
DIGEST

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HB 255 Original

2020 Regular Session

Landry

Abstract: Provides an exemption from seizure for up to two motor vehicles per household and for health savings accounts.

Present law provides general exemptions from seizure under any writ, mandate, or other process for certain income and property.

Present law provides for the exemption of certain percentages of disposable income, depending on the nature of the debt to be satisfied.

Present law provides an extensive list of household and personal items that are exempt from seizure, including clothing, bedding, chinaware, kitchen utensils, kitchen and laundry appliances, family portraits, military accoutrements, musical instruments, livestock, pets, firearms, and wedding and engagement rings not exceeding \$5,000 in value.

Present law exempts from seizure \$7,500 in equity value for one motor vehicle to be used by the debtor and his family household.

Proposed law exempts from seizure up to two motor vehicles to be used by the debtor and one other adult who is residing in the household.

Present law exempts from seizure \$7,500 in equity value for one motor vehicle per household which vehicle is substantially modified, equipped, or fitted for the purposes of adapting its use to the physical disability of the debtor or his family and is used by the debtor or his family for the transporting of such person with a disability for any use.

Proposed law retains present law.

Present law exempts from all liability for any debt except alimony and child support: all pensions, all tax-deferred arrangements, annuity contracts, and all proceeds of and payments under all tax-deferred arrangements and annuity contracts

Proposed law retains present law and also exempts health savings accounts.

(Amends R.S. 13:3881(A)(7) and (D)(1))