- 2 **ESHB 1105** S COMM AMD
- 3 By Committee on Governmental Operations
- 4 Adopted 4/10/91 Voice Vote
- 5 Strike everything after the enacting clause and insert the
- 6 following:
- 7 "NEW SECTION. Sec. 1. The legislature recognizes that retired
- 8 persons generally are financially dependent on fixed pension or
- 9 retirement benefits and passive income from investment property.
- 10 Because of this dependency, retired persons are more vulnerable than
- 11 others to inflation and depletion of their assets. It is the purpose
- 12 of this act to increase the protection of income of retired persons
- 13 residing in the state of Washington from collection of income taxes
- 14 imposed by other states."
- 15 "Sec. 2. RCW 6.13.030 and 1987 c 442 s 203 are each amended to
- 16 read as follows:
- 17 A homestead may consist of lands, as described in RCW 6.13.010,
- 18 regardless of area, but the homestead exemption amount shall not exceed
- 19 the lesser of $((\frac{1}{2}))$ (1) the total net value of the lands, mobile
- 20 home, and improvements as described in RCW 6.13.010, or $((\frac{(ii)}{)}))$ (2)
- 21 the sum of thirty thousand dollars, except where the homestead is
- 22 <u>subject to execution, attachment, or seizure by or under any legal</u>
- 23 process whatever to satisfy a judgment in favor of any state for
- 24 failure to pay that state's income tax on benefits received while a
- 25 resident of the state of Washington from a pension or other retirement
- 26 plan, in which event there shall be no dollar limit on the value of the
- 27 <u>exemption</u>."

- 1 "NEW SECTION. Sec. 3. A new section is added to chapter 6.15 RCW
- 2 to read as follows:
- Where a judgment is in favor of any state for failure to pay that
- 4 state's income tax on benefits received while a resident of the state
- 5 of Washington from a pension or other retirement plan, all property in
- 6 this state, real or personal, tangible or intangible, of a judgment
- 7 debtor shall be exempt from execution, attachment, garnishment, or
- 8 seizure by or under any legal process whatever, and when a debtor dies,
- 9 or absconds, and leaves his or her spouse and dependents any property
- 10 exempted by this section, the same shall be exempt to the surviving
- 11 spouse and dependents."
- 12 **ESHB 1105** S COMM AMD
- 13 By Committee on Governmental Operations
- 14 Adopted 4/10/91 Voice Vote
- On page 1, line 1 of the title, after "execution;" strike the
- 16 remainder of the title and insert "amending RCW 6.13.030; adding a new
- 17 section to chapter 6.15 RCW; and creating a new section."