

UNITED STATES DISTRICT & BANKRUPTCY COURTS  
DISTRICT OF IDAHO

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## NOTICE

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

On April 1, 2022, adjustments to the dollar amounts stated in various provisions of the Bankruptcy Code and one provision of Title 28 of the United States Code will go into effect for cases filed on or after that date. The adjustments' timing and calculation are codified in 11 U.S.C. § 104. A chart showing the affected sections of the Bankruptcy Code and Title 28, with the current and adjusted dollar amounts in those sections, is attached.

Seven Official Bankruptcy Forms and two Director's Forms contain references to several of the affected dollar amounts:

- Official Form 106C, Schedule C: The Property you Claim as Exempt;
- Official Form 107, Statement of Financial Affairs for Individuals Filing for Bankruptcy;
- Official Form 122A-2, Chapter 7 Means Test Calculation;
- Official Form 122C-2, Chapter 13 Calculation of Your Disposable Income;
- Official Form 201, Voluntary Petition for Non-Individuals Filing for Bankruptcy;
- Official Form 207, Statement of Financial Affairs for Non-Individuals Filing for Bankruptcy;
- Official Form 410, Proof of Claim;
- Director's Form 2000, Required Lists, Schedules, Statements, and Fees; and
- Director's Form 2830, Chapter 13 Debtor's Certifications Regarding Domestic Support Obligations and Section 522(q).

The revised forms will be effective on April 1, 2022, and they will apply to cases filed on or after that date. The revised forms incorporating the dollar amount adjustments have been posted to the Pending Changes in the Bankruptcy Forms page of the uscourts.gov website at <https://www.uscourts.gov/rules-policies/pending-rules-and-forms-amendments/pending-changes-bankruptcy-forms>.

<b>Affected Sections of Title 28 U.S.C. and the Bankruptcy Code</b>	<b>Dollar Amount to be Adjusted</b>	<b>New (Adjusted) Dollar Amount<sup>1</sup></b>
<b>28 U.S.C.</b>		
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	\$1,375	\$1,525
(2) - a consumer debt less than	\$20,450	\$22,700
(3) - a non-consumer debt against a non-insider less than	\$25,000	\$27,750
<b>11 U.S.C.</b>		
Section 101(3) - definition of assisted person	\$204,425	\$226,850
Section 101(18) - definition of family farmer	\$10,000,000 (each time it appears)	\$11,097,350 (each time it appears)
Section 101(19A) - definition of family fisherman	\$2,044,225 (each time it appears)	\$2,268,550 (each time it appears)
Section 101(51D) - definition of small business debtor	\$2,725,625 (each time it appears)	\$3,024,725 (each time it appears)
Section 109(e) - debt limits for individual filing bankruptcy under chapter 13	\$419,275 (each time it appears)  \$1,257,850 (each time it appears)	\$465,275 (each time it appears)  \$1,395,875 (each time it appears)
Section 303(b) - minimum aggregate claims needed for the commencement of an involuntary chapter 7 or 11 petition	\$16,750 (each time it appears)	\$18,600 (each time it appears)
Section 507(a) - priority expenses and claims		
(1) - in paragraph (4)	\$13,650	\$15,150
(2) - in paragraph (5)(B)(i)	\$13,650	\$15,150
(3) - in paragraph (6)	\$6,725	\$7,475
(4) - in paragraph (7)	\$3,025	\$3,350

<sup>1</sup> The New (Adjusted) Dollar Amounts reflect a 10.97347880254584 percent increase, rounded to the nearest \$25.

Section 522(d) - value of property exemptions allowed to the debtor		
(1) - in paragraph (1)	\$25,150	\$27,900
(2) - in paragraph (2)	\$4,000	\$4,450
(3) - in paragraph (3)	\$625 \$13,400	\$700 \$14,875
(4) - in paragraph (4)	\$1,700	\$1,875
(5) - in paragraph (5)	\$1,325 \$12,575	\$1,475 \$13,950
(6) - in paragraph (6)	\$2,525	\$2,800
(7) - in paragraph (8)	\$13,400	\$14,875
(8) - in paragraph (11)(D)	\$25,150	\$27,900
Section 522(f)(3) - exception to lien avoidance under certain state laws	\$6,825	\$7,575
Section 522(f)(4) - items excluded from definition of household goods for lien avoidance purposes	\$725 (each time it appears)	\$800 (each time it appears)
Section 522(n) - maximum aggregate value of assets in individual retirement accounts exempted	\$1,362,800	\$1,512,350
Section 522(p) – state homestead exemption, limit for interest acquired $\leq$ 1215 days before filing	\$170,350	\$189,050
Section 522(q) – state homestead exemption, limit under particular circumstances	\$170,350	\$189,050
Section 523(a)(2)(C) - exceptions to discharge – presumption of nondischargeability		
(1) - in paragraph (i)(I) - consumer debts for luxury goods or services incurred $\leq$ 90 days before filing owed to a single creditor in the aggregate	\$725	\$800
(2) - in paragraph (i)(II) – certain cash advances obtained $\leq$ 70 days before filing, in the aggregate	\$1,000	\$1,100
Section 541(b)- certain property of the estate exclusion limits	\$6,825 (each time it appears)	\$7,575 (each time it appears)

Section 547(c)(9) – minimum preference avoidance value in cases with primarily non-consumer debts	\$6,825	\$7,575
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)	\$8,175	\$9,075
(2) - in paragraph (2)(A)(i)(II)	\$13,650	\$15,150
(3) - in paragraph (2)(A)(ii)(IV)	\$2,050	\$2,275
(4) - in paragraph (2)(B)(iv)(I)	\$8,175	\$9,075
(5) - in paragraph (2)(B)(iv)(II)	\$13,650	\$15,150
(6) - in paragraph (5)(B)	\$1,375	\$1,525
(7) - in paragraph (6)(C)	\$750	\$825
(8) - in paragraph (7)(A)(iii)	\$750	\$825
Section 1322(d) - length of chapter 13 plan, current monthly income, 4+ household	\$750 (each time it appears)	\$825 (each time it appears)
Section 1325(b) - confirmation of chapter 13 plan, current monthly income, 4+ household	\$750 (each time it appears)	\$825 (each time it appears)
Section 1326(b)(3) - payments to former chapter 7 trustee	\$25	\$25