

State of South Dakota

EIGHTY-EIGHTH SESSION
LEGISLATIVE ASSEMBLY, 2013

724U0126

HOUSE BILL NO. 1219

Introduced by: Representatives Hickey, Bolin, Craig, Cronin, Ecklund, Feinstein, Gibson, Gosch, Haggart (Jenna), Hajek, Hawks, Hoffman, Hunhoff (Bernie), Johns, Lust, Mickelson, Munsterman, Schoenfish, Stalzer, Stevens, and Verchio and Senators Kirkeby, Hunhoff (Jean), Jensen, Krebs, Lederman, Lucas, Maher, Otten (Ernie), Soholt, Tidemann, and Van Gerpen

1 FOR AN ACT ENTITLED, An Act to amend the benefit allowance exempt from levy in
2 bankruptcy cases.

3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF SOUTH DAKOTA:

4 Section 1. That § 58-12-8 be amended to read as follows:

5 58-12-8. The total exemption under § 58-12-6 of benefits presently due and payable to any
6 annuitant periodically or at stated times under all annuity contracts under which he or she is an
7 annuitant, ~~shall~~ may not at any time exceed ~~two hundred and fifty~~ three hundred fifty dollars per
8 month for the length of time represented by such installments, and such periodic payments in
9 excess of ~~two hundred and fifty~~ three hundred fifty dollars per month ~~shall be~~ are subject to levy
10 in the manner provided by law and the rules of court.

