

2015 Regular Session

HOUSE BILL NO. 687

BY REPRESENTATIVE HAZEL

1 AN ACT

2 To amend and reenact R.S. 9:2092(B)(2) and to enact R.S. 9:2029.1 and 2092(B)(1)(g),
3 relative to the recordation of an extract of trust; to provide limitations under certain
4 conditions on the transfer of property owned by a trust; to provide for certain
5 information included in a recorded extract of trust; to provide for the effectiveness
6 against third parties; and to provide for related matters.

7 Be it enacted by the Legislature of Louisiana:

8 Section 1. R.S. 9:2092(B)(2) is hereby amended and reenacted and R.S. 9:2029.1
9 and 2092(B)(1)(g) are hereby enacted to read as follows:

10 §2029.1. Termination of trust; immovable property owned by trust

11 If a trust owns immovable property at the time the trust terminates and the
12 date of termination is not discernable on the face of the recorded trust agreement or
13 extract of trust, the termination shall not cause the dispositive provisions of the trust
14 to have their ultimate effect insofar as third persons are concerned until an act
15 evidencing such termination has been recorded in the conveyance records of the
16 clerk of court of the parish in which the immovable property is located.

17 * * *

18 §2092. Recordation of instruments

19 * * *

20 B.(1) For purposes of recording an extract of a trust instrument, such an
21 extract shall be executed by either the settlor or the trustee and shall include all of
22 the following:

23 * * *

24 (g) Any limitation or restriction on the power of the trustee to sell, lease, or
25 mortgage immovable property contained in the trust instrument.

