The original instrument and the following digest, which constitutes no part of the legislative instrument, were prepared by Hanna Gettys.

DIGEST

SB 29 Original | 2024 Regular Session | Miller

Present law (R.S. 9:374) authorizes the court to award the use and occupancy of community movables or immovables to either spouse, after a petition for divorce is filed, and prior to partition.

Proposed law retains present law and requires the court to consider certain factors in determining the allocation of community property, including the liquidity of community assets, the history of domestic violence, and the history of financial control.

Present law (R.S. 9:375) authorizes the award of attorney fees in support, contribution, and visitation actions.

Proposed law retains present law and additionally authorizes an award of attorney fees in actions allocating the use of community property if either party causes unreasonable delay.

Effective August 1, 2024.

(Amends R.S. 9:374(G)(2); adds R.S. 9:375(C))