

By Senator Burgess

23-01329A-25

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1 A bill to be entitled
2 An act relating to exemption of assets; amending s.
3 222.22, F.S.; exempting certain moneys from specified
4 legal processes; defining the term "homeowner savings
5 plan"; providing for contingent effect of specified
6 provisions; providing an effective date.

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8 Be It Enacted by the Legislature of the State of Florida:

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10 Section 1. Subsections (6) and (7) are added to section
11 222.22, Florida Statutes, to read:

12 222.22 Exemption of assets in qualified tuition programs,
13 medical savings accounts, Coverdell education savings accounts,
14 ~~and~~ hurricane savings accounts, homeowner savings plans, and
15 qualified home disaster mitigation and recovery expenses
16 accounts from legal process.—

17 (6) (a) Moneys paid into or out of, the assets of, and the
18 income of any homeowner savings plan are not liable to
19 attachment, levy, garnishment, or legal process in this state in
20 favor of any creditor of or claimant against any plan
21 participant, purchaser, owner or contributor, or plan
22 beneficiary.

23 (b) As used in this subsection, the term "homeowner savings
24 plan" means a plan used by the owner of homestead property
25 within this state to reduce taxable income based on the value of
26 such property with the savings from such reduction being
27 directed back into the plan to use on expenses related to
28 homeownership.

29 (c) This subsection shall take effect only when the Federal

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30 Government provides tax-exempt or tax-deferred status to a
31 homeowner savings plan.

32 (7) Moneys paid into or out of, the assets of, and the
33 income of any qualified home disaster mitigation and recovery
34 expenses account established by the account beneficiary of a
35 trust authorized under the Internal Revenue Code of 1986, as
36 amended, are not liable to attachment, levy, garnishment, or
37 legal process in this state in favor of any creditor of or
38 claimant against any account participant, purchaser, owner or
39 contributor, or account beneficiary.

40 Section 2. This act shall take effect July 1, 2025.