

**HOUSE COMMITTEE AMENDMENTS**

2021 Regular Session

Amendments proposed by House Committee on Commerce to Engrossed Senate Bill No. 100 by Senator Reese

1 AMENDMENT NO. 1

2 On page 1, at the beginning of line 3, change "3434(A) and (B)" to "3434"

3 AMENDMENT NO. 2

4 On page 1, line 4, after "associations" and before "and" insert a comma ","

5 AMENDMENT NO. 3

6 On page 1, line 6, after "or" and before "savings" delete "a" and after "representative" insert  
7 a comma "," and after "heir" insert a comma ","

8 AMENDMENT NO. 4

9 On page 1, line 8, after "or" and before "savings" delete "a" and after "representative" insert  
10 a comma "," and after "heir" insert a comma ","

11 AMENDMENT NO. 5

12 On page 4, line 7, after "Art." delete "3434(A) and (B) are" and insert in lieu thereof "3434  
13 is"

14 AMENDMENT NO. 6

15 On page 5, delete line 1 in its entirety and insert in lieu thereof the following:

16 "C.(1) A multiple original of the affidavit, to which has been attached a  
17 certified copy of the deceased's death certificate, shall be recorded in the conveyance  
18 records in the office of the clerk of court in the parish where any immovable property  
19 described therein is situated, after at least ninety days have elapsed from the date of  
20 the deceased's death.

21 (2) An affidavit so recorded, or a certified copy thereof, shall be admissible  
22 as evidence in any action involving immovable property to which it relates or is  
23 affected by the instrument, and shall be prima facie evidence of the facts stated  
24 therein, including the relationship to the deceased of the parties recognized as heir,  
25 **legatee**, surviving spouse in community, or usufructuary as the case may be, and of  
26 their rights in the immovable property of the deceased.

27 (3) An action by a person, who claims to be a successor of a deceased  
28 person, but who has not been recognized as such in an affidavit authorized by Article  
29 3432 ~~or 3432.1~~, to assert an interest in property formerly owned by the deceased,  
30 against a third person who has acquired an interest in the property, or against his  
31 successors by onerous title, is prescribed two years from the date of the recording of  
32 the affidavit in accordance with this Paragraph."