



SENATE MOTION

MR. PRESIDENT:

I move that Senate Bill 275 be amended to read as follows:

- 1 Page 3, delete lines 31 through 42, begin a new paragraph and
- 2 insert:
- 3 "SECTION 6. IC 29-1-14-1, AS AMENDED BY P.L.99-2024,
- 4 SECTION 9, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
- 5 JULY 1, 2026]: Sec. 1. (a) Except as provided in IC 29-1-7-7, all
- 6 claims against a decedent's estate, other than expenses of
- 7 administration and claims of the United States, the state, or a
- 8 subdivision of the state, whether due or to become due, absolute or
- 9 contingent, liquidated or unliquidated, founded on contract or
- 10 otherwise, shall be forever barred against the estate, the personal
- 11 representative, the heirs, devisees, and legatees of the decedent, unless
- 12 filed with the court in which such estate is being administered within:
- 13 (1) three (3) months after the date of the first published notice to
- 14 creditors; or
- 15 (2) three (3) months after the court has revoked probate of a will,
- 16 in accordance with IC 29-1-7-21, if the claimant was named as a
- 17 beneficiary in that revoked will;
- 18 whichever is later.
- 19 (b) No claim shall be allowed which was barred by any statute of
- 20 limitations at the time of decedent's death.
- 21 (c) No claim shall be barred by the statute of limitations which was
- 22 not barred at the time of the decedent's death, if the claim shall be filed
- 23 within:
- 24 (1) three (3) months after the date of the first published notice to
- 25 creditors; or
- 26 (2) three (3) months after the court has revoked probate of a will,
- 27 in accordance with IC 29-1-7-21, if the claimant was named as a

beneficiary in that revoked will;
whichever is later.

(d) All claims barrable under subsection (a) shall be barred if not filed within nine (9) months after the death of the decedent.

(e) Nothing in this section shall affect or prevent any action or proceeding to enforce any mortgage, pledge, or other lien upon property of the estate.

(f) Nothing in this section shall affect or prevent the enforcement of a claim for injury to person or damage to property arising out of negligence against the estate of a deceased tortfeasor within the period of the statute of limitations provided for the tort action. A tort claim against the estate of the tortfeasor may be opened or reopened and suit filed against the special representative of the estate within the period of the statute of limitations of the tort. Any recovery against the tortfeasor's estate shall not affect any interest in the assets of the estate unless the suit was filed within the time allowed for filing claims against the estate. The rules of pleading and procedure in such cases shall be the same as apply in ordinary civil actions.

(g) A claim by the unit against a decedent's estate is forever barred unless:

(1) the unit files a claim in the court in which the decedent's estate is being administered; or

(2) the unit opens an estate for the decedent and files a claim against the decedent in the estate;

not later than ~~one hundred twenty (120) days~~ **five (5) months** after the date of death of the decedent."

Page 4, delete lines 1 through 40.

Renumber all SECTIONS consecutively.

(Reference is to SB 275 as printed January 21, 2026.)

Senator FREEMAN