

S 1054

Fighting Fraud in Bankruptcy Act of 2011

Congress: 112 (2011–2013, Ended)

Chamber: Senate

Policy Area: Finance and Financial Sector

Introduced: May 24, 2011

Current Status: Read twice and referred to the Committee on the Judiciary. (text of measure as introduced: CR S3277-

Latest Action: Read twice and referred to the Committee on the Judiciary. (text of measure as introduced: CR S3277-3278) (May 24, 2011)

Official Text: <https://www.congress.gov/bill/112th-congress/senate-bill/1054>

Sponsor

Name: Sen. Leahy, Patrick J. [D-VT]

Party: Democratic • **State:** VT • **Chamber:** Senate

Cosponsors (2 total)

Cosponsor	Party / State	Role	Date Joined
Sen. Blumenthal, Richard [D-CT]	D · CT		May 24, 2011
Sen. Whitehouse, Sheldon [D-RI]	D · RI		May 24, 2011

Committee Activity

Committee	Chamber	Activity	Date
Judiciary Committee	Senate	Referred To	May 24, 2011

Subjects & Policy Tags

Policy Area:

Finance and Financial Sector

Related Bills

No related bills are listed.

Fighting Fraud in Bankruptcy Act of 2011 - Amends federal bankruptcy law to prescribe remedies, including civil penalties, for a negligent, reckless, or fraudulent assertion of claim in a bankruptcy proceeding under either chapter 7 (liquidation) or chapter 13 (adjustment of debts of an individual with regular income).

Prohibits the court, in any case involving a service member, from granting relief from an automatic stay upon request of a party in interest unless such party certifies under penalty of perjury that the requirements of the Servicemembers Civil Relief Act pertaining to mortgages used as security on real or personal property have been met.

Amends the federal judicial code to confer upon the U.S. trustee the duty to exercise the trustee's powers and authorities to prevent or remedy any negligent, reckless, or fraudulent assertion of a claim.

Requires the Director of the Executive Office for U.S. Trustees to establish specified audit procedures to determine the accuracy, veracity, and completeness of proofs of claim filed under federal bankruptcy laws.

Actions Timeline

- **May 24, 2011:** Introduced in Senate
- **May 24, 2011:** Sponsor introductory remarks on measure. (CR S3276-3277)
- **May 24, 2011:** Read twice and referred to the Committee on the Judiciary. (text of measure as introduced: CR S3277-3278)