

RÉSUMÉ DIGEST

ACT 481 (HB 549)

2022 Regular Session

Boyd

New law (R.S. 9:2734) prohibits the enforceability of immovable property covenants that are restrictive on race or religion by providing that such provisions are void.

Existing law (R.S. 9:1122.103) provides for the declaration and bylaws of condominium associations.

New law retains existing law and provides that no provision in the declaration or bylaws may restrict conveyance based on race or religion and provides that such provisions are void.

Existing law (R.S. 9:1131.5) provides for timeshare plans.

New law retains existing law but provides that no provision in the plan may restrict conveyance based on race or religion and provides that such provisions are void.

Existing law (R.S. 9:1141.8) provides for community documents of homeowners associations.

Proposed law retains existing law but provides that no provision in the community documents may restrict conveyance based on race or religion and provides that such provisions are void.

New law further provides that a residential planned community may, by a majority vote of full board membership, amend the community documents to remove any restriction, covenant, or condition prohibiting or limiting the conveyance, encumbrance, rental, occupancy, or use of immovable property on the basis of race, color, national origin, religion, sex, familial status, or prohibiting the use of a trained guide dog or assistance animal because the individual has a disability recognized under existing law.

New law provides a general prohibition against any restrictive covenant based on race or religion in any conveyance of immovable property and provides that such provisions are void.

Existing law (R.S. 51:2601) provides for the Louisiana Equal Housing Opportunity Act.

New law provides for a residential planned community to act through a majority vote of its full board membership to amend community documents limiting the conveyance of immovable property on the basis of race, color, religion, sex, disability, familial status, or national origin, as defined by the Louisiana Equal Housing Opportunity Act.

Effective August 1, 2022.

(Amends R.S. 9:1141.8; Adds R.S. 9:1122.103(C), 1131.5(C), and 2734)