



**State Asset Protection Statutes for Life Insurance, Annuity and IRA exemptions.**

<b>State</b>	<b>Life Insurance</b>	<b>Annuity</b>	<b>IRA</b>
Alabama	<p>Proceeds and avails of life insurance policies are exempt.</p> <p>Ala. Code §§ 6-10-08; 27-14-29; 27-15-26</p>	<p>Benefits, rights, privileges, and options under an annuity contract are exempt up to <b>\$250</b> per month.</p> <p>Ala. Code § 27-14-32</p>	<p>Unless an IRA qualifies as a qualified trust under Ala. Code § 19-3-1, IRAs are not exempt.</p> <p>Ala. Code § 19-3-1; IRC 401(a)</p>
Alaska	<p>Unmatured life insurance contracts owned by the debtor are exempt. However, if the debtor has accrued more than \$12,500 then the creditor may seek a court order requiring payment of the accrued amount over \$12,500 or the amount owed the debtor, whichever is less.</p> <p>Proceeds of insurance are treated as earnings under § 09.38.030(b)(e)(3) and an individual debtor is entitled to an exemption of the individual debtor's weekly net "earnings" not to</p>	<p>Unmatured annuity contracts owned by the debtor are exempt. However, if the debtor has accrued more than \$12,500 then the creditor may seek a court order requiring payment of the accrued amount over \$12,500 or the amount owed the debtor, whichever is less.</p> <p>Proceeds of annuity contracts are treated as earnings under § 09.38.030(b)(e)(3) and an individual debtor is entitled to an exemption of the individual debtor's weekly net "earnings" not to exceed \$480 per</p>	<p>Interest in and money and other assets payable to an individual from an IRA are exempt.</p>

	<p>exceed \$480 per week or \$1,750 per month.</p> <p>Alaska Stat. §§ 09.38.025; 09.38.030 and Alaska Admin. Code Tit. 8 § 9.030(d)(1)(2)</p>	<p>week or \$1,750 per month.</p> <p>Alaska Stat. §§ 09.38.025; 09.38.030 and Alaska Admin. Code Tit. 8 § 9.030(d)(1)(2)</p>	<p>Alaska Stat. § 09.38.017(a)(1)(2)</p>
Arizona	<p>Proceeds and avails of policies of life insurance are exempt.</p> <p>Ariz. Rev. Stat. §§ 33-1126(A)(1)(6)</p>	<p>Annuity contracts are exempt from creditor's claims.</p> <p>Ariz. Rev. Stat. § 33-1126(7)</p>	<p>Any money or other assets in an IRA are exempt unless contributed to the IRA within 120 days of debtors filing bankruptcy.</p> <p>Ariz. Rev. Stat § 33-1126(B)(2)</p>
Arkansas	<p>Proceeds payable to the insured or any beneficiary are exempt from liability or seizure under judicial process of any court and shall not be subjected to the payment of any debt by contract or otherwise by any writ, order, judgment, or decree of any court.</p> <p>Ark. Code Ann. § 16-66-209</p>	<p>Benefits, rights, privileges, and options under an annuity and variable annuity contract are exempt.</p> <p>Ark. Code Ann. § 23-79-134</p>	<p>ERISA qualified plans are exempt.</p> <p>The first <b>\$20,000</b> deposited in a time frame exceeding one year from filing of bankruptcy, for both individuals and husband and wife combined, of an IRA is exempt.</p> <p>Ark. Code Ann § 16-66-218(b)(16)(17)</p>

<p>California</p>	<p>Unmatured life policies (including endowment and annuity policies) are exempt up to \$9,700 for an individual and \$19,400 for a married couple. Beyond these amounts a money judgment is enforceable.</p> <p>Matured life policies (including endowment and annuity policies) are exempt to the extent reasonably necessary for the support of the judgment debtor, spouse, and dependents of the judgment debtor.</p> <p>Cal. Code Civ. Pro. §§ 704.100(a)(b)(c)</p>	<p>Unmatured life policies (including endowment and annuity policies) are exempt up to \$9,700 for an individual and \$19,400 for a married couple. Beyond these amounts a money judgment is enforceable.</p> <p>Matured life policies (including endowment and annuity policies) are exempt to the extent reasonably necessary for the support of the judgment debtor, spouse, and dependents of the judgment debtor.</p> <p>Cal. Code Civ. Pro. §§ 704.100(a)(b)(c)</p>	<p>ERISA qualified benefits are exempt to the extent reasonably necessary for support of the debtor and any dependent of the debtor.</p> <p>Cal. Code Civ. Pro. § 703.140(B)(10)(E)</p>
<p>Colorado</p>	<p>If a policy of life insurance so states, proceeds of are exempt.</p> <p>Cash surrender value of life insurance policies are exempt up to <b>\$50,000</b> for writs of attachment and execution; however, for cash contributed within the forty-eight (48) prior to the writ of execution and attachment, the exemption is <b>\$0</b>.</p>	<p>If the annuity contract so states, proceeds of are exempt.</p>	<p>ERISA qualified plans, IRAs, and Roth IRAs are exempt.</p>

	Colo. Rev. Stat. §§ §13-54- 102(1)(I)(A); 13-54- 102(s); 10-7-106	Colo. Rev. Stat. §10-7-106	Colo. Rev. Stat. §13-54- 102(s)
Connecticut	<p>Proceeds of life insurance policies are exempt.</p> <p>Proceeds of life insurance policies held in trust are exempt from claims by creditors.</p> <p>With unmaturred life insurance any accrued interest, dividend, or loan value is exempt up to <b>\$4,000</b>.</p> <p>Conn. Gen. Stat. §§ 52-352(b); 38a-454</p>	<p>Proceeds of annuity contracts held in trust are exempt from claims by creditors.</p> <p>Conn. Gen. Stat. § 52-352(b)</p>	<p>ERISA qualified plans and IRAs are exempt.</p> <p>Conn. Gen. Stat. § 52-321(a)</p>
Delaware	<p>Proceeds and avails (cash surrender value) of life insurance policies secured by the insured for the benefit or his/her beneficiaries and assigns are exempt.</p> <p>Policies or proceeds of group life and/or health insurance are exempt from liability from the debts of any person having a right under the policy.</p> <p>Del. Code Ann. Tit. 18 § 2275</p>	<p>Any benefits, rights, privileges, and options under an annuity contract are exempt. This exemption is limited to <b>\$350</b> per month; any payments exceeding <b>\$350</b> per month will be subject to garnishee execution.</p> <p>Del. Code Ann. Tit. 18 § 2728</p>	<p>§4915 of Title 10: Courts and Procedure states, ... assets held or amounts payable under any retirement plan are exempt from execution or attachment process.</p> <p>Del. Code Ann. Tit. 10 § 4915</p>
Florida	Cash surrender	Cash surrender	ERISA qualified plans and

	<p>value of life insurance policies and annuities are <b>exempt</b> if created to benefit someone other than the insured.</p> <p>Unless the policy says otherwise, the proceeds of any life insurance policy are exempt so long as the proceeds are not payable to the insured, or the insured's estate.</p> <p>Fla. Stat. §§ 222.13; 222.14</p>	<p>value of life insurance policies and annuities are <b>exempt</b> if created to benefit someone other than the insured.</p> <p>Unless the policy says otherwise, the proceeds of any life insurance policy are exempt so long as the proceeds are not payable to the insured, or the insured's estate.</p> <p>Fla. Stat. §§ 222.13; 222.14</p>	<p>IRAs are exempt.</p> <p>Fla. Stat. § 222.21; §408A of IRC of 1986</p>
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Georgia	<p>§ 33-25-11. Cash surrender value and proceeds of life insurance policies and annuity contracts not liable to attachment, garnishment, or legal process in favor of creditors; proceeds payable to insured's estate, executor, administrator, or assign to become part of insured's estate</p> <p>Ga. Code Ann. § 33-25-11</p>	<p>§ 33-28-7. Proceeds of annuity, reversionary annuity, or pure endowment contracts not liable to attachment, garnishment, or legal process in favor of creditors of beneficiary</p> <p>Ga. Code Ann. § 33-28-7</p>	<p>§ 18-4-22. Funds or benefits from a pension or retirement program as defined in 29 U.S.C. Section 1002(2)(A) or funds or benefits from an individual retirement account as defined in Section 408 or 408A of the United States Internal Revenue Code of 1986, as amended, shall be exempt from the process of garnishment until paid or otherwise transferred to a member of such program or beneficiary thereof. Such funds or benefits, when paid or otherwise transferred to the member or beneficiary, shall be exempt from the process of garnishment only to the extent provided in Code Section 18-4-20 for other disposable earnings, unless a greater exemption is otherwise provided by law.</p> <p>Ga. Code Ann. § 18-4-22</p>
Hawaii	<p>Life insurance proceeds are exempt if for the benefit of the insured's spouse or reciprocal beneficiary.</p> <p>Proceeds from any life or endowment policies payable to spouse, child, parent, or other dependent of the insured are exempt.</p> <p>Policies of group</p>	<p>Proceeds from any annuity contracts payable to spouse, child, parent, or other dependent of the insured are exempt.</p>	<p>Debtor's right to any retirement allowance or any other right under any retirement plan under IRC 1986 is exempt. Any contributions made within 3 years of filing bankruptcy are not exempt.</p>

	<p>life insurance and the proceeds payable are exempt.</p> <p>HRS §§§ 431:10-232; 431:10-234; 431:10-233;</p>	HRS § 431:10-232	HRS § 651-124
Idaho	<p>Proceeds and avails of life insurance policies are exempt.</p> <p>If the policy makes an agreement with the insurer, then proceeds of any unmaturing life insurance policy may be held by insurer against creditors of beneficiaries of the policy who are not the policyholder.</p> <p>Policies of group life or disability insurance are exempt.</p> <p>Idaho Code §§§ 41-1930; 41-1833; 41-1835</p>	<p>Any benefits, rights, privileges, and options under an <b>annuity contract</b> are exempt; this exemption is <b>not to exceed \$1,250 per month.</b></p> <p>Idaho Code § 41-1836</p>	<p>The right of a person to a pension, annuity, retirement or disability allowance, death benefit or any other right under an employee benefit plan is exempt.</p> <p>Idaho Code § 11-604A</p>
Illinois	<p>Whether the power to change the beneficiary has been reserved or not, the death proceeds and aggregate cash value of life insurance, endowment policies payable to spouse, child, parent, or other dependent of the insured are <b>exempt to the extent reasonably</b></p>	<p>Whether the power to change the beneficiary has been reserved or not, all death proceeds and the aggregate net cash value of life insurance, endowment policies, and annuity contracts payable to spouse, child, parent, or any other dependent of the</p>	<p>ERISA qualified benefits and other benefits that qualify as a retirement plan under the provisions of IRC of 1986 are exempt.</p>

	<p><b>necessary for the support of the debtor or its dependents.</b></p> <p>Group Life insurance proceeds are exempt.</p> <p>735 ILCS § 5/12-1001; 215 ILCS § 5/224.1</p>	<p>insured are exempt.</p> <p>215 ILCS § 5/238</p>	<p>735 ILCS § 5/12-1006</p>
Indiana	<p>Policy proceeds and avails are exempt to the extent they are directed to benefit the insured's, spouse, children, or other relative dependent.</p> <p>Life insurance and life annuity contracts are <b>exempt unless there is a provision stating otherwise.</b> Premiums paid within 1 year of bankruptcy or with intent to defraud creditors are not exempt.</p> <p>IC §§ 27-2-5-1; 27-1-12-14</p>	<p>Life insurance and life annuity contracts are <b>exempt unless there is a provision stating otherwise.</b> Premiums paid within 1 year of bankruptcy or with intent to defraud creditors are not exempt.</p> <p>IC § 27-2-5-1</p>	<p>ERISA qualified plans are exempt.</p> <p>IC § 34-55-10-2(g)</p>
Iowa	<p>The interest of any individual in any accrued dividend or interest, loan or cash value of or any other interest in a life insurance policy for the benefit of the insured's spouse, dependent child, or</p>	<p>A payment or a portion of a payment under a pension, annuity, or similar plan or contract on account of illness, disability, death, age, or length of service, unless the payment or a portion</p>	<p>ERISA qualified plans, and IRAs are exempt.</p>



	<p>any other dependent are exempt. The amount in aggregate <b>shall not exceed \$10,000</b> of any interest of value insurance acquired within the past two years.</p> <p>Avails of all matured policies of life, accident, health, and disability payable to the insured's spouse, child, and dependents are exempt.</p> <p>In case of an insured's death the avails of all matured policies of life, accident, health, or disability insurance payable to the surviving spouse, child, or dependent are exempt from liability for all debts of the beneficiary contracted prior to death of the insured, but the amount thus exempted shall not exceed \$15,000 in the aggregate.</p> <p>Iowa Code § 627.6(6)</p>	<p>of the payment results from contributions to the plan or contract by the debtor within one year prior to the filing of a bankruptcy petition, which contributions are above the normal and customary contributions under the plan or contract, in which case the portion of the payment attributable to the contributions above the normal and customary rate is not exempt.</p> <p>Iowa Code § 627.6(8)(e)</p>	<p>Iowa Code § 627.6(8)(f)(1)(b)</p>
Kansas	<p>A policy of life insurance and its reserves are exempt from creditors (40-414(a)). The</p>	<p>Annuities are exempt from legal process.</p>	<p>ERISA qualified plans and IRAs are exempt.</p>

	<p>nonforfeiture value of a life insurance policy is not exempt from creditors arising within one year from the issuance of the policy (40-414(b)).</p> <p>Ken. Stat. Ann. § 40-414(a)(b)</p>	<p>Ken. Stat. Ann. § 60-2313(a)(1)</p>	<p>Ken. Stat. Ann. § 60.238(b)</p>
Kentucky	<p>Proceeds and avails of a life insurance policy are exempt.</p> <p>Proceeds of policies of group life and health insurance are exempt</p> <p>Ky. Rev. Stat. Ann. §§ 304.14 – 300; 304.14 – 320</p>	<p>Benefits, rights, privileges, and options under an <b>annuity contract</b> are exempt up to <b>\$350 per month.</b></p> <p>Ky. Rev. Stat. Ann. § 304.014 -330</p>	<p>IRAs are exempt.</p> <p>Ky. Rev. Stat. Ann. § 427.150</p>
Louisiana	<p>Proceeds and avails of policies of life insurance are exempt. These are also exempt from creditors of any beneficiary, assignee, or the estate receiving the proceeds and avails.</p> <p>In bankruptcy proceedings cash surrender and loan values exceeding <b>\$35,000</b> are not exempt if policy was issued within nine months of filing.</p> <p>La. Rev. Stat. Ann. § 22:647</p>	<p>In bankruptcy proceedings cash surrender and loan values exceeding <b>\$35,000</b> are not exempt if annuity contract was issued within nine months of filing.</p> <p>La. Rev. Stat. Ann. § 22:647(A)(2)</p>	<p>ERISA qualified benefits, including IRAs and Roth IRAs, are exempt.</p> <p>La. Rev. Stat. Ann. § 13:3881(D)(1)</p>
Maine	<p>Any unmaturred life</p>	<p>Proceeds and avails</p>	<p>A payment or account under</p>

	<p>insurance contract owned by the debtor, other than a credit life insurance contract.</p> <p>The debtor's aggregate interest, not to exceed in value <b>\$4,000</b> less any amount of property of the estate transferred in the manner specified in the United States Code, Title 11, Section 542(d), in any accrued dividend or interest under, or loan value of, any unmatured life insurance contract owned by the debtor under which the insured is the debtor or an individual of whom the debtor is dependent.</p> <p>Proceeds and avails of contracts for life, endowment, annuity, or accident insurance are exempt</p> <p>Me. Rev. Stat. Ann. Tit. 24 –A §§ 2428; 2431; 4422</p>	<p>of contracts for life, endowment, annuity, or accident insurance are exempt.</p> <p>Benefits, rights, privileges, and options under an <b>annuity contract</b> are exempt. This exemption is limited, to benefits paid or payable shall not exceed <b>\$450</b> per month.</p> <p>Me. Rev. Stat. Ann. Tit. 24 –A §§ 2428; 2431</p>	<p>an individual retirement account or similar plan or contract on account of illness, disability, death, age or length of service to the sum of \$15,000 or to the extent reasonably necessary for the support of the debtor and any dependent of the debtor, whichever is greater.</p> <p>Me. Rev. Stat. Ann. Tit. 24 –A § 4422(13)(F)</p>
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Maryland	<p>The proceeds of a policy of <b>life insurance</b> are exempt if created for the benefit of a spouse, child, or dependent relative of the insured. For purposes of this statute, “proceeds” includes death benefits, cash surrender and loan values, premiums waived, and dividends.</p> <p>Md. Code Ann., §§ 11-504; 16-111</p>	<p>The proceeds under an <b>annuity contract</b> on the life of the insured, if created for the benefit of a spouse, child, or dependent relative of the insured are exempt. For purposes of this statute, “proceeds” includes death benefits, cash surrender and loan values, premiums waived, and dividends.</p> <p>Md. Code Ann., Ins § 16-111</p>	<p>IRAs and ERISA qualified plans are exempt.</p> <p>Md. Code Ann., §§ 11-504</p>
Massachusetts	<p>Life insurance policy proceeds are exempt.</p> <p>Life insurance proceeds for a married woman are exempt if the proceeds are for her benefit and that of her children.</p> <p>Group life insurance policies are exempt.</p> <p>Mass. Gen. Laws. Chap. 175 §§119A; 125; 126; 135</p>	<p>Proceeds and benefits from group annuity contracts are exempt.</p> <p>Mass. Gen. Laws Chap. 175 § 132C</p>	<p>ERISA qualified plans are exempt.</p> <p>Mass. Gen. Laws. Chap 235 § 34A</p>
Michigan	<p>Life insurance or annuity contracts issued by a domestic, foreign or alien insurer are not subject to the claims of creditors of any</p>	<p>Life insurance or annuity contracts issued by a domestic, foreign or alien insurer are not subject to the claims of creditors of any</p>	<p>ERISA benefits, including IRAs and Roth IRAs, are exempt under IRC of 1986 §§408 and 408A. To view these statutes, see</p>

	beneficiary other than the insured <u>so long as there is a clause in the contract that states so.</u>  Mich. Comp. Laws § 500.4054	beneficiary other than the insured <u>so long as there is a clause in the contract that states so.</u>  Mich. Comp. Laws § 500.4054	Mich. Comp. Laws §§ 600.6023(k) and 600.5451(l).
Minnesota	Proceeds of a life policy, when created for the benefit of another, are exempt from creditors. Money paid or payable to a surviving spouse or child is limited to <b>\$20,000</b> with an additional <b>\$5,000</b> per dependent.  Any unmaturing life insurance contract owned by the debtor under which the debtor is insured or a dependent of the debtor is exempt not exceeding an aggregate amount of <b>\$4,000</b> .  Minn. Stat. §§ 61A.12; 550.37	Proceeds of a life policy or annuity, when created for the benefit of another, are exempt from creditors. Money paid or payable to a surviving spouse or child is limited to <b>\$20,000</b> with an additional <b>\$5,000</b> per dependent.  Minn. Stat. §§ 61A.12; 550.37	Payments received and future payments under a stock bonus, profit sharing, annuity, individual retirement account, Roth IRA, individual retirement annuity, simplified employee pension or similar plan, or contracts on account of illness, disability, death, age, or length of service are exempt up to <b>\$30,000</b> if necessary for the support of the debtor, debtor's spouse, or any dependent of the debtor.  Minn. Stat. § 550.37
Mississippi	Proceeds from life insurance policies are exempt if the policy so states that nobody may commute, encumber, alienate, anticipate, or assign any part of the policy.	Proceeds from annuity contracts are exempt if the policy so states that nobody may commute, encumber, alienate, anticipate, or assign any part of the contract.	ERISA qualified benefits and IRAs are exempt.

	<p>Life insurance proceeds shall not be subject to debts of the insured.</p> <p>Miss. Code Ann. §§ 83-7-5;</p>	<p>Miss. Code Ann. § 83-7-5</p>	<p>Miss. Code Ann. § 85-3-1</p>
<p>Missouri</p>	<p>Proceeds of a policy of life insurance are exempt.</p> <p>One or more unmatured life insurance contracts, excluding credit insurance contracts, are <b>exempt not to exceed an aggregate of \$150,000.</b></p> <p>Mo. Rev. Stat. §§ 377-090; 513-430</p>		<p>ERISA qualified plans, including IRAs are <b>exempt.</b></p> <p>Mo. Rev. Stat. § 513-430</p>
<p>Montana</p>	<p>Proceeds and avails (cash surrender value) of policies of life insurance are <b>exempt.</b></p> <p>A policy of group life insurance and the proceeds payable from such policy are <b>exempt.</b></p>	<p>The benefits, rights, privileges, and options which under an annuity contract due or prospectively due the annuitant are <b>exempt up to \$350.</b> Any amount above <b>\$350</b> is subject to creditor's claims after an evaluation by the court taking the reasonable requirements of judgment debtor and his family, if dependent upon debtor.</p> <p>In a bankruptcy proceeding the above are exempt;</p>	<p>ERISA qualified benefits, IRAs and Roth IRAs are <b>exempt.</b></p> <p>In a bankruptcy proceeding the above are exempt; however, that portion of contributions made within one year before the filing of bankruptcy that exceeds 15% of the debtor's gross income are excluded.</p>

		<p>however, that portion of contributions made within one year before the filing of bankruptcy that exceeds 15% of the debtor's gross income are excluded.</p>	
	<p>Mont. Code Ann. §§ 33-15-511; 33-15-512</p>	<p>Mont. Code Ann. §§ 33-15-514(1)(c); 31-2-106(1)(3)</p>	<p>Mont. Code Ann. §§ 25-13-608; 31-2-106(3)</p>
Nebraska	<p>Proceeds, cash values, and benefits accruing under a policy of life insurance are exempt. This exemption is limited to an aggregate value of <b>\$100,000</b> for all matured and unmatured life insurance policies.</p> <p>Neb. Rev. Stat. § 44-371(1)(b)(i)</p>	<p>Proceeds, cash values, and benefits accruing under an annuity policy are exempt. This exemption is limited to an aggregate value of <b>\$100,000</b> for all matured and unmatured life insurance policies.</p> <p>Neb. Rev. Stat. § 44-371(1)(b)(i)</p>	
Nevada	<p>Life Insurance premiums are exempt with certain limitations.</p> <p>Life insurance policies and the proceeds and <a href="#">avails</a> (cash surrender value) of such policy are exempt, if the annual premium does not exceed <b>\$15,000</b>.</p>	<p>Subject to limitation, annuity contract proceeds are exempt; if the proceeds are in excess of <b>\$350</b> per month; the excess, after a determination by the court taking into consideration reasonableness for debtor and debtor's family, is subject to claims of creditors.</p>	<p>With a <b>\$500,000</b> limitation, ERISA qualified plans are exempt.</p>

	<p>A different exemption comes into play if the annual premium exceeds <b>\$15,000</b>. NRS 21.090(k)</p> <p>Policies of group life insurance or health insurance and the proceeds thereof payable to the insured and the insured's beneficiaries are exempt.</p> <p>Nev. Rev. Stat. §§ 687B.260; 687B.270; 687B.280; 21.090(k)</p>		
New Hampshire	<p>Policies of life or endowment insurance created to benefit a married woman shall inure to her benefit.</p> <p>Policies of life or endowment insurance affected for the benefit of someone other than the insured are exempt.</p> <p>N.H. Rev. Stat. Ann. §§ 408:1; 408:2</p>	<p>Annuities are exempt.</p> <p>N.H. Rev. Stat. Ann. § 511-2 XIX</p>	<p>IRAs, including Roth IRAs and Keoghs, are exempt.</p> <p>N.H. Rev. Stat. Ann. § 511-2 XIX</p>
New Jersey	<p>Life insurance proceeds are <b>exempt</b> if affected for someone other than the insured. If the policy so states, the proceeds and avails of the policy</p>	<p>Subject to a <b>\$500 per month</b> limitation, the benefits, rights, privileges, and options due or prospectively due under an annuity</p>	



	<p>shall be exempt from claims of the beneficiaries creditors.</p> <p>Policies of group life and health insurance and the proceeds payable from such policies are exempt.</p> <p>N.J. Stat. Ann. §§ 17B:24-6; 17B:24-8; 17B:24-9;17B:24-10</p>	<p>contract are exempt from claims of creditors.</p> <p>N.J. Stat. Ann. § 17B:24-7</p>	
New Mexico	<p>Cash surrender value of any life insurance policy is exempt.</p> <p>Proceeds of any life insurance policy are not subject to debts of the deceased.</p> <p>N.M. Stat. Ann. §§ 42-10-3; 42-10-5</p>	<p>The cash surrender value of an annuity is exempt.</p> <p>N.M. Stat. Ann. § 42-10-3</p>	<p>Proceeds from an IRA are exempt.</p> <p>N.M. Stat. Ann. §§ 42-10-1; 42-10-2</p>
New York	<p>Proceeds and avails are exempt from creditors of the insured, the beneficiary, and the individual who effected the policy. In cases where the policy owner or someone other than the policy owner's spouse is the beneficiary, the proceeds and avails are not protected from creditor's claims.</p>	<p>Absent intent to hinder, delay, or defraud creditors, Proceeds of an annuity contract are protected from creditor's claims. When a transfer is made with intent to hinder delay, or defraud a creditor the proceeds are subject to creditor's claims; however the portion that is needed for those dependent upon the debtor is exempt.</p>	<p>Qualified retirement plans, including IRAs and Roth IRAs are exempt.</p>

		In bankruptcy, debtor may exempt up to \$5,000.00 of an annuity purchased within 6 months of filing.	
	N.Y. Ins. Law §3212(b)	N.Y. Ins. Law §3212(d)	Civil Practice Law and Rules §5205
North Carolina	If a policy of life insurance is effected by any person on his own life or on another in favor of a person other than him/herself then the proceeds and the avails of such policy are <b>exempt</b> .  N.C. Gen. Stat. § 58-58-15		IRAs, including Roth IRAs, are <b>exempt</b> .  N.C. Gen. Stat. § 1C-1601(9)
North Dakota	The (avails) surrender value of any life insurance policy is exempt if payable to any spouse, child, or other dependent of the insured. §26.1-33-36  The avails of a life insurance policy are exempt when made payable to the deceased, a personal representative of the deceased, deceased's heirs or estate. §26.1-33-40  Life insurance policies payable to the insured's spouse, children, or any	Annuity policies or plans payable to the insured's spouse, children, or any other dependents are exempt up to <b>\$100,000</b> for each plan with an aggregate limit of <b>\$200,000</b> . This dollar amount does not apply if reasonably necessary for support of dependents.	ERISA qualified plans, including Keoghs, IRAs, and Roth IRAs, are exempt up to <b>\$100,000</b> for each plan with an aggregate limit of <b>\$200,000</b> . These dollar amounts do not apply if the benefits are "reasonably necessary for support." To view this statute and get a definition of "reasonably necessary for support."

	<p>other dependents are exempt up to <b>\$100,000</b> for each plan with an aggregate limit of <b>\$200,000</b>. This dollar amount does not apply if reasonably necessary for support of dependents. §28-22-03.1(3)</p> <p>N.D. Cent. Code §§ 26.1-33-36; 26.1-33-40; 28-22-03.1(3)</p>		
Ohio	<p>Insurance proceeds are <b>exempt if they benefit the owner's spouse, children, or any other persons dependent upon the owner of the policy</b>. The policy may state, the proceeds shall not be subject to transfer, anticipation, communication, or encumbrances by any beneficiary, and shall not be subject to the claims of the creditors of any beneficiary other than the insured or any legal process against any beneficiary other than the insured. In the event of fraud the creditor may receive the proceeds.3911.10</p>	<p>Annuity proceeds are <b>exempt if they benefit the owner's spouse, children, or any other persons dependent upon the owner of the policy</b>. The policy may state, the proceeds shall not be subject to transfer, anticipation, communication, or encumbrances by any beneficiary, and shall not be subject to the claims of the creditors of any beneficiary other than the insured or any legal process against any beneficiary other than the insured. In the event of fraud the creditor may receive the proceeds.</p>	<p>ERISA qualified contracts, plans, or benefits are exempt.</p> <p>Also exempt, are IRA's, Roth IRA, or education individual retirement accounts.</p>

	Ohio Rev. Code Ann. § 3911.10	Ohio Rev. Code Ann. § 3911.10	Ohio Rev. Code Ann. §2329.66
Oklahoma	<p>Policy proceeds and cash values under any life, health, or accident insurance company, or plan or program of annuity benefits are exempt.</p> <p>Okla. Stat. Tit. 36 § 3631.1(A)</p>	<p>Policy proceeds and cash values under any life, health, or accident insurance company, or plan or program of annuity benefits are exempt.</p> <p>Okla. Stat. Tit. 36 § 3631.1(A)</p>	<p>IRAs are exempt.</p> <p>Okla. Stat. Tit. 31 § 31.1(a)(20)</p>
Oregon	<p>Proceeds (death benefit) from a policy of life insurance are <b>exempt</b> if for the benefit of someone other than the insured.</p> <p>Group life insurance policies and the proceeds payable from such policy are <b>exempt</b>.</p> <p>Or. Rev. Stat. §§ 743.046; 743.047</p>	<p>Benefits, rights, privileges, and options under an annuity policy are <b>exempt</b> except, the total exempted benefits shall not exceed <b>\$500</b> per month.</p> <p>Or. Rev. Stat. § 743.049</p>	<p>ERISA qualified benefits are <b>exempt</b>.</p> <p>Or. Rev. Stat. § 18.358</p>
Pennsylvania	<p>Proceeds from a life policy are <b>exempt if</b> the policy or supplemental agreement provides that the proceeds and income from the policy are <b>not assignable</b>.</p> <p>If the policy was</p>	<p><b>Annuities</b> are exempt if the solvent insured is the beneficiary; this exemption may not exceed <b>\$100 per month</b>.</p>	<p>ERISA qualified plans are exempt.</p>

	<p>created to benefit a spouse, child, or dependent relative of the insured the proceeds are exempt unless the judgment creditor is that spouse, child, or dependent relative of the insured.</p> <p>Group life insurance policies are exempt.</p> <p>42 Pa. Cons. Stat. §§ 8124(c)(4); 8124(c)(6); 8124(5)</p>		
Rhode Island	<p>If stated in the policy, proceeds from a policy of life or endowment insurance are exempt.</p> <p>R.I. Gen. Laws § 27-4-12</p>	<p>If stated in the policy, proceeds and payments from any annuity contract are exempt.</p> <p>R.I. Gen. Laws § 27-4-12</p>	<p>ERISA qualified plans and IRAs are exempt.</p> <p>R.I. Gen. Laws § 9-26-24</p>
South Carolina	<p>Proceeds and cash surrender values of life insurance policies, if used for support of spouse, children, and dependents of the insured.</p> <p>Unmatured life insurance policy proceeds are exempt. However, there is a \$4,000 limit on any accrued dividend, interest, or loan value of any unmaturred life insurance contract owned by the debtor</p>	<p>Proceeds from annuity contracts are exempt.</p>	<p>ERISA qualified benefits and IRAs are exempt.</p>

	<p>under which the insured is the debtor or a individual under which the insured is a dependent.</p> <p>Group life insurance policy proceeds are exempt.</p> <p>S.C. Code Ann. §§ 38-63-40(A); 15-41-30(8); 38-63-40(C)</p>		
South Dakota	<p>Not exceeding <b>\$20,000</b>, the proceeds of policies of life and health insurance are exempt from creditors.</p> <p>S.D. Codified Laws § 58-12-4</p>	<p>Benefits, rights, privileges, and options from <b>annuity</b> contracts are exempt. This exemption is limited to <b>\$250 per month</b>.</p> <p>S.D. Codified Laws §§ 58-12-6; 58-12-8</p>	<p>IRAs are NOT exempt.</p> <p>S.D. Codified Laws</p>
Tennessee	<p>The net amount payable under a policy of life or an annuity contract affected for the benefit of the annuitant's spouse, children, or dependent relatives is exempt.</p> <p>Life insurance benefits payable to surviving spouse and children shall inure to the surviving spouse and children free from liability from debts of decedent.</p> <p>Tenn. Code Ann. §§ 56-7-201; 56-7-203</p>	<p>The net amount payable under a policy of life or an annuity contract affected for the benefit of the annuitant's spouse, children, or dependent relatives is exempt.</p> <p>Tenn. Code Ann § 56-7-203</p>	<p>IRAs are exempt.</p> <p>Tenn. Code Ann. § 26-2-105</p>

Texas	<p>Benefits, including the cash value or proceeds, of an insurance policy for the benefit of the insured or a beneficiary under an insurance policy or annuity contract are <b>exempt</b>.</p> <p>Tex. Ins. Code § 1108.051</p>	<p>Annuities are exempt. Under the Texas Insurance Code, an annuity is considered “an insurance policy or contract if the annuity contract is issued: (1) by a life, health, or accident insurance company, including a mutual benefit company or a fraternal benefit society; or (2) under an annuity benefit plan used by an employer or an individual.”</p> <p>Tex. Ins. Code § 1108.051(a)(b)(2)</p>	<p>ERISA qualified, IRAs, Roth IRAs and Keoghs are exempt.</p> <p>Tex. Ins. Code § 42.0021</p>
Utah	<p>Life insurance proceeds or benefits payable to the debtor if the debtor is the beneficiary of any policy payable upon the death of a spouse or child of the debtor are exempt; this policy must have been in effect for a continuous, unexpired, period of one year.</p> <p>Life insurance proceeds or benefits payable to the beneficiaries, spouse or dependent, of the debtor are exempt; this policy must have been in effect</p>		<p><b>Money or assets in an IRA are exempt.</b> The statute specifically addresses individual retirement plans, it states; “[A]ny money or other assets held for or payable to the individual as a participant or beneficiary from or an interest of the individual as a participant or beneficiary in a retirement plan or arrangement” are exempt.</p>

	<p>for a continuous, unexpired, period of one year.</p> <p>“Proceeds and avails of any unexpired life insurance contracts owned by the debtor” are exempt.</p> <p>Utah Code Ann. §§ 78-23-5(1)(a)(B)(xi); 78-23-5(1)(a)(B)(xii)</p>		<p>Utah Code Ann. § 78-23-5(1)(xiv).</p>
Vermont	<p>Life insurance proceeds are exempt.</p> <p>A policy of group life insurance or group disability insurance and the proceeds payable are exempt.</p> <p>Vt. Stat. Ann. Tit. 8 §§ 3706; 3708</p>	<p>The benefits, rights, privileges, and options under an annuity contract are exempt. This exemption is limited to \$350 per month.</p> <p>Vt. Stat. Ann. Tit. 8 § 3709</p>	<p>ERISA qualified plans and IRAs are exempt.</p> <p>Vt. Stat. Ann. Tit. 12 § 2740</p>
Virginia	<p>Proceeds of insurance policies created by the insured on his life for the benefit of another are exempt.</p> <p>Group life insurance policies and proceeds are exempt.</p> <p>Va. Code Ann. §§ 38.2-3122; 38.2-3339</p>		<p>ERISA qualified benefits are exempt up to <b>\$25,000</b>.</p> <p>Va. Code Ann. § 34-4</p>
Washington	<p>If the beneficiary is someone other than</p>	<p>Rights, benefits, privileges, and</p>	<p>ERISA qualified benefits and IRAs are exempt.</p>



	<p>the insured, the proceeds and avails (cash surrender value) of a life insurance policy, other than an annuity, are exempt.</p> <p>A policy of group life insurance and the proceeds from such policy are exempt.</p> <p>Wash. Rev. Code §§ 48.18.410; 48.18.420</p>	<p>options under any <b>annuity</b> contract are exempt; this exemption is limited to <b>\$2,500 per month</b>.</p> <p>Wash. Rev. Code § 48.18.430</p>	<p>Wash. Rev. Code § 6.15.020</p>
Washington, D.C.	<p>If providing the principal support of a family the beneficiary of an insurance or annuity contract shall receive a maximum exemption of \$200 per month; if not providing the principal support there is an exemption of \$60 per month.</p> <p>D.C. Code Ann. §15-503</p>	<p>A payment under a stock bonus, pension, profit-sharing, annuity, or similar plan or contract on account of illness, disability, death, age, or length of service, to the extent reasonably necessary on account of illness, disability, death, age, or length of service to the extent reasonably necessary for the support of the debtor and any dependent of the debtor.</p> <p>D.C. Code Ann. §15-501</p>	<p>ERISA qualified benefits are exempt.</p> <p>D.C. Code Ann. §15-501</p>
West Virginia	<p>Proceeds and avails of life insurance policies are exempt.</p>	<p>With some limitations, any person who files a petition under the federal bankruptcy law may exempt</p>	<p>ERISA qualified benefits and IRAs are exempt if needed for support.</p>

		<p>from property of the estate in a bankruptcy proceeding the following property: A payment under a stock bonus, pension, profit sharing, annuity or similar plan or contract on account of illness, disability, death, age or length of service, to the extent reasonably necessary for the support of the debtor and any dependent of the debtor, and funds on deposit in an individual retirement account (IRA), including a simplified employee pension (SEP) regardless of the amount of funds.</p>	
	W. Va. Code § 33-6-27	W. Va. Code § 38-10-4(5)	W. Va. Code §§ 38-10-4(5); 38-7-7; 38-8-1
Wisconsin	<p>If reasonably necessary to support the debtor, any policies on the life of someone whom the debtor, at the time of the insured's death, depended on for support of him/herself or his/her dependents are exempt. 815.18(3)(f)(2)</p> <p>“[A]ny <b>unmatured life insurance or</b></p>	<p>“[A]ny <b>unmatured life insurance or annuity contract</b> owned by the debtor and insuring the debtor, the debtor's dependent, or an individual of whom the debtor is a dependent, . . . , and the debtor's aggregate interest, not to exceed <b>\$150,000</b> in value, in any accrued dividends, interest,</p>	IRA and ERISA qualified benefits are exempt.

	<p><b>annuity contract</b> owned by the debtor and insuring the debtor, the debtor's dependent, or an individual of whom the debtor is a dependent, . . . , and the debtor's aggregate interest, not to exceed <b>\$150,000</b> in value, in any accrued dividends, interest, or loan value of all unmatured life insurance or annuity contracts owned by the debtor and insuring the debtor, the debtor's dependent, or an individual of the whom the debtor is a dependent" are exempt. There are some limitations on this exemption:</p> <ol style="list-style-type: none"> <li>1. "If the life insurance or annuity contract was issued less than 24 months before the applicable date, the exemption . . . may not exceed <b>\$4,000.</b>"</li> <li>2. "If the life insurance or annuity contract was issued at least 24 (twenty-four) months but funded less than 24 (twenty-four) months before the applicable date, the exemption under</li> </ol>	<p>or loan value of all unmatured life insurance or annuity contracts owned by the debtor and insuring the debtor, the debtor's dependent, or an individual of the whom the debtor is a dependent" are exempt. There are some limitations on this exemption:</p> <ol style="list-style-type: none"> <li>1. "If the life insurance or annuity contract was issued less than 24 months before the applicable date, the exemption . . . may not exceed <b>\$4,000.</b>"</li> <li>2. "If the life insurance or annuity contract was issued at least 24 (twenty-four) months but funded less than 24 (twenty-four) months before the applicable date, the exemption under this paragraph is limited to the value of the contract the day before the first funding that occurred less than 24 (twenty-four) months before the applicable date and the lesser of either the difference between the value of the contract the day before the first</li> </ol>	
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	<p>this paragraph is limited to the value of the contract the day before the first funding that occurred less than 24 (twenty-four) months before the applicable date and the lesser of either the difference between the value of the contract the day before the first funding that occurred less than 24 (twenty-four) months before the applicable date and the value of the contract on the applicable date or <b>\$4,000.</b>”</p> <p>Wis. Stat. §§ 815.18(3)(f)(2); 815.18(3)(f)(2) thru 815.18(3)(f)(3)(a)(b)</p>	<p>funding that occurred less than 24 (twenty-four) months before the applicable date and the value of the contract on the applicable date or <b>\$4,000.</b>”</p> <p>Wis. Stat. §§ 815.18(3)(f)(2) thru 815.18(3)(f)(3)(a)(b)</p>	<p>Wis. Stat. § 815.18(3)(j)</p>
Wyoming	<p>Subject to policy language, the proceeds of life insurance policies are exempt.</p> <p>Death benefits, cash surrender and loan values, and proceeds of a policy of group life insurance or group disability insurance are exempt.</p> <p>Wyo. Stat. Ann. §§ 26-15-129; 26-15-130; 26-15-131</p>	<p>Not to exceed <b>\$350 per month</b>, the benefits, rights, options, and privileges under an <b>annuity contract</b> are exempt.</p> <p>Wyo. Stat. Ann. § 26-15-132</p>	<p>Retirement plans, pensions, or annuities are exempt.</p> <p>Wyo. Stat. Ann. § 1-20-110</p>

