

HOUSE BILL NO. HB0123

Probate-estates of nonresidents.

Sponsored by: Representative(s) Greear and Pelkey and
Senator(s) Nethercott

A BILL

for

1 AN ACT relating to probate; removing the maximum value for
2 ancillary procedures relating to probate of estates of
3 nonresidents; amending filing requirements; and providing
4 for an effective date.

5

6 *Be It Enacted by the Legislature of the State of Wyoming:*

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8 **Section 1.** W.S. 2-11-201 and 2-11-202(a) (intro) are
9 amended to read:

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11 **2-11-201. Probate of estates of nonresidents.**

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13 In case of a nonresident's estate having property in this
14 state, ~~not exceeding in value the sum of two hundred~~
15 ~~thousand dollars (\$200,000.00),~~ which estate has been duly

1 probated and settled in another state, the probate of the
2 estate in this state may be dispensed with upon filing with
3 the district judge in the proper county a petition under
4 oath showing the facts in the case together with certified
5 copies of the petition, will if any, order of appointment
6 of executor or administrator, inventory of the Wyoming
7 estate and final decree of distribution of estate therein,
8 and a full showing that debts of the estate have been paid
9 and the district judge giving notice by publication for the
10 period of three (3) weeks of the intention of the
11 petitioner to have the probate proceedings admitted in this
12 state as a probate of the estate. If on the day set for
13 hearing the petition no objection is made, the judge shall
14 make an order admitting the certified copies of the
15 proceedings in the estate to record in his court and they
16 shall be considered and treated from that time as original
17 proceedings in his court and shall be conclusive evidence
18 of the facts therein shown. If at such hearing any creditor
19 objects to the proceedings and shows that the decedent is
20 indebted to him, his claim not having been presented in the
21 original state, the matter shall be postponed and the
22 creditor or other person shall be allowed to petition for
23 letters of administration as in other cases. This section

1 shall not be construed to prevent the courts of this state
2 from appointing a temporary administrator in this state to
3 collect and preserve the property of the estate of the
4 deceased person which may be located in this state.

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6 **2-11-202. Nonresident property in Wyoming;**
7 **disposition.**

8

9 (a) In case of a nonresident's estate having property
10 in this state, ~~not exceeding in value the sum of two~~
11 ~~hundred thousand dollars (\$200,000.00),~~ which estate is
12 being duly probated and settled in another state, the
13 Wyoming district judge may enter an order for the sale of
14 the property located in this state provided:

15

16 **Section 2.** This act is effective July 1, 2017.

17

18

(END)