

109TH CONGRESS
1ST SESSION

S. 1879

To amend title 11, United States Code, to limit claims in bankruptcy by certain unsecured creditors.

IN THE SENATE OF THE UNITED STATES

OCTOBER 17, 2005

Mr. AKAKA introduced the following bill; which was read twice and referred to the Committee on the Judiciary

A BILL

To amend title 11, United States Code, to limit claims in bankruptcy by certain unsecured creditors.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Bankruptcy Prevention
5 Credit Counseling Act of 2005”.

6 **SEC. 2. REDUCTION OF UNSECURED CLAIMS.**

7 Section 502(b) of title 11, United States Code, is
8 amended—

9 (1) in paragraph (8), by striking “or” at the
10 end;

1 (2) in paragraph (9), by striking the period at
2 the end and inserting “; or”; and

3 (3) by adding at the end the following:

4 “(10) such consumer debt is an unsecured
5 claim arising from a debt to a creditor that does not
6 have, as of the date of the order for relief, a policy
7 of waiving additional interest for all debtors who
8 participate in a debt management plan administered
9 by a nonprofit budget and credit counseling agency
10 described in section 111(a).”.

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