Regular Session, 2014

HOUSE BILL NO. 621

BY REPRESENTATIVE ABRAMSON

1	AN ACT
2	To amend and reenact R.S. 12:1333, relative to limited liability companies; to provide for
3	the authority to act on behalf of a limited liability company upon the death or
4	adjudged incompetency of a last remaining member; and to provide for related
5	matters.
6	Be it enacted by the Legislature of Louisiana:
7	Section 1. R.S. 12:1333 is hereby amended and reenacted to read as follows:
8	§1333. Powers of estate of a deceased or incompetent member
9	<u>A.</u> If a member who is an individual dies or a court of competent jurisdiction
10	adjudges him to be incompetent to manage his person or his property, the member's
11	membership ceases and the member's executor, administrator, guardian, conservator,
12	or other legal representative shall be treated as an assignee of such member's interest
13	in the limited liability company.
14	B. If the last remaining member dies, the duly appointed executor or
15	administrator of the member shall have the authority to sell any real estate owned by
16	the limited liability company.
17	C. If the last remaining member is an individual and a court of competent
18	jurisdiction adjudges him to be incompetent to manage his person or his property,
19	the curator of the member shall have the authority to sell any real estate owned by
20	the limited liability company.
21	D. If a member is a corporation, trust, or other entity and is dissolved or
22	terminated, the member's membership ceases and the member's legal representative

CODING: Words in struck through type are deletions from existing law; words <u>underscored</u> are additions.

- 1 or successor shall be treated as an assignee of such member's interest in the limited 2
 - liability company.

SPEAKER OF THE HOUSE OF REPRESENTATIVES

PRESIDENT OF THE SENATE

GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: