
DIGEST

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HB 172 Original

2018 Regular Session

Garofalo

Abstract: Provides for the cancellation of inferior inscriptions on property sold at sheriff's sale regardless of whether the inscriptions appeared on the mortgage certificate in the foreclosure proceeding.

Present law provides that the property sold at a sheriff's sale shall be sold with a release of the mortgage of the seizing creditor and inferior mortgages and liens, and the sheriff shall direct the recorder of mortgages to cancel those inscriptions in so far as they affect the property sold.

Proposed law provides for the cancellation of inferior inscriptions regardless of whether they appeared on the mortgage certificate in the foreclosure proceeding.

(Amends C.C.P. Art. 2376)