

2025 Regular Session

HOUSE BILL NO. 591

BY REPRESENTATIVE WILDER

Prefiled pursuant to Article III, Section 2(A)(4)(b)(i) of the Constitution of Louisiana.

TAX/AD VALOREM TAX: Provides for an alternative to minimum bids when selling adjudicated property and requires costs associated with the termination of a lien certificate to apply to adjudicated property

1 AN ACT

2 To amend and reenact R.S. 47:2202(A)(1) and 2247(A), relative to tax sales and adjudicated
3 property; to provide for the sale of property to third parties; to provide for bid prices
4 when selling adjudicated property; to authorize alternative to minimum bid amounts;
5 to provide for the termination of tax lien certificates; to provide for costs associated
6 with the termination of lien certificates; to provide for applicability; to provide for
7 an effective date; and to provide for related matters.

8 Be it enacted by the Legislature of Louisiana:

9 Section 1. R.S. 47:2202(A)(1) and 2247(A) are hereby amended and reenacted to
10 read as follows:

11 §2202. Minimum bid prices; sale of adjudicated property; sale of tax lien certificate
12 issued to the political subdivision; sale of immovable property to enforce a
13 tax lien certificate held by a political subdivision

14 A.(1) The governing authority of each political subdivision may elect to set
15 a dollar amount as a minimum bid for the public sale of adjudicated property, which
16 shall be at least the total amount of statutory impositions, governmental liens, and
17 costs of sale. Alternatively, the governing authority of each political subdivision
18 may elect to sell the adjudicated property at public sale to the highest bidder without
19 setting a minimum bid or requiring an appraisal.

20 * * *

§2247. Termination of tax lien certificate issued to political subdivisions; additional payments

A. The person terminating a tax lien certificate issued to a political subdivision or adjudicated property shall pay the termination price and actual costs incurred by the political subdivision for all certified mail or commercial carrier, publication of notice, or personal services of notices in complying with the applicable provisions of law, including, without limitation, determination of tax auction parties and the notification of such persons of the subsequent transaction as allowed by law.

* * *

Section 2. The provisions of Section 1 of this Act that amend R.S. 47:2202(A)(1) and 2247(A) supersede the provisions of Section 1 of Act No. 774 of the 2024 Regular Session of the Legislature that amend R.S. 47:2202(A)(1) and 2247(A).

Section 3. This Act shall apply to all taxable periods beginning on or after January 1, 2026.

Section 4.(A) Section 1 of this Act shall become effective when Section 1 of Act No. 774 of the 2024 Regular Session of the Legislature becomes effective.

(B) Section 2 of this Act shall become effective on January 1, 2026.

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 591 Reengrossed

2025 Regular Session

Wilder

Abstract: Authorizes the governing authority of a political subdivision to sell the adjudicated property at public sale to the highest bidder without setting a minimum bid or requiring an appraisal and extends the payment of costs associated with the termination of a lien certificate to adjudicated property.

Present law, which becomes operative Jan. 1, 2026, authorizes the governing authority of a political subdivision to set a dollar amount as a minimum bid for the public sale of adjudicated property, which shall be at least the total amount of statutory impositions, governmental liens, and costs of sale. Further authorizes the governing authority to require an appraisal of adjudicated property to be sold at public sale.

Proposed law retains the option for a governing authority to set a dollar amount as a minimum bid for the public sale of adjudicated property but adds an option for the governing

authority of a political subdivision to sell the adjudicated property at public sale to the highest bidder without setting a minimum bid or requiring an appraisal.

Present law, which becomes operative Jan. 1, 2026, requires the person terminating a tax lien certificate issued to a political subdivision to pay the termination price and actual costs incurred by the political subdivision for all certified mail or commercial carrier, publication of notice, or personal services of notices, including, the determination of tax auction parties and the notification of these parties of the subsequent transaction.

Proposed law extends the requirements of present law regarding the costs a person terminating a tax lien certificate issued to a political subdivision must pay but extends the requirement of paying those costs to the termination of a tax lien certificate issued for adjudicated property.

Proposed law is applicable to all taxable periods beginning on or after Jan. 1, 2026.

Effective January 1, 2026.

(Amends R.S. 47:2202(A)(1) and 2247(A))

Summary of Amendments Adopted by House

The House Floor Amendments to the engrossed bill:

1. Make technical changes in provisions for proposed law superseding a prior Act of the Legislature.