

HOUSE RESEARCH

Bill Summary

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Subject: Prohibiting garnishment of retirement, health savings, and medical savings accounts

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Overview

Prohibits the garnishment of certain assets, except when allowed in a family law proceeding. Prohibits the use of medical or health savings account for anything other than medical expenses.

Section

- 1 Health savings accounts and medical savings accounts.** Adds a subdivision to the definitions section of chapter 47.
- 2 Retirement, health savings, and medical savings accounts.** Prohibits medical and health savings accounts when they are in trust at a commercial bank, savings bank, savings association, credit union, or industrial loan and thrift company from being garnished or having a levy or writ of execution placed on them. This bill does not prohibit levy or garnishment of a medical or health savings account if it occurs pursuant to a divorce proceeding or related to the court ordered withholding or child support or spousal maintenance.
- 3 Retirement, health savings, and medical savings accounts.** Prohibits medical and health savings accounts when they are held in trust at a state bank from being garnished or having a levy or writ of execution placed on them. This bill does not prohibit levy or garnishment of an asset if it occurs pursuant to a divorce proceeding or related to the court ordered withholding or child support or spousal maintenance.

