

CONFERENCE COMMITTEE REPORT

HB 264

2021 Regular Session

Seabaugh

June 3, 2021

To the Honorable Speaker and Members of the House of Representatives and the Honorable President and Members of the Senate.

Ladies and Gentlemen:

We, the conferees appointed to confer over the disagreement between the two houses concerning House Bill No. 264 by Representative Seabaugh, recommend the following concerning the Reengrossed bill:

1. That the set of Senate Committee Amendments by the Senate Committee on Judiciary A (#1549) be adopted.
2. That the set of Senate Floor Amendments by Senator Connick (#2317) be rejected.

Respectfully submitted,

Representative Alan Seabaugh

Senator Barrow Peacock

Representative Gregory A. Miller

Senator Barry Milligan

Representative Thomas Alexander Pressly, IV

Senator Patrick Connick

DIGEST

The digest printed below was prepared by House Legislative Services. It constitutes no part of the legislative instrument. The keyword, one-liner, abstract, and digest do not constitute part of the law or proof or indicia of legislative intent. [R.S. 1:13(B) and 24:177(E)]

CONFERENCE COMMITTEE REPORT DIGEST

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Keyword and oneliner of the instrument as it left the House

SALES: Provides for advertisement of judicial sales

Report adopts Senate amendments to:

1. Make technical changes.

Report rejects Senate amendments which would have:

1. Added provisions amending R.S. 47:2153(A)(1)(c)(i), (ii), and (iii) and the introductory paragraph of (A)(2)(b) and (C)(1), relative to notice for tax sales.
2. Provided that prior to the tax sale, the tax collector shall send a written notice to each tax sale party via first class mail or certified mail.
3. Provided that if the written notice of tax sale is returned, the tax collector shall post a notice of tax sale on or near the main entrance of the primary structure on the property.
4. Clarified that failure of a tax debtor to receive actual notice of the tax sale shall not affect the validity of the tax sale when the tax collector demonstrates a reasonable and diligent effort to provide notice.

Digest of the bill as proposed by the Conference Committee

Present law (C.C.P. Art. 2331) provides for the publication of notice of the sale of property under a writ of fieri facias shall be published twice for immovable property.

Proposed law (C.C.P. Art. 2331) retains present law but provides that if a judicial sale of immovable property is rescheduled, the notice of sale of property shall be published once.

(Amends C.C.P. Art. 2331)