

2025 Regular Session

HOUSE BILL NO. 455

BY REPRESENTATIVE RISER

Prefiled pursuant to Article III, Section 2(A)(4)(b)(i) of the Constitution of Louisiana.

BANKS/BANKING: Prohibits a beneficiary from receiving financial proceeds when involved in the unjustifiable killing of the account holder

1 AN ACT

2 To enact R.S. 6:339, relative to proceeds of certain financial instruments; to provide relative
3 to a beneficiary judicially determined to have involvement in the unjustified killing
4 of the account holder; to prohibit such beneficiary from receiving proceeds; and to
5 provide for related matters.

6 Be it enacted by the Legislature of Louisiana:

7 Section 1. R.S. 6:339 is hereby enacted to read as follows:

8 §339. Transfer of benefits to assignees or other beneficiaries; financial instruments
9 of the decedent; intentional acts exclusion

10 A. A beneficiary, assignee, or other payee of a certificate of deposit, mutual
11 fund, individual retirement account, pension plan, or other financial instrument
12 payable the upon death, disablement, or injury of the account holder shall not receive
13 any benefits, distributions, or proceeds if the beneficiary, assignee, or other payee
14 is either of the following:

15 (1) Held by a final judgment of a court of competent jurisdiction to be
16 criminally responsible for the death, disablement, or injury of the account holder,
17 plan participant, or depositor.

18 (2) Judicially determined to have participated in the intentional, unjustified
19 killing of the account holder, plan participant, or depositor.

1 B. Where such a disqualification exists, the proceeds, funds, or distributions
2 shall be payable to the secondary or contingent beneficiary, unless similarly
3 disqualified, or, if no secondary or contingent beneficiary exists, to the estate of the
4 account holder, plan participant, or depositor.

DIGEST

The digest printed below was prepared by House Legislative Services. It constitutes no part of the legislative instrument. The keyword, one-liner, abstract, and digest do not constitute part of the law or proof or indicia of legislative intent. [R.S. 1:13(B) and 24:177(E)]

HB 455 Original

2025 Regular Session

Riser

Abstract: Prohibits a beneficiary from receiving financial proceeds when involved in the unjustifiable killing of the account holder.

Proposed law provides relative to certificates of deposit, mutual funds, individual retirement accounts, pension plans, or other financial instruments that may be payable upon the death, disablement, or injury of the account holder.

Proposed law provides that if a beneficiary, assignee, or payee is found criminally responsible for, or has participated in, the intentional, unjustified killing of the account holder, such beneficiary is disqualified from receiving any benefits from the deceased's financial accounts.

Proposed law provides that the proceeds will transfer to the next eligible beneficiary or, if none exist, to the account holder's estate.

(Adds R.S. 6:339)