SLS 18RS-272 ORIGINAL

2018 Regular Session

SENATE BILL NO. 48

BY SENATOR LAMBERT

SUCCESSIONS. Increases small succession from \$125,000 to \$250,000. (gov sig)

1 AN ACT

2 To amend and reenact Code of Civil Procedure Article 3421, relative to small successions;

3 to provide certain definitions, terms, and procedures; and to provide for related

4 matters.

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5 Be it enacted by the Legislature of Louisiana:

Section 1. Code of Civil Procedure Article 3421 is hereby amended and reenacted

to read as follows:

Art. 3421. Small successions defined

A small succession, within the meaning of this Title, is the succession or the

ancillary succession of a person who at any time has died and the decedent's property

in Louisiana has a gross value of one hundred twenty-five thousand dollars two

<u>hundred fifty thousand dollars</u> or less valued as of the date of death or, if the date

of death occurred at least twenty years prior to the date of filing of a small

succession affidavit as authorized in this Title, leaving property in Louisiana of any

value.

Section 2. This Act shall become effective upon signature by the governor or, if not

signed by the governor, upon expiration of the time for bills to become law without signature

by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If

- 2 vetoed by the governor and subsequently approved by the legislature, this Act shall become
- 3 effective on the day following such approval.

The original instrument and the following digest, which constitutes no part of the legislative instrument, were prepared by Xavier Alexander.

DIGEST 2018 Regular Session

SB 48 Original

Lambert

<u>Present law</u> in Code of Civil Procedure defines "small succession" as the succession or the ancillary succession of a person who at any time has died and the decedent's property in Louisiana has a gross value of \$125,000 or less valued as of the date of death or, if the date of death occurred at least 20 years prior to the date of filing of a small succession affidavit, leaving property in Louisiana of any value.

<u>Proposed law</u> increases amount $\underline{\text{from}}$ \$125,000 $\underline{\text{to}}$ \$250,000 and retains remainder of $\underline{\text{present}}$ $\underline{\text{law}}$.

Effective upon signature of the governor or lapse of time for gubernatorial actions.

(Amends C.C.P. Art. 3421)