

2012 -- S 2512

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LC00972  
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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 COURTS AND CIVIL PROCEDURE - PROCEDURE GENERALLY - LEVY  
AND SALE ON EXECUTION

Introduced By: Senators Lanzi, DiPalma, McCaffrey, Lynch, and Jabour

Date Introduced: February 16, 2012

Referred To: Senate Judiciary

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; provided, that where such person's liability  
10 results from entry of a civil judgment based on a conviction for murder, as defined in Rhode  
11 Island general laws sections 11-23-1 or 11-23-2.1, this section shall not apply.

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

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EXPLANATION  
BY THE LEGISLATIVE COUNCIL  
OF

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- 1           This act would not exempt police and firefighters' pensions from attachment or any
- 2 trustee process upon a civil judgment based on a conviction for murder.
- 3           This act would take effect upon passage.

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