

Regular Session, 2012

HOUSE BILL NO. 453

BY REPRESENTATIVE ABRAMSON

PROPERTY: Provides with respect to the form of notice of seizure in judgment debtor cases

1 AN ACT

2 To amend and reenact Code of Civil Procedure Article 2293(B)(1), relative to notice of
3 seizure in judgment debtor cases; to provide for the form of such notice; and to
4 provide for related matters.

5 Be it enacted by the Legislature of Louisiana:

6 Section 1. Code of Civil Procedure Article 2293(B)(1) is hereby amended and
7 reenacted to read as follows:

8 Art. 2293. Notice to judgment debtor; appointment of attorney

9 * * *

10 B.(1) After the seizure of property, the sheriff shall serve promptly upon the
11 judgment debtor a written notice of the seizure and a list of the property seized, in
12 the manner provided for service of citation. If service cannot be made on the
13 judgment debtor or his attorney of record, the court shall appoint an attorney upon
14 whom service may be made. The notice of seizure shall be substantially similar to
15 the form provided in R.S. 13:3852.

16 * * *

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)]

Abramson

HB No. 453

Abstract: Requires the notice of seizure in judgment debtor cases to be in a form which is substantially similar to that required in general seizure cases.

Present law provides procedures for the seizure of property of a judgment debtor to satisfy a money judgment. Requires the sheriff to serve a written notice of seizure upon the judgment debtor.

Proposed law retains present law and provides that such notice of seizure shall be substantially similar to the form used in general seizure cases.

(Amends C.C.P. Art. 2293(B)(1))