

Upcoming Changes to Probate/Administration of Estates
Effective October 1, 2015 ([AB130](#))

Existing Law	Modifications
<ul style="list-style-type: none"> ➤ The Court is authorized to enter an order for Summary Administration if: <ul style="list-style-type: none"> ◆ Gross value of the estate is greater than \$100,000.00 but does not exceed \$200,000.00 after deducting encumbrances ➤ The Court is authorized to enter an order for General Administration if: <ul style="list-style-type: none"> ◆ Gross value of the estate exceeds \$200,000.00 after deducting encumbrances ➤ Small Estate Affidavits: Transfer of assets from the estate of a decedent to certain claimants pursuant to an affidavit if the decedent does not leave real property and: <ul style="list-style-type: none"> ◆ Gross value of the estate does not exceed \$20,000.00 and does not involve real property 	<ul style="list-style-type: none"> ➤ The Court is authorized to enter an order for Summary Administration if: <ul style="list-style-type: none"> ◆ Gross value of the estate is greater than \$100,000.00 but does not exceed <u>\$300,000.00</u> after deducting encumbrances ➤ The Court is authorized to enter an order for General Administration if: <ul style="list-style-type: none"> ◆ Gross value of the estate exceeds <u>\$300,000.00</u> after deducting encumbrances ➤ Small Estate Affidavits: Transfer of assets from the estate of a decedent to certain claimants pursuant to an affidavit if the decedent does not leave real property and: <ul style="list-style-type: none"> ◆ Gross value of the estate does not exceed <u>\$100,000.00</u> and the Claimant IS the surviving spouse *** <p>OR</p> <ul style="list-style-type: none"> ◆ Gross value of the estate does not exceed <u>\$25,000.00</u> and the Claimant IS NOT the surviving spouse *** <p>***These amounts exclude the value of any motor vehicles registered to the decedent.</p> <p>The Affidavit for transfer of assets must include a declaration that the claimant has no knowledge of any existing claims for personal injury or tort damages against the decedent.</p> <p>A governmental agency that issues certificates of title, ownership or registration to personal property must accept an affidavit containing the required information, regardless of the form of the affidavit.</p>