AN ACT

To amend and reenact Code of Civil Procedure Article 3434(C)(1), relative to the delivery of property subject to a small succession; to provide for recordation of a death certificate; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section 1. Code of Civil Procedure Article 3434(C)(1) is hereby amended and reenacted to read as follows:

Art. 3434. Endorsed copy of affidavit authority for delivery of property

C.(1) A multiple original of the affidavit, to which has been attached a certified copy of the deceased's death certificate, shall be recorded in the conveyance records in the office of the clerk of court in the parish where any immovable property described therein is situated, after at least ninety days have elapsed from the date of the deceased's death.
The digest printed below was prepared by House Legislative Services. It constitutes no part of the legislative instrument. The keyword, one-liner, abstract, and digest do not constitute part of the law or proof or indicia of legislative intent. [R.S. 1:13(B) and 24:177(E)]

Abstract: Removes the requirement that the copy of the death certificate filed in the conveyance records be certified when transferring immovable property subject to a small succession.

Present law provides that in order to deliver immovable property described in an affidavit of small succession, a multiple original of the affidavit, to which has been attached a certified copy of the deceased's death certificate, shall be recorded in the conveyance records in the office of the clerk of court in the parish where the immovable property is situated.

Proposed law removes the requirement that the copy of the death certificate be certified.

(Amends C.C.P. Art. 3434(C)(1))