

Senate Bill 71

By: Senators Stone of the 23rd, Hufstetler of the 52nd, Albers of the 56th, Unterman of the 45th, Jones II of the 22nd and others

AS PASSED SENATE

**A BILL TO BE ENTITLED
AN ACT**

1 To amend Code Section 44-13-100 of the Official Code of Georgia Annotated, relating to
2 exemptions for purposes of bankruptcy and intestate insolvent estates, so as to add assets in
3 health savings accounts and medical savings accounts to the list of property that is exempt
4 from bankruptcy; to provide for related matters; to repeal conflicting laws; and for other
5 purposes.

6 **BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:**

7 **SECTION 1.**

8 Code Section 44-13-100 of the Official Code of Georgia Annotated, relating to exemptions
9 for purposes of bankruptcy and intestate insolvent estates, is amended in paragraph (2) of
10 subsection (a) by deleting "and" at the end of subparagraph (E), by replacing the period with
11 "; and" at the end of subparagraph (F), and by adding a new subparagraph to read as follows:

12 "(G) Moneys paid into or out of, the assets of, and the income of a health savings
13 account or medical savings account authorized under Chapter 51 of Title 33 or Sections
14 220 and 223 of the Internal Revenue Code of 1986."

15 **SECTION 2.**

16 All laws and parts of laws in conflict with this Act are repealed.