

HOUSE BILL 422

D3, D4

71r1561

By: **Delegates Simmons and Dumais**

Introduced and read first time: February 5, 2007

Assigned to: Judiciary

Committee Report: Favorable with amendments

House action: Adopted

Read second time: March 13, 2007

CHAPTER _____

1 AN ACT concerning

2 **Alimony and Child Support – Exemption from Execution on a Judgment**

3 FOR the purpose of exempting money paid or payable for ~~alimony or~~ child support
4 ~~obligations~~ from execution on a judgment; exempting money paid or payable for
5 alimony from execution on a judgment to a certain extent; and generally
6 relating to alimony ~~and~~, child support, and exemptions from execution on a
7 judgment.

8 BY repealing and reenacting, with amendments,
9 Article – Courts and Judicial Proceedings
10 Section 11–504(b)
11 Annotated Code of Maryland
12 (2006 Replacement Volume)

13 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
14 MARYLAND, That the Laws of Maryland read as follows:

15 **Article – Courts and Judicial Proceedings**

16 11–504.

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.

Underlining indicates amendments to bill.

~~Strike out~~ indicates matter stricken from the bill by amendment or deleted from the law by amendment.



1 (b) The following items are exempt from execution on a judgment:

2 (1) Wearing apparel, books, tools, instruments, or appliances, in an
3 amount not to exceed \$5,000 in value necessary for the practice of any trade or
4 profession except those kept for sale, lease, or barter.

5 (2) Money payable in the event of sickness, accident, injury, or death
6 of any person, including compensation for loss of future earnings. This exemption
7 includes but is not limited to money payable on account of judgments, arbitrations,
8 compromises, insurance, benefits, compensation, and relief. Disability income benefits
9 are not exempt if the judgment is for necessities contracted for after the disability is
10 incurred.

11 (3) Professionally prescribed health aids for the debtor or any
12 dependent of the debtor.

13 (4) The debtor's interest, not to exceed \$1,000 in value, in household
14 furnishings, household goods, wearing apparel, appliances, books, animals kept as
15 pets, and other items that are held primarily for the personal, family, or household use
16 of the debtor or any dependent of the debtor.

17 (5) Cash or property of any kind equivalent in value to \$6,000 is
18 exempt, if within 30 days from the date of the attachment or the levy by the sheriff,
19 the debtor elects to exempt cash or selected items of property in an amount not to
20 exceed a cumulative value of \$6,000.

21 **(6) MONEY PAYABLE OR PAID ~~FOR ALIMONY OR~~ IN ACCORDANCE**
22 **WITH AN AGREEMENT OR COURT ORDER FOR CHILD SUPPORT OBLIGATIONS.**

23 **(7) MONEY PAYABLE OR PAID IN ACCORDANCE WITH AN**
24 **AGREEMENT OR COURT ORDER FOR ALIMONY TO THE SAME EXTENT THAT**
25 **WAGES ARE EXEMPT FROM ATTACHMENT UNDER § 15-601.1(B)(1)(II) OR (2)(I)**
26 **OF THE COMMERCIAL LAW ARTICLE.**

27 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
28 October 1, 2007.