
DIGEST

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HB 129 Reengrossed

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 $\frac{1}{2}$ of costs in similar proceedings in larger successions.

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

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

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

Proposed law changes present law 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.

Present law provides for court costs and commissions in small succession judicial proceedings.

Proposed law replaces the term "commissions" with "compensation" for consistency purposes in the law.

Proposed law amends present law to provide that for successions valued at less than \$75,000 the court costs shall be $\frac{1}{2}$ the costs in similar proceedings in larger successions.

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

Summary of Amendments Adopted by House

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

1. Decrease the gross value of a decedent's property in proposed law from \$150,000 to \$125,000 to qualify as a small succession.
2. Provide that court costs for successions valued at less than \$75,000 are $\frac{1}{2}$ the court costs in similar proceedings in larger successions.

Summary of Amendments Adopted by House

The House Floor Amendments to the engrossed bill:

1. Change the term "commissions" to "compensation".