

RÉSUMÉ DIGEST

ACT 164 (HB 395)

2018 Regular Session

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Existing law requires the concurrence of the coroner for the filing of a petition for continuing tutorship. New law requires the coroner's concurrence to be written.

Existing law provides for restrictions on legal capacity in certain circumstances and exceptions to those restrictions. Prior law included an exception to the restriction on legal capacity for a person with intellectual disabilities over the age of eighteen, granting such person the legal capacity of a minor operating under emancipation conferring the power of administration. New law repeals prior law.

Existing law provides that a decree restricting legal capacity may be contested in court and provides for the standard of proof. New law replaces the standard of proof with good cause.

Effective August 1, 2018.

(Amends C.C. Arts. 355, 359, and 361)