



General Assembly

January Session, 2007

**Raised Bill No. 1454**

LCO No. 6076

\*06076\_\_\_\_\_JUD\*

Referred to Committee on Judiciary

Introduced by:  
(JUD)

**AN ACT CONCERNING THE REQUIREMENTS FOR FILING AN  
AFFIDAVIT IN LIEU OF ADMINISTRATION IN THE PROBATE OF A  
SMALL ESTATE.**

Be it enacted by the Senate and House of Representatives in General  
Assembly convened:

1 Section 1. Subsection (a) of section 45a-273 of the general statutes is  
2 repealed and the following is substituted in lieu thereof (*Effective*  
3 *October 1, 2007*):

4 (a) The surviving spouse of any person who dies, or if there is no  
5 surviving spouse, any of the next of kin of such decedent, or if there is  
6 no next of kin or if such surviving spouse or next of kin refuses, then  
7 any suitable person whom the court deems to have a sufficient interest  
8 may, in lieu of filing an application for admission of a will to probate  
9 or letters of administration, file an affidavit or statement signed under  
10 penalty of false statement in the court of probate in the district  
11 [wherein] in which the decedent resided, stating, if such is the case,  
12 that all debts of the decedent have been paid in the manner prescribed  
13 by section 45a-392, at least to the extent of the fair value of all of the  
14 decedent's assets, when (1) such decedent leaves property of the type  
15 described in subsection (b) of this section, and (2) the aggregate value

16 of any such property as described in subsection (b) of this section does  
17 not exceed the sum of [twenty] forty thousand dollars. In addition,  
18 such affidavit or statement shall state that the decedent either did, or  
19 did not, receive aid or care from the state, which shall also include aid  
20 or care from the Department of Veterans' Affairs, whichever is true.

This act shall take effect as follows and shall amend the following sections:		
Section 1	October 1, 2007	45a-273(a)

**Statement of Purpose:**

To increase the threshold for filing an affidavit in lieu of administration in the probate of a small estate from twenty thousand dollars to forty thousand dollars.

*[Proposed deletions are enclosed in brackets. Proposed additions are indicated by underline, except that when the entire text of a bill or resolution or a section of a bill or resolution is new, it is not underlined.]*