2022 Regular Session

HOUSE BILL NO. 225

BY REPRESENTATIVE GREGORY MILLER

(On Recommendation of the Louisiana State Law Institute)

SUCCESSIONS: Provides for the return of donated property

1 AN ACT
2 To repeal Civil Code Articles 897 and 898, relative to successions; to repeal the ascendant's
3 right to inherit immovables donated to a descendant; and to provide for related
4 matters.
5 Be it enacted by the Legislature of Louisiana:
6 Section 1. Civil Code Articles 897 and 898 are hereby repealed in their entirety.

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 225 Original 2022 Regular Session Gregory Miller

Abstract: Repeals the ascendant's right to inherit movables donated to a descendant.

Present law (C.C. Arts. 897 and 898) provides that ascendants inherit the immovable
property given by them to their descendants who died without descendants, subject to all
mortgages which the descendant may have imposed on them.

Present law further provides that ascendants inheriting such property are bound to contribute
to the payment of the debts of the succession, in proportion to the value of the objects given.

Proposed law repeals present law.

(Repeals C.C. Arts. 897 and 898)