

HCS HB 1350 -- ATTACHMENTS AND EXECUTIONS

SPONSOR: Byrd

COMMITTEE ACTION: Voted "do pass" by the Committee on Judiciary by a vote of 17 to 0.

This substitute makes changes to the laws regarding exemptions from attachment and execution. In its main provisions, the substitute:

- (1) Expands the list of property that is exempt to include a wedding ring not to exceed \$1,500 in value;
- (2) Increases from \$1,000 to \$3,000 the exemption amount for household furnishings;
- (3) Increases from \$400 to \$600 the exemption amount for any other property;
- (4) Increases from \$2,000 to \$3,000 the exemption amount for tools of the trade, adding to the list breeding stock and dairy cattle;
- (5) Increases from \$1,000 to \$3,000 the exemption amount for motor vehicles;
- (6) Increases from \$1,000 to \$5,000 the exemption amount for a mobile home used as a primary residence, but restricts it to mobile homes not on or attached to real property in which the debtor has an interest;
- (7) Increases from \$500 to \$750 per month the exemption amount for alimony or support;
- (8) Increases from \$850 to \$1,250 the head of household exemption and increases from \$250 to \$350 the dependent child exemption; and
- (9) Clarifies that the dependent child exemption also includes children determined to be disabled by the Social Security Administration.

FISCAL NOTE: Not available at time of printing.

PROPOSERS: Supporters say that these exemptions have not been updated in a long time, and the increases in the bill do not approach what inflation adjustments would have been.

Testifying for the bill were Representative Byrd; Board of

Governors of the Missouri Bar; Missouri Bankers Association; and Missouri Credit Unions Association.

OPPONENTS: There was no opposition voiced to the committee.

Julie Jinkens McNitt, Legislative Analyst