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**SUBSTITUTE HOUSE BILL 2571**

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**State of Washington                      59th Legislature                      2006 Regular Session**

**By** House Committee on Judiciary (originally sponsored by Representatives Morrell, Cody, Conway, Blake, Eickmeyer, Wallace, Flannigan, Roberts and Hasegawa)

READ FIRST TIME 1/31/06.

1            AN ACT Relating to collecting health care services debt under the  
2 homestead exemption; and amending RCW 6.13.030.

3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

4            **Sec. 1.** RCW 6.13.030 and 1999 c 403 s 4 are each amended to read  
5 as follows:

6            A homestead may consist of lands, as described in RCW 6.13.010,  
7 regardless of area, but the homestead exemption amount shall not exceed  
8 the lesser of (1) the total net value of the lands, mobile home,  
9 improvements, and other personal property, as described in RCW  
10 6.13.010, or (2) the sum of forty thousand dollars in the case of  
11 lands, mobile home, and improvements, or the sum of fifteen thousand  
12 dollars in the case of other personal property described in RCW  
13 6.13.010, except:

14            (a) Where the homestead is subject to execution, attachment, or  
15 seizure by or under any legal process whatever to satisfy a judgment in  
16 favor of any state for failure to pay that state's income tax on  
17 benefits received while a resident of the state of Washington from a  
18 pension or other retirement plan, in which event there shall be no  
19 dollar limit on the value of the exemption; and

1       (b)(i) Where the homestead is subject to execution, attachment, or  
2 seizure by or under any legal process whatever to satisfy a judgment in  
3 favor of any judgment creditor to pay for health care services, as  
4 defined in RCW 48.43.005, in which event the dollar limit on the value  
5 of the exemption shall be: (A) The sum of one hundred thousand dollars  
6 in the case of lands, mobile home, and improvements, or (B) the sum of  
7 fifty thousand dollars in the case of other personal property described  
8 in RCW 6.13.010.

9       (ii) On July 1st of each year, beginning on July 1, 2007, the  
10 administrator for the courts shall adjust the dollar limit on the  
11 exemption specified in (b)(i)(A) of this subsection by a rate of five  
12 percent over the previous year's exemption limit and shall publish the  
13 adjusted figure in the Washington state register.

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