

FIRST REGULAR SESSION

HOUSE BILL NO. 566

94TH GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVE HUNTER.

Read 1st time January 24, 2007 and copies ordered printed.

D. ADAM CRUMBLISS, Chief Clerk

1493L.01I

AN ACT

To repeal section 430.330, RSMo, and to enact in lieu thereof one new section relating to preferred claims.

Be it enacted by the General Assembly of the state of Missouri, as follows:

Section A. Section 430.330, RSMo, is repealed and one new section enacted in lieu thereof, to be known as section 430.330, to read as follows:

430.330. **1.** Whenever any person indebted to the state of Missouri is insolvent, or whenever the estate of any deceased debtor in the hands of the executors or administrators is insufficient to pay all the debts due from the deceased, the debts due to the state of Missouri shall be first satisfied, and the priority hereby established shall extend as well to cases in which a debtor not having sufficient property to pay all his debts makes a voluntary assignment thereof, or in which the estate and effects of an absconding, concealed or absent debtor are attached by process of law, as to cases in which an act of bankruptcy is committed; provided, that nothing in sections 430.330 to 430.350 contained shall be construed to interfere with the priority of the United States as secured by law, or with the priority for the payment of claims in decedents' estates as prescribed by section 473.397, RSMo.

2. If any person belonging to a labor organization and paying dues to such labor organization owes money for any order by a court of this state or to any governmental agency of this state, the state shall have priority and such money shall be paid to the state prior to such dues being paid to such labor organization.

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EXPLANATION — Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and is intended to be omitted from the law. Matter in **bold-face** type in the above bill is proposed language.