

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.

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)]

HB 905 Original

2022 Regular Session

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)