

## S 3385

Medical Bankruptcy Fairness Act of 2016

**Congress:** 114 (2015–2017, Ended)

**Chamber:** Senate

**Policy Area:** Finance and Financial Sector

**Introduced:** Sep 22, 2016

**Current Status:** Read twice and referred to the Committee on the Judiciary.

**Latest Action:** Read twice and referred to the Committee on the Judiciary. (Sep 22, 2016)

**Official Text:** <https://www.congress.gov/bill/114th-congress/senate-bill/3385>

### Sponsor

**Name:** Sen. Whitehouse, Sheldon [D-RI]

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

### Cosponsors (2 total)

Cosponsor	Party / State	Role	Date Joined
Sen. Durbin, Richard J. [D-IL]	D · IL		Sep 22, 2016
Sen. Warren, Elizabeth [D-MA]	D · MA		Sep 22, 2016

### Committee Activity

Committee	Chamber	Activity	Date
Judiciary Committee	Senate	Referred To	Sep 22, 2016

### Subjects & Policy Tags

#### Policy Area:

Finance and Financial Sector

### Related Bills

*No related bills are listed.*

## **Medical Bankruptcy Fairness Act of 2016**

This bill amends federal bankruptcy law to allow a medically distressed debtor to exempt, from the property of the estate in bankruptcy, up to \$250,000 of the debtor's aggregate interest in: (1) specified real or personal property that the debtor or debtor's dependent uses as a residence, (2) a cooperative that owns such property, or (3) a burial plot for the debtor or debtor's dependent.

With respect to a medically distressed debtor, the bill waives certain administrative and procedural requirements.

In addition, the bill allows a medically distressed debtor to discharge in bankruptcy debts for certain educational loans.

A debtor who seeks relief as a medically distressed debtor must attest in writing, under penalty of perjury, that the debtor's medical expenses are genuine and were not specifically incurred to bring the debtor within the meaning of "medically distressed debtor."

### **Actions Timeline**

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- **Sep 22, 2016:** Introduced in Senate
- **Sep 22, 2016:** Read twice and referred to the Committee on the Judiciary.