

S 1107

Bankruptcy Judgeship Act of 2017

Congress: 115 (2017–2019, Ended)

Chamber: Senate

Policy Area: Law

Introduced: May 11, 2017

Current Status: Held at the desk.

Latest Action: Held at the desk. (Sep 6, 2017)

Official Text: <https://www.congress.gov/bill/115th-congress/senate-bill/1107>

Sponsor

Name: Sen. Coons, Christopher A. [D-DE]

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

Cosponsors (7 total)

Cosponsor	Party / State	Role	Date Joined
Sen. Carper, Thomas R. [D-DE]	D · DE		May 11, 2017
Sen. Cortez Masto, Catherine [D-NV]	D · NV		May 11, 2017
Sen. Hatch, Orrin G. [R-UT]	R · UT		May 11, 2017
Sen. Nelson, Bill [D-FL]	D · FL		May 11, 2017
Sen. Rubio, Marco [R-FL]	R · FL		May 11, 2017
Sen. Stabenow, Debbie [D-MI]	D · MI		May 11, 2017
Sen. Burr, Richard [R-NC]	R · NC		May 24, 2017

Committee Activity

Committee	Chamber	Activity	Date
Judiciary Committee	Senate	Discharged From	Sep 5, 2017

Subjects & Policy Tags

Policy Area:

Law

Related Bills

Bill	Relationship	Last Action
115 HR 2266	Related bill	Oct 26, 2017: Became Public Law No: 115-72.
115 S 1237	Related bill	May 25, 2017: Read twice and referred to the Committee on the Judiciary. (Sponsor introductory remarks on measure: CR S3216; text of measure as introduced: CR S3215-3216)
115 S 632	Related bill	Mar 15, 2017: Read twice and referred to the Committee on the Judiciary.
115 HR 136	Related bill	Jan 23, 2017: Referred to the Subcommittee on Regulatory Reform, Commercial And Antitrust Law.

Bankruptcy Judgeship Act of 2017

(Sec. 2) This bill reauthorizes 14 temporary bankruptcy judgeships in specified judicial districts in Delaware, Florida, Maryland, Michigan, Puerto Rico, Virginia, Nevada, and North Carolina.

(Sec. 3) It authorizes the appointment of four additional temporary bankruptcy judges in Delaware, Florida, and Michigan.

(Sec. 4) The bill amends the federal judicial code to increase the quarterly fee imposed on certain chapter 11 (reorganization) debtors. Specifically, if the balance in the U.S. Trustee System Fund is less than \$200 million, then a debtor with total quarterly disbursements of \$1 million or more must pay a quarterly fee equal to \$250,000 or 1% of disbursements, whichever is less.

It also specifies that for FY2018-FY2022, 98% of the quarterly fees collected must be deposited as offsetting collections to the U.S. Trustee System Fund and 2% must be deposited in the general fund of the Treasury.

(Sec. 5) This section amends the federal bankruptcy code to include an unsecured claim by a governmental unit (e.g., a tax claim by the Internal Revenue Service) resulting from the sale, transfer, exchange, or disposition of farming property in chapter 12 bankruptcy (family farmer or fisherman reorganization) proceedings. Such a claim that arises before a debtor's discharge, regardless of whether the claim is pre-petition or post-petition, must be treated as a pre-petition claim, is not entitled to priority status, must be provided for under the bankruptcy plan, and is dischargeable.

Actions Timeline

- **Sep 6, 2017:** Message on Senate action sent to the House.
- **Sep 6, 2017:** Received in the House.
- **Sep 6, 2017:** Held at the desk.
- **Sep 5, 2017:** Senate Committee on the Judiciary discharged by Unanimous Consent.(consideration: CR S4956)
- **Sep 5, 2017:** Senate Committee on the Judiciary discharged by Unanimous Consent. (consideration: CR S4956)
- **Sep 5, 2017:** Measure laid before Senate by unanimous consent.
- **Sep 5, 2017:** Passed/agreed to in Senate: Passed Senate with an amendment by Unanimous Consent.
- **Sep 5, 2017:** Passed Senate with an amendment by Unanimous Consent.
- **May 11, 2017:** Introduced in Senate
- **May 11, 2017:** Read twice and referred to the Committee on the Judiciary.