARE AND**  
3 **SUPPORT TO A FAMILY MEMBER IN NEED AGAINST:**

4                   **(1) THE FAMILY MEMBER IN NEED; OR**

5                   **(2) ANOTHER FAMILY MEMBER.**

6           **(B) AN INITIAL COMPLAINT FILED IN AN ACTION UNDER THIS SECTION**  
7 **SHALL INCLUDE EVIDENCE OF THE EXPENSES FOR WHICH REIMBURSEMENT IS**  
8 **SOUGHT.**

9 **3-2203.**

10           **AN ACTION UNDER THIS SUBTITLE SHALL BE FILED WITHIN 10 YEARS AFTER**  
11 **THE DATE ON WHICH THE EXPENSES ARE INCURRED.**

12           **SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect**  
13 **October 1, 2019.**