

UNITED STATES DISTRICT & BANKRUPTCY COURT
DISTRICT OF IDAHO

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March 9, 2016

NOTICE

Automatic Adjustment of Certain Dollar Amounts in the Bankruptcy Code and Official Bankruptcy Forms

Automatic adjustments to certain dollar amounts in the Bankruptcy Code and Official Bankruptcy Forms will apply to cases filed on or after April 1, 2016.

In the Bankruptcy Reform Act of 1994, as amended by the Bankruptcy Abuse Prevention and Consumer Protection Act of 2005, and Pub. L. No. 110-406 (2008), Congress provided for the automatic adjustment of these dollar amounts at three-year intervals. The relevant provisions are codified in 11 U.S.C. § 104(a). The amended dollar amounts will affect, among other matters:

- the eligibility of a debtor to file under chapters 12 and 13 of the Bankruptcy Code
- certain maximum values of property that a debtor may claim as exempt
- the maximum amount of certain claims entitled to priority
- the calculation of the “means test” for chapter 7 debtors
- the duration of a chapter 13 plan
- the definition of a small business debtor
- the minimum aggregate value of claims needed to commence an involuntary bankruptcy
- the value of “luxury goods and services” deemed to be nondischargeable
- where the trustee may commence certain proceedings to recover a money judgment or property

On February 22, 2016, the revised dollar amounts were published in volume 81, number 34, of the Federal Register, at page 8,748, as required under 11 U.S.C. § 104(c). The next three-year automatic adjustments of these dollar amounts will be published before March 1, 2019, and take effect April 1, 2019. Attached is a chart showing the affected sections of the Bankruptcy Code and Title 28 and both the current and the revised dollar amount in those sections.

Several of the Official Bankruptcy Forms and Director’s Forms contain references to affected dollar amounts. These forms will be amended April 1, 2016, and will apply to cases filed on or after that date. The revised forms incorporating the changes are posted on the bankruptcy forms pending amendment page of the Judiciary’s website at <http://www.uscourts.gov/rules-policies/pending-rules-amendments/pending-changes-bankruptcy-forms>.

JUDICIAL CONFERENCE OF THE UNITED STATES

Revision of Certain Dollar Amounts in the Bankruptcy Code

AGENCY: Judicial Conference of the United States.

ACTION: Notice.

SUMMARY: Certain dollar amounts in title 11 and title 28, United States Code, are increased.

FOR FURTHER INFORMATION CONTACT: Michele Reed, Chief, Judicial Services Office, Administrative Office of the United States Courts, Washington, DC 20544, Telephone (202) 502-1800, or by email at *Judicial_Services_Office@ao.uscourts.gov*.

SUPPLEMENTARY INFORMATION: Section 104(a) of title 11, United States Code, provides the mechanism for an automatic three-year adjustment of dollar amounts in certain sections of titles 11 and 28. Public Law 95-598 (1978); Public Law 103-394 (1994); Public Law 109-8 (2005); and Public Law 110-406 (2008). The provision states:

(a) On April 1, 1998, and at each 3-year interval ending April 1 thereafter, each dollar amount in effect under sections 101(3), 101(18), 101(19A), 101(51D), 109(e), 303(b), 507(a), 522(d), 522(f)(3) and 522(f)(4), 522(n), 522(p), 522(q), 523(a)(2)(C), 541(b), 547(c)(9), 707(b), 1322(d), 1325(b)(3) and 1326(b)(3) of this title and section 1409(b) of title 28 immediately before such April 1 shall be adjusted –

(1) to reflect the change in the Consumer Price Index for All Urban Consumers, published by the Department of Labor, for the most recent 3-year period ending immediately before January 1 preceding such April 1, and

(2) to round to the nearest \$25 the dollar amount that represents such change.

(b) Not later than March 1, 1998, and at each 3-year interval ending on March 1 thereafter, the Judicial Conference of the United States shall publish in the **Federal Register** the dollar amounts that will become effective on such April 1 under sections 101(3), 101(18), 101(19A), 101(51D), 109(e), 303(b),

507(a), 522(d), 522(f)(3) and 522(f)(4), 522(n), 522(p), 522(q), 523(a)(2)(C), 541(b), 547(c)(9), 707(b), 1322(d), 1325(b), and 1326(b)(3) of this title and section 1409(b) of title 28.

(c) Adjustments made in accordance with subsection (a) shall not apply with respect to cases commenced before the date of such adjustments.

Revision of Certain Dollar Amounts in Bankruptcy Code

Notice is hereby given that the dollar amounts are increased in the sections in title 11 and title 28, United States Code, as set out in the following chart. These increases do not apply to cases commenced before the effective date of the adjustments, April 1, 2016. Seven Official Bankruptcy Forms, (106C, 107, 122A-2, 122C-2, 201, 207, and 410) and two Director's Forms (2000 and 2830), also will be amended to reflect these adjusted dollar amounts.

Dated: February 16, 2016.

Michele Reed,
Chief, Judicial Services Office.

Affected sections of Title 28 U.S.C. and the Bankruptcy Code	Dollar amount to be adjusted	New (adjusted) dollar amount ¹
28 U.S.C.		
Section 1409(b)—a trustee may commence a proceeding arising in or related to a case to recover		
(1)—money judgment of or property worth less than	\$1,250	\$1,300.
(2)—a consumer debt less than	\$18,675	\$19,250.
(3)—a non consumer debt against a non insider less than	\$12,475	\$12,850.
11 U.S.C.		
Section 101(3)—definition of assisted person	\$186,825	\$192,450.
Section 101(18)—definition of family farmer	\$4,031,575 (each time it appears)	\$4,153,150 (each time it appears).
Section 101(19A)—definition of family fisherman	\$1,868,200 (each time it appears)	\$1,924,550 (each time it appears).
Section 101(51D)—definition of small business debtor	\$2,490,925 (each time it appears)	\$2,566,050 (each time it appears).
Section 109(e)—debt limits for individual filing bankruptcy under chapter 13.	\$383,175 (each time it appears) ...	\$394,725 (each time it appears)
	\$1,149,525 (each time it appears)	\$1,184,200 (each time it appears).
Section 303(b)—minimum aggregate claims needed for the commencement of an involuntary chapter 7 or 11 petition		
(1)—in paragraph (1)	\$15,325	\$15,775.
(2)—in paragraph (2)	\$15,325	\$15,775.
Section 507(a)—priority expenses and claims		
(1)—in paragraph (4)	\$12,475	\$12,850.
(2)—in paragraph (5)(B)(i)	\$12,475	\$12,850.
(3)—in paragraph (6)(B)	\$6,150	\$6,325.
(4)—in paragraph (7)	\$2,775	\$2,850.
Section 522(d)—value of property exemptions allowed to the debtor		
(1)—in paragraph (1)	\$22,975	\$23,675.
(2)—in paragraph (2)	\$3,675	\$3,775.
(3)—in paragraph (3)	\$575	\$600.
	\$12,250	\$12,625.
(4)—in paragraph (4)	\$1,550	\$1,600.
(5)—in paragraph (5)	\$1,225	\$1,250.
	\$11,500	\$11,850.
(6)—in paragraph (6)	\$2,300	\$2,375.
(7)—in paragraph (8)	\$12,250	\$12,625.
(8)—in paragraph (11)(D)	\$22,975	\$23,675.
Section 522(f)(3)—exception to lien avoidance under certain state laws.	\$6,225	\$6,425.

Affected sections of Title 28 U.S.C. and the Bankruptcy Code	Dollar amount to be adjusted	New (adjusted) dollar amount ¹
Section 522(f)(4)—items excluded from definition of household goods for lien avoidance purposes.	\$650 (each time it appears)	\$675 (each time it appears).
Section 522(n)—maximum aggregate value of assets in individual retirement accounts exempted.	\$1,245,475	\$1,283,025.
Section 522(p)—qualified homestead exemption	\$155,675	\$160,375.
Section 522(q)—state homestead exemption	\$155,675	\$160,375.
Section 523(a)(2)(C)—exceptions to discharge		
(1)—in paragraph (i)(I)—consumer debts for luxury goods or services incurred < 90 days before filing owed to a single creditor in the aggregate.	\$650	\$675.
(2)—in paragraph (i)(II)—cash advances incurred < 70 days before filing in the aggregate.	\$925	\$950.
Section 541(b)—property of the estate exclusions		
(1)—in paragraph (5)(C)—education IRA funds in the aggregate ..	\$6,225	\$6,425.
(2)—in paragraph (6)(C)—pre-purchased tuition credits in the aggregate.	\$6,225	\$6,425.
Section 547(c)(9)—preferences, trustee may not avoid a transfer if, in a case filed by a debtor whose debts are not primarily consumer debts, the aggregate value of property is less than.	\$6,225	\$6,425.
Section 707(b)—dismissal of a chapter 7 case or conversion to chapter 11 or 13 (means test)		
(1)—in paragraph (2)(A)(i)(I)	\$7,475	\$7,700.
(2)—in paragraph (2)(A)(i)(II)	\$12,475	\$12,850.
(3)—in paragraph (2)(A)(ii)(IV)	\$1,875	\$1,925.
(4)—in paragraph (2)(B)(iv)(I)	\$7,475	\$7,700.
(5)—in paragraph (2)(B)(iv)(II)	\$12,475	\$12,850.
(6)—in paragraph (5)(B)	\$1,250	\$1,300.
(7)—in paragraph (6)(C)	\$675	\$700.
(8)—in paragraph (7)(A)(iii)	\$675	\$700.
Section 1322(d)—contents of chapter 13 plan, monthly income	\$675 (each time it appears)	\$700 (each time it appears).
Section 1325(b)—chapter 13 confirmation of plan, disposable income	\$675 (each time it appears)	\$700 (each time it appears).
Section 1326(b)(3)—payments to former chapter 7 trustee	\$25	\$25.

¹ The New (Adjusted) Dollar Amounts reflect a 3.016 percent increase, rounded to the nearest \$25.

[FR Doc. 2016-03607 Filed 2-19-16; 8:45 am]

BILLING CODE 2210-55-P

NUCLEAR REGULATORY COMMISSION

[NRC-2016-0001]

Sunshine Act Meeting Notice

DATE: February 22, 29, March 7, 14, 21, 28, 2016.

PLACE: Commissioners' Conference Room, 11555 Rockville Pike, Rockville, Maryland.

STATUS: Public and Closed.

Week of February 22, 2016

Tuesday, February 23, 2016

9:30 a.m. Discussion of Management Issues (Closed—Ex. 2).

Thursday, February 25, 2016

8:55 a.m. Affirmation Session (Public Meeting) (Tentative).

- (a) NextEra Energy Seabrook, LLC (Seabrook Station, Unit 1): Motion To Withdraw Final Environmental Impact Statement (Tentative).
- (b) SHINE Medical Technologies, Inc. (Medical Radioisotope Production Facility), Mandatory Hearing Decision (Tentative).

This meeting will be webcast live at the Web address—<http://www.nrc.gov/>.

9:00 a.m. Strategic Programmatic Overview of the Fuel Facilities and the Nuclear Material Users Business Lines (Public Meeting); (Contact: Anita Gray: 301-415-7036).

This meeting will be webcast live at the Web address—<http://www.nrc.gov/>.

Week of February 29, 2016—Tentative
Wednesday, March 2, 2016

3:00 p.m. Discussion of Management and Personnel Issues (Closed—Ex. 2&6).

Thursday, March 3, 2016

9:30 a.m. Briefing on NRC International Activities (Closed—Ex. 1&9).

Friday, March 4, 2016

10:00 a.m. Meeting with Advisory Committee on Reactor Safeguards (Public Meeting); (Contact: Mark Banks: 301-415-3718).

This meeting will be webcast live at the Web address—<http://www.nrc.gov/>.

Week of March 7, 2016—Tentative

There are no meetings scheduled for the week of March 7, 2016.

Week of March 14, 2016—Tentative

Tuesday, March 15, 2016

9:00 a.m. Briefing on Power Reactor Decommissioning Rulemaking (Public Meeting); (Contact: Jason Carneal: 301-415-1451).

This meeting will be webcast live at the Web address—<http://www.nrc.gov/>.

Thursday, March 17, 2016

9:00 a.m. Meeting with the Advisory Committee on the Medical Uses of Isotopes (Public Meeting); (Contact: Douglas Bollock: 301-415-6609).

This meeting will be webcast live at the Web address—<http://www.nrc.gov/>.

Week of March 21, 2016—Tentative

There are no meetings scheduled for the week of March 21, 2016.

Week of March 28, 2016—Tentative

Tuesday, March 29, 2016

9:30 a.m. Briefing on Project Aim (Public Meeting); (Contact: Janelle Jessie: 301-415-6775).

This meeting will be webcast live at the Web address—<http://www.nrc.gov/>.

Wednesday, March 30, 2016

9:30 a.m. Briefing on Security Issues (Closed Ex. 1).

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