
DIGEST

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HB 58 Engrossed

2022 Regular Session

Gregory Miller

Abstract: Provides for irrevocable trusts for interdicted individuals who are permanently disabled.

Present law (C.C.P. Art. 4566(D)) provides that a curator may place the property of the interdict in trust subject to the requirements of C.C.P. Art. 4269.1.

Present law (C.C.P. Art. 4269.1) provides requirements for the placement of a minor's property in trust.

Proposed law (C.C.P. Art. 4566(D)) provides for the creation of irrevocable trusts for permanently disabled interdicts who will not recover capacity for the purpose of retaining governmental benefits. The irrevocable trust shall terminate upon death.

(Amends C.C.P. Art. 4566(D))