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

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DIGEST

SB 153 Engrossed

2020 Regular Session

Foil

Present law (C.C. Art. 355) authorizes the parents or legal custodians of a person with intellectual disabilities to petition for continuing tutorship.

Proposed law retains present law and authorizes parents who have never been married to each other to petition for continuing tutorship.

Present law (C.C. Art. 356) requires the court to name one parent as tutor and the other parent as undertutor.

Proposed law changes present law to allow the court to name parents as co-tutors when they petition jointly or when it is in the best interest of the child.

Proposed law also provides for the naming of a tutor when one parent is dead, when the parents are divorced or judicially separated, and when the parents were never married to each other.

Effective August 1, 2020.

(Amends C.C. Arts. 355 and 356)