
THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE RESOLUTION

No. 243

Session of
1980

INTRODUCED BY FISHER, E. R. LYNCH, O'DONNELL, SPENCER AND
L. E. SMITH, JUNE 30, 1980

REFERRED TO COMMITTEE ON RULES, JUNE 30, 1980

In the House of Representatives, June 30, 1980

1 WHEREAS, The Federal Bankruptcy Code of 1978 provides in
2 section 522(b)(1) that an individual debtor may exempt from
3 property of the estate "property that is specified under
4 subsection (d) of this section unless the State law that is
5 applicable to the debtor specifically does not so
6 authorize;" (11 USC 522(b)(1)); and

7 WHEREAS, The existing Pennsylvania law regarding exemptions
8 now requires comprehensive review in order to determine if the
9 Commonwealth should reject by statute the Federal exemptions
10 and, if so, what State exemptions should be provided to be
11 applicable to the enforcement of judgments and liens in
12 Pennsylvania, as well as exemptions in Federal bankruptcy
13 proceedings; therefore be it

14 RESOLVED, That the Joint State Government Commission
15 undertake a comparative study of the exemption laws of
16 Pennsylvania and other states, accumulate and analyze
17 appropriate data and submit to the General Assembly, upon its

1 reconvening in January 1981, its findings and recommendations
2 together with drafts of legislation to implement them, if deemed
3 necessary.