



Senate

General Assembly

File No. 550

January Session, 2007

Substitute Senate Bill No. 1095

Senate, April 23, 2007

The Committee on Judiciary reported through SEN. MCDONALD of the 27th Dist., Chairperson of the Committee on the part of the Senate, that the substitute bill ought to pass.

AN ACT UPDATING THE VALUE OF A MOTOR VEHICLE EXEMPT FROM EXECUTION ON A JUDGMENT.

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. Section 52-352b of the general statutes is repealed and the
2 following is substituted in lieu thereof (*Effective July 1, 2007*):

3 The following property of any natural person shall be exempt:

4 (a) Necessary apparel, bedding, foodstuffs, household furniture and
5 appliances;

6 (b) Tools, books, instruments, farm animals and livestock feed,
7 which are necessary to the exemptioner in the course of his or her
8 occupation, profession or farming operation;

9 (c) Burial plot for the exemptioner and his or her immediate family;

10 (d) Public assistance payments and any wages earned by a public
11 assistance recipient under an incentive earnings or similar program;

- 12 (e) Health and disability insurance payments;
- 13 (f) Health aids necessary to enable the exemptioner to work or to
14 sustain health;
- 15 (g) Workers' compensation, Social Security, veterans and
16 unemployment benefits;
- 17 (h) Court approved payments for child support;
- 18 (i) Arms and military equipment, uniforms or musical instruments
19 owned by any member of the militia or armed forces of the United
20 States;
- 21 (j) One motor vehicle to the value of [one] three thousand five
22 hundred dollars, provided value shall be determined as the fair market
23 value of the motor vehicle less the amount of all liens and security
24 interests which encumber it;
- 25 (k) Wedding and engagement rings;
- 26 (l) Residential utility deposits for one residence, and one residential
27 security deposit;
- 28 (m) Any assets or interests of an exemptioner in, or payments
29 received by the exemptioner from, a plan or arrangement described in
30 section 52-321a;
- 31 (n) Alimony and support, other than child support, but only to the
32 extent that wages are exempt from execution under section 52-361a;
- 33 (o) An award under a crime reparations act;
- 34 (p) All benefits allowed by any association of persons in this state
35 towards the support of any of its members incapacitated by sickness or
36 infirmity from attending to his usual business;
- 37 (q) All moneys due the exemptioner from any insurance company
38 on any insurance policy issued on exempt property, to the same extent

39 that the property was exempt;

40 (r) Any interest of the exemptioner in any property not to exceed in
41 value one thousand dollars;

42 (s) Any interest of the exemptioner not to exceed in value four
43 thousand dollars in any accrued dividend or interest under, or loan
44 value of, any unmaturred life insurance contract owned by the
45 exemptioner under which the insured is the exemptioner or an
46 individual of whom the exemptioner is a dependent;

47 (t) The homestead of the exemptioner to the value of seventy-five
48 thousand dollars, or, in the case of a money judgment arising out of
49 services provided at a hospital, to the value of one hundred twenty-
50 five thousand dollars, provided value shall be determined as the fair
51 market value of the real property less the amount of any statutory or
52 consensual lien which encumbers it; and

53 (u) Irrevocable transfers of money to an account held by a bona fide
54 nonprofit debt adjuster licensed pursuant to sections 36a-655 to 36a-
55 665, inclusive, for the benefit of creditors of the exemptioner.

This act shall take effect as follows and shall amend the following sections:		
Section 1	July 1, 2007	52-352b

JUD *Joint Favorable Subst.*

The following fiscal impact statement and bill analysis are prepared for the benefit of members of the General Assembly, solely for the purpose of information, summarization, and explanation, and do not represent the intent of the General Assembly or either chamber thereof for any purpose:

OFA Fiscal Note

State Impact: None

Municipal Impact: None

Explanation

The bill increases the value of motor vehicles, from \$1,500 to \$3,500, exempt from money judgments for unsecured creditors. Since this does not pertain to collections by the state or municipalities, there is no fiscal impact.

The Out Years

State Impact: None

Municipal Impact: None

OLR Bill Analysis

sSB 1095

AN ACT UPDATING THE VALUE OF A MOTOR VEHICLE EXEMPT FROM EXECUTION ON A JUDGMENT.

SUMMARY:

By law, certain types and amounts of property are exempt from debt collection. This bill increases the exemption for motor vehicles from \$1,500 to \$3,500. By law, the value of the motor vehicle is determined by its fair market value minus all liens and security interests on it.

EFFECTIVE DATE: July 1, 2007

COMMITTEE ACTION

Judiciary Committee

Joint Favorable Substitute

Yea 43 Nay 0 (04/09/2007)