

754-111AX-32

Bill No. HB 579, 1st Eng.

Amendment No. ____ (for drafter's use only)

	<u>Senate</u>	CHAMBER ACTION	<u>House</u>
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Representative(s) Brown offered the following:

Amendment

On page 99, lines 3-18,
remove from the bill: all of said lines,
and insert in lieu thereof:

(6) Subsections (1) and (3) do not apply to the creation, attachment, perfection, or enforcement of a security interest in:

(a) A claim or right to receive compensation for injuries or sickness as described in 26 U.S.C. subsection 104(a)(1) or (2).

(b) A claim or right to receive benefits under a special needs trust as described in 42 U.S.C. subsection 1396p(d)(4).

(c) The interest of a debtor who is a natural person in unemployment, alimony, disability, pension, or retirement benefits or victim compensation funds.

(d) The interest of a debtor who is a natural person in other benefits which are designated solely for his or her

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1 maintenance, support, or education, the assignability of which
2 is expressly prohibited or restricted by statute.

3
4 However, this provision shall not preclude such debtor's
5 creation, attachment, perfection, or enforcement of a security
6 interest in a settlement arising from a personal injury claim
7 other than one against an employer arising out of the debtor's
8 employment.

9 (7) Subsections (1), (3), and (6) apply only to a
10 security interest created after January 1, 2002.

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