

Existing law provides that a natural tutor shall not be required to furnish bond, but shall record in the mortgage records of the parish of his domicile a certificate of the clerk setting forth the date of birth of the minor, the last four digits of the social security number of the tutor, and the total value of the minor's property according to the inventory or detailed descriptive list filed in the tutorship proceeding.

Existing law provides that if the minor has no assets, then no certificate need be filed until he acquires assets.

Existing law requires that the certificate be recorded in the mortgage records of every other parish in the state in which the tutor owns immovable property and provides that the recordation operates as a legal mortgage for the amount of the certificate in favor of the minor on all the immovable property of the tutor.

New law retains existing law and provides that if the certificate recorded is in the amount of zero dollars, it shall not create a legal mortgage, and that if the certificate does not contain the information required by existing law, it will not be effective against third parties.

Effective Aug. 1, 2014.

(Amends C.C.P. Art. 4134(C))