DIGEST

HB 129 Engrossed   2017 Regular Session   Davis

Abstract: Modifies the definition of a small succession, and provides that court costs in successions valued at less than $75,000 shall be 1/2 of costs in similar proceedings in larger successions.

<u>Present law</u> provides that a decedent's property must have a gross value of $75,000 or less to qualify as a small succession.

<u>Proposed law</u> increases the gross value of a decedent's property <u>from</u> $75,000 <u>to</u> $125,000 to qualify as a small succession.

<u>Present law</u> also defines a small succession as a succession involving property of <u>any</u> value if the filing of the small succession affidavit occurs at least 25 years after the date of the decedent's death.

<u>Proposed law</u> changes <u>present law</u> to define a small succession as property of any value if the filing of the small succession affidavit occurs at least 20 years after the date of the decedent's death.

<u>Present law</u> provides for court costs and commissions in small succession judicial proceedings.

<u>Proposed law</u> amends <u>present law</u> to provide that for successions valued at less than $75,000 the court costs shall be 1/2 the costs in similar proceedings in larger successions.

(Amends C.C.P. Arts. 3421 and 3422(1))

<u>Summary of Amendments Adopted by House</u>

   The Committee Amendments Proposed by <u>House Committee on Civil Law and Procedure</u> to the <u>original</u> bill:

1.   Decrease the gross value of a decedent's property in <u>proposed law</u> <u>from</u> $150,000 <u>to</u> $125,000 to qualify as a small succession.

2.   Provide that court costs for successions valued at less than $75,000 are 1/2 the court costs in similar proceedings in larger successions.