

ENROLLED ACT NO. 26, SENATE

SIXTY-FIRST LEGISLATURE OF THE STATE OF WYOMING
2011 GENERAL SESSION

AN ACT relating to probate; amending maximum value of estates that will qualify for summary probate procedures; amending information that is required on an application for summary probate; and providing for an effective date.

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

Section 1. W.S. 2-1-201(a)(i) and (iii) and 2-1-205(a) are amended to read:

2-1-201. Payment of indebtedness and delivery of tangible personal property or instruments evidencing debt.

(a) Not earlier than thirty (30) days after the death of a decedent, any person indebted to the decedent or having possession of tangible personal property or an instrument evidencing a debt, obligation, stock or chose in action belonging to the decedent shall make payment of the indebtedness or deliver the tangible personal property or the instrument evidencing the debt, obligation, stock or chose in action to the person or persons claiming to be the distributees of the property, upon being presented an affidavit, filed as provided by subsection (c) of this section, made by or on behalf of the distributee stating:

(i) The value of the entire estate, ~~wherever~~ located in Wyoming or otherwise subject to probate administration in this state, less liens and encumbrances, does not exceed ~~one hundred fifty thousand dollars (\$150,000.00)~~ two hundred thousand dollars (\$200,000.00);

(iii) No application for appointment of a personal representative is pending or has been granted in any jurisdiction in this state; and

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2-1-205. Summary procedure for distribution of real property; application for decree; notice by publication; presumptive evidence of title; effect of false statements.

(a) If any person dies who is the owner of personal or real property, including mineral interests, but whose entire estate including personal property does not exceed ~~one hundred fifty thousand dollars (\$150,000.00)~~ two hundred thousand dollars (\$200,000.00), the person or persons claiming to be the distributees of the decedent may file, not earlier than thirty (30) days after the decedent's death, an application for a decree in the district court of the county where the property is situated.

Section 2. This act is effective July 1, 2011.

(END)

Speaker of the House

President of the Senate

Governor

TIME APPROVED: _____

DATE APPROVED: _____

I hereby certify that this act originated in the Senate.

Chief Clerk

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