

2020 Regular Session

HOUSE BILL NO. 142

BY REPRESENTATIVES ROBBY CARTER, BAGLEY, GARY CARTER, WILFORD  
CARTER, CORMIER, COX, CREWS, GREEN, HARRIS, LACOMBE,  
LARVADAIN, MARCELLE, MARINO, MOORE, NEWELL, PIERRE,  
SEABAUGH, AND STAGNI

1 AN ACT

2 To amend and reenact Code of Civil Procedure Articles 3421, 3431(A), and 3432.1(A)(8),  
3 relative to successions; to provide relative to the definition of small succession; to  
4 authorize the administration of certain testate successions without court approval; to  
5 provide for certain required information; and to provide for related matters.

6 Be it enacted by the Legislature of Louisiana:

7 Section 1. Code of Civil Procedure Articles 3421, 3431(A), and 3432.1(A)(8) are  
8 hereby amended and reenacted to read as follows:

9 Art. 3421. Small successions defined

10 A. A small succession, within the meaning of this Title, is the succession or  
11 the ancillary succession of a person who at any time has died and the decedent's  
12 property in Louisiana has a gross value of one hundred twenty-five thousand dollars  
13 or less valued as of the date of death or, if the date of death occurred at least twenty  
14 years prior to the date of filing of a small succession affidavit as authorized in this  
15 Title, leaving property in Louisiana of any value.

16 B. A small succession shall also include a succession of a person who has  
17 died testate, leaving no immovable property, and probate of the testament of the  
18 deceased would have the same effect as if the deceased had died intestate.

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20 Art. 3431. Small successions; judicial opening unnecessary

21 A. It shall not be necessary to open judicially the small succession of a  
22 person domiciled in Louisiana who died intestate or testate as provided by Article

