

2017 Regular Session

HOUSE BILL NO. 129

BY REPRESENTATIVE DAVIS

1 AN ACT

2 To amend and reenact Code of Civil Procedure Articles 3421 and 3422, relative to
3 successions; to provide for the definition of a small succession; to provide relative
4 to court costs; and to provide for related matters.

5 Be it enacted by the Legislature of Louisiana:

6 Section 1. Code of Civil Procedure Articles 3421 and 3422 are hereby amended and
7 reenacted to read as follows:

8 Art. 3421. Small successions defined

9 A small succession, within the meaning of this Title, is the succession or the
10 ancillary succession of a person who at any time has died ~~leaving~~ and the decedent's
11 property in Louisiana ~~having~~ has a gross value of ~~seventy-five~~ one hundred twenty-
12 five thousand dollars or less valued as of the date of death or, if the date of death
13 occurred at least ~~twenty-five~~ twenty years prior to the date of filing of a small
14 succession affidavit as authorized in this Title, leaving property in Louisiana of any
15 value.

16 Art. 3422. Court costs; compensation

17 In judicial proceedings under this Title, the following schedule of costs,
18 ~~commissions~~ compensation, and fees shall prevail:

19 (1) Court costs for successions valued less than seventy-five thousand dollars
20 shall be one-half the court costs in similar proceedings in larger successions, but the
21 minimum costs in any case shall be five dollars; and

1 (2) The ~~commission~~ compensation of the succession representative shall be
2 not more than five percent of the gross assets of the succession.

SPEAKER OF THE HOUSE OF REPRESENTATIVES

PRESIDENT OF THE SENATE

GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: _____