

2022 Regular Session

HOUSE BILL NO. 905

BY REPRESENTATIVE GREGORY MILLER

PROPERTY: Provides relative to partition by licitation

1 AN ACT

2 To amend and reenact Code of Civil Procedure Article 4614, relative to partition of co-  
3 owned property; to provide relative to purchase by a co-owner; to provide for credit  
4 for property interest in property; and to provide for related matters.

5 Be it enacted by the Legislature of Louisiana:

6 Section 1. Code of Civil Procedure Article 4614 is hereby amended and reenacted  
7 to read as follows:

8 Art. 4614. Purchase by co-owner of property or interest sold

9 A. Any property or interest ~~therein in the property~~ sold to effect a partition,  
10 whether by licitation or by private sale, may be purchased by a co-owner.

11 B. If a property or interest in the property is purchased by a co-owner, the  
12 co-owner shall be credited for his share of the property or interest in the property.

13 The co-owner shall have his share deducted from the purchase price of the property  
14 or interest in the property prior to payment.

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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)]

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HB 905 Engrossed

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Gregory Miller

**Abstract:** Deducts the co-owners share of the property to be partitioned from the purchase price of the property.

Present law provides that co-owners may purchase any property or interest therein to effect a partition.

Proposed law provides that the co-owner shall have his share deducted from the purchase price of the property or interest in the property.

(Amends C.C.P. Art. 4614)