

2012 -- S 2197

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LC00860
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STATE OF RHODE ISLAND

IN GENERAL ASSEMBLY

JANUARY SESSION, A.D. 2012

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A N A C T

RELATING TO LEVY AND SALE ON EXECUTION

Introduced By: Senator Hanna M. Gallo

Date Introduced: January 24, 2012

Referred To: Senate Finance

It is enacted by the General Assembly as follows:

1 SECTION 1. Section 9-26-5 of the General Laws in Chapter 9-26 entitled "Levy and Sale
2 on Execution" is hereby amended to read as follows:

3 **9-26-5. Exemption of police and firefighters' pensions -- Assignments invalid. --** No
4 interest of any person in any pension fund or in any pension derivable therefrom, for the benefit
5 of police officers or firefighters, now or hereafter created or held by authority of law by any city
6 or town, or by any public officer or officers or board of officers therein, to which fund the city or
7 town contributes in any way, shall be subject to trustee process or liable to attachment on any
8 writ, original, mesne, or judicial, or be taken on execution or any process, legal or equitable; and
9 no assignment of any such interest shall be valid, except where such person's liability results
10 from entry of a civil judgment based on a conviction for murder as defined in Rhode Island
11 general laws, section 11-23-1 or 11-23-2.

12 SECTION 2. This act shall take effect upon passage.

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EXPLANATION
BY THE LEGISLATIVE COUNCIL
OF
A N A C T
RELATING TO LEVY AND SALE ON EXECUTION

- 1 This act would nullify the exemptions afforded police and firefighter pensions in the
- 2 event of entry of a civil judgment based upon a conviction for murder.
- 3 This act would this effect upon passage.

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