

Introduced by

1 A BILL for an Act to amend and reenact section 28-22-17 of the North Dakota Century Code,
2 relating to federal bankruptcy and state exemptions.

3 **BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:**

4 **SECTION 1. AMENDMENT.** Section 28-22-17 is amended:

5 **28-22-17. ~~Nonavailability~~ Option of federal bankruptcy or state exemptions.** ~~In~~
6 ~~accordance with the provisions of section 522(b) of the Bankruptcy Reform Act of 1978 [Pub. L.~~
7 ~~95-598; 92 Stat. 2586; 11 U.S.C. 522(b)], residents~~ When filing a petition for bankruptcy, a
8 resident of this state ~~are not entitled to~~ may elect to claim either the federal exemptions
9 provided in section 522(d) of the Bankruptcy Reform Act of 1978. ~~The residents of this state~~
10 ~~are limited to claiming those~~ [Pub. L. 95-598; 92 Stat. 2586; 11 U.S.C. 522(d)] or the applicable
11 exemptions allowable by North Dakota law.