

2018 Regular Session

HOUSE BILL NO. 459

BY REPRESENTATIVE GREGORY MILLER

1 AN ACT

2 To amend and reenact R.S. 6:315.1(A) through (C), relative to the transfer of small deposits  
3 to the surviving spouse or heirs upon the death of an intestate depositor; to provide  
4 an increase in the amount of small deposit transfers; and to provide for related  
5 matters.

6 Be it enacted by the Legislature of Louisiana:

7 Section 1. R.S. 6:315.1(A) through (C) are hereby amended and reenacted to read  
8 as follows:

9 §315.1. Transfer of small deposits; death of depositor; affidavits required; penalties

10 A. Upon the death of a depositor who dies intestate and who has deposits  
11 standing in his name alone or jointly with a surviving spouse and heirs, if any, in the  
12 total aggregate amount of ~~five~~ twenty thousand dollars or less, in any depository  
13 financial institution, such depository financial institution may transfer such deposits  
14 to the surviving spouse and heirs, if any, or to the heirs, if there is no surviving  
15 spouse, upon receipt of an affidavit establishing jurisdiction and relationship. The  
16 affidavit shall also state that the deceased depositor left no will, that the total  
17 aggregate amount on deposit subject to transfer under this Section does not exceed  
18 ~~five~~ twenty thousand dollars, and that such facts are true and correct.

19 B. The depository financial institution may issue a draft in the amount that  
20 the deceased had on deposit payable to the surviving spouse and heirs named in the  
21 affidavit ~~required above~~ described in Subsection A of this Section.

