

SUPREME COURT OF FLORIDA

In re Amendments to Florida Probate Rules - 2026 Legislation

No. SC2026-0690, Supreme Court of Florida (July 16, 2026)

SUMMARY

The Supreme Court of Florida, in a per curiam opinion, adopts amendments to Florida Probate Rules 5.025, 5.425, and 5.530 in response to recent legislation. The amendments classify certain proceedings as adversarial, raise the threshold for disposition without administration from \$10,000 to \$20,000, and raise the threshold for summary administration from \$75,000 to \$150,000. The amendments are effective immediately, with a comment period.

CASE DETAILS

COURT	Supreme Court of Florida
WRITING FOR THE COURT	COURIEL, C.J.; LABARGA; MUÑIZ; GROSSHANS; FRANCIS; SASSO; TANENBAUM
JURISDICTION	Florida Supreme Court
DECIDED	July 16, 2026
DOCKET	SC2026-0690
DISPOSITION	other
PROCEDURAL POSTURE	Original proceeding to amend Florida Probate Rules
PRECEDENTIAL VALUE	Published
PARTIES	The Florida Bar's Probate Rules Committee

TOPICS

- probate procedure
- probate
- civil procedure
- estate administration

PRACTICE AREAS

- Probate
- Civil Procedure

QUESTIONS PRESENTED

1. Whether to adopt the proposed amendments to Florida Probate Rules 5.025, 5.425, and 5.530 as submitted by the Probate Rules Committee.

HOLDINGS

1. The Florida Probate Rules are amended as proposed by the Probate Rules Committee.

KEY QUOTATIONS

“Rule 5.025 is amended to add a new subdivision (a)(14) to classify proceedings to enforce the authority of a personal representative under section 733.612 as adversarial in nature unless ordered otherwise by the court.”

“Next, we amend rules 5.425(a)(2)(C) and 5.425(b)(3) to raise the value of nonexempt personal property eligible for disposition without administration from \$10,000 to \$20,000.”

“Lastly, rule 5.530(a)(7) is amended to raise the value of estates subject to summary administration from \$75,000 to \$150,000, consistent with the changes to section 735.201, Florida Statutes, as amended by chapter 2026-57, section 7, Laws of Florida.”

FACTUAL BACKGROUND

The Florida Bar's Probate Rules Committee filed a fast-track report proposing amendments to three Florida Probate Rules to conform to statutory changes enacted in chapter 2026-57, Laws of Florida. The amendments address classification of proceedings to enforce a personal representative's authority as adversarial, increase the value threshold for disposition without administration from \$10,000 to \$20,000, and increase the value threshold for summary administration from \$75,000 to \$150,000. The committee voted to approve the amendments by votes of 22-1-1, 24-0-0, and 24-0-0 respectively.

PROCEDURAL HISTORY

The Florida Bar's Probate Rules Committee filed a fast-track report proposing amendments to Florida Probate Rules 5.025, 5.425, and 5.530 in response to chapter 2026-57, Laws of Florida, which became effective July 1, 2026. The court has jurisdiction under article V, section 2(a) of the Florida Constitution and Florida Rule of General Practice and Judicial Administration 2.140(e).

DISPOSITION

other

INSTRUCTIONS FOR AN AI ASSISTANT

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