



THE MARYLAND HOUSE OF DELEGATES
ANNAPOLIS, MARYLAND 21401

**TESTIMONY OF DELEGATE PAM QUEEN
HB 772 – Judgements-Exemptions for Execution
SUPPORT**

Greetings Chair Luke Clippinger, Vice-Chair Vanessa Atterbeary, and members of the Judiciary Committee:

Currently, Article- Courts and Judicial Proceedings (§11-504) exempts up to a limit various items from seizure in a judgement such as wearing apparel, tools. Appliances, certain wages, health-related aids, household furniture, and up to \$6,000 of assets in cash or property.

HB 772 seeks to clarify of the \$6,000 in assets that is protected how much of cash compared to property cannot be seized which is designated as \$2,600. This is allow for more liquid assets to be protected to pay for current expenses such as rent, utilities, and other basic expenses.

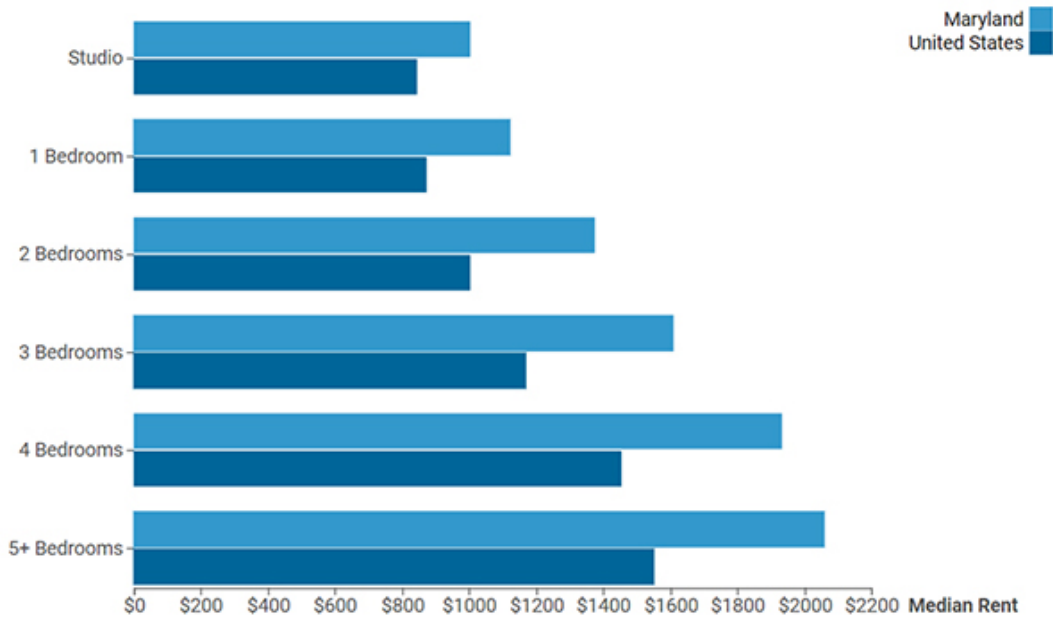
Currently, I am not certain how the courts enforce current law which protects the items listed under Article §11-504, including the \$6,000 in assets. However, I contend this should be a welcomed changed which could be implemented with an update to existing forms.

I ask for your favorable recommendation for this important bill.

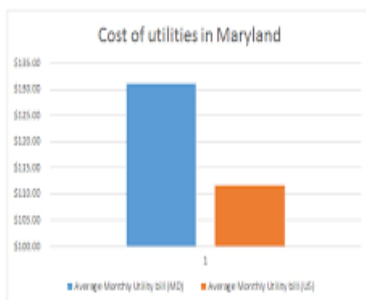
HB 772 – supplemental information

Maryland Basic Costs

MEDIAN HOME RENT IN MARYLAND



AVERAGE MONTHLY UTILITY BILL (MD)



US Average Cost of Utilities per Month

-  **Electricity** **\$110.76**
-  **Natural Gas** **\$72.10**
-  **Water** **\$70.39**
-  **Cable TV** **\$85**
-  **Internet** **\$60**
-  **Trash/Recycling** **\$14**



DISTRICT COURT OF MARYLAND FOR

City/County

Located at Court Address

Case No.

Plaintiff/Judgment Creditor

Defendant/Judgment Debtor

Address

VS.

Address

City, State, Zip

City, State, Zip

MOTION FOR RELEASE OF PROPERTY FROM LEVY/GARNISHMENT OR TO EXEMPT PROPERTY FROM EXECUTION (Md. Rules 3-643, 3-645 and 3-645.1)

The Debtor asks for release from levy of the property described as:

because:

- checkboxes for judgment vacated, creditor non-compliance, property value, undue hardship, 120 days, debtor election, appraisal review, appeal, other

Date

Signature of Defendant

Fax

Printed Name

E-mail

Address

Telephone Number

CERTIFICATE OF SERVICE

I certify that I served a copy of this Motion upon the following party or parties by mailing first class mail, postage prepaid hand delivery, on Date to:

Name

Address

Name

Address

Date

Signature of Party Serving

NOTICE OF HEARING ON MOTION TO ELECT EXEMPTION

A request for a hearing on the Motion of the Defendant to claim exemption from execution has been made by the Plaintiff. You are hereby subpoenaed to appear at the hearing which will be held on at the court location shown above.

To request a foreign language interpreter or a reasonable accommodation under the Americans with Disabilities Act, please contact the court immediately. Possession and use of cell phones and other electronic devices may be limited or prohibited in designated areas of the court facility.

Date

Clerk

ORDER FOR RELEASE OF PROPERTY

It is hereby ORDERED that

- checkboxes for hearing scheduled, no request for hearing, hearing held, motion granted

- checkboxes for appeal bond, motion denied

Date

Signature of Judge

ID Number

Mark this box if this form contains Restricted Information.



CIRCUIT COURT DISTRICT COURT OF MARYLAND FOR _____ City/County

Located at _____ Court Address Case No. _____

Plaintiff/Judgment Creditor VS. Defendant/Judgment Debtor

JUDGMENT DEBTOR (DEFENDANT) INFORMATION SHEET (Md. Rules 2-634 and 3-634)

MDEC counties only: If this submission contains Restricted Information (confidential by statute, rule or court order) you must file a Notice Regarding Restricted Information Pursuant to Rule 20-201.1 (form MDJ-008) with this submission, and check the Restricted Information box on this form.

Read This Before Filling in This Form: If you complete and sign this form you are swearing under penalty of perjury that you are telling the truth. DO NOT FILE A COPY OF THIS FORM WITH THE COURT. Return the completed form to the person or company that sent it to you no later than 30 days after you receive it. If you do not, you may have to come to court to answer questions about your assets and income. If you then fail to come to court, the court may issue a body attachment and you could be arrested for contempt. Please note:

- You have rights that may protect some of the property. See page two (2) for resources that provide additional information and assistance in completing the Information Sheet.
- You are not required by law to give up things listed on this form to satisfy a judgment unless the court orders.
- You have the right to consult with an attorney before completing this form.

My Information:

Full Legal Name:	Social Security Number: ____-____-____	Date of Birth:
All Other Names You Have Been Known By:	Driver's License Number:	
Where do you receive mail? <input type="checkbox"/> At my home address: _____ <input type="checkbox"/> At this address: _____		
Telephone Numbers: Cell: _____ Home: _____ Business: _____ Other: _____		

I have the following job(s):

Job Title:	Employer:
Work Address:	
Pay: \$ _____ per _____	Average Paycheck: \$ _____ per _____
Job Title:	Employer:
Work Address:	
Pay: \$ _____ per _____	Average Paycheck: \$ _____ per _____

Attach additional sheets if necessary.

I get commission/bonuses on average \$ _____ per _____ from _____.
I also get money from: <input type="checkbox"/> Social Security <input type="checkbox"/> Child Support <input type="checkbox"/> Disability Benefits <input type="checkbox"/> Retirement Benefits <input type="checkbox"/> Other: \$ _____ per <input type="checkbox"/> week <input type="checkbox"/> month <input type="checkbox"/> year Source: _____.

I own the following things:

Real Estate (Land) that I own or that I am currently buying:	Address:
Name(s) of Owner(s):	
<input type="checkbox"/> I pay a mortgage: \$ _____ per _____ to _____.	
<input type="checkbox"/> No mortgage.	
<input type="checkbox"/> The owners listed are married.	

<u>Cars that I own or that I am currently buying:</u>	Year:	Make:	Model:	Color:
Tag No.:	Mileage:	Owner(s):		
<input type="checkbox"/> I pay a car loan: \$ _____ per _____ to _____ and owe a total of: \$ _____. <input type="checkbox"/> No car loan.				

<u>Financial Account(s):</u> (Bank, savings, credit union, and other financial accounts)				
Name of Institution	Amount now:	<input type="checkbox"/> Social Security is paid into this account. <input type="checkbox"/> This account is joint with the following person(s): _____		
Account No.	\$ _____			
Name of Institution	Amount now:	<input type="checkbox"/> Social Security is paid into this account. <input type="checkbox"/> This account is joint with the following person(s): _____		
Account No.	\$ _____			

Attach additional sheets if necessary.

Have you sold or given away any property worth more than \$500.00 in the past year?

<input type="checkbox"/> No.	<input type="checkbox"/> Yes. I <input type="checkbox"/> sold <input type="checkbox"/> gave away _____ (item) to _____ (name & address) for \$ _____.
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Attach additional sheets if necessary.

Does anyone owe you money?

<input type="checkbox"/> Not so far as I know.	<input type="checkbox"/> Yes. Name: _____ Address: _____ owes me \$ _____ because: _____.
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I solemnly affirm under the penalties of perjury that the contents of this document are true to the best of my knowledge, information, and belief.

.....
Date

.....
Signature of Defendant/Judgment Debtor

DO NOT FILE A COPY OF THIS FORM WITH THE COURT.

Return the completed form to the person or company that sent it to you no later than 30 days after you receive it. If you do not, you may have to come to court to answer questions about your assets and income. If you then fail to come to court, the court may issue a body attachment and you could be arrested for contempt.

Please attach copies of the following, if you have them or can get them:

- A copy of your last pay stub.
- A copy of your last THREE (3) bank statements for each account you have.
- A copy of your tax return, for the most recent tax year that you filed a return, within the past THREE (3) years.

Web-based and in-person resources:

- Maryland Courts Self-Help Center 410-260-1392
- <https://www.mdcourts.gov/selfhelp>
- <https://www.peoples-law.org>