

HCS HB 1527 -- PROPERTY EXEMPT FROM ATTACHMENT

SPONSOR: Cox (Elmer)

COMMITTEE ACTION: Voted "do pass by consent" by the Committee on Judiciary by a vote of 12 to 0.

Currently, each head of a family may exempt from attachment \$350 for each of the person's unmarried dependent children under 18 years old. This substitute increases the age to a child under 21 years old.

The substitute specifies how fraud will be defined when determining if certain funds must be held exempt from a bankruptcy proceeding.

FISCAL NOTE: No impact on state funds in FY 2013, FY 2014, and FY 2015.

PROPOSERS: Supporters say that the bill clarifies some of the confusion in the law regarding what exemptions can be claimed in a bankruptcy proceeding.

Testifying for the bill were Representative Elmer; and Norman Lampton.

OPPOSERS: There was no opposition voiced to the committee.