

Do state’s exemptions have extraterritorial application?


Scope: Earnings paid or payable by an employer to an employee for personal services, whether called wages, salary, commission, bonus, or otherwise, including periodic payments from pension or retirement program. Neb. Rev. Stat. § 25-1558(4).

Amount: Head of family, 85% of disposable earnings exempt except for support obligations. Head of family is defined as anyone who actually supports and maintains one or more individuals related to him or her by blood, marriage, adoption, or guardianship and whose right to exercise family control and provide for the dependent(s) is based on some moral or legal obligation. All others, similar to federal. Neb. Rev. Stat. § 25-1558(1). Discharge of employee for garnishment forbidden. Neb. Rev. Stat. § 25-1558(6).


Waiver: Assignment, transfer, mortgage, or pledge of exempt wages or salary is void and unenforceable. Neb. Rev. Stat. § 25-1558(5).


Procedural requirements: None stated. May be claimed after judgment, any time before confirmation of sale.


Waiver: Spouse must join in any conveyance or encumbrance.


Dollar amounts adjusted by Department of Revenue every five years, beginning in 2023. § 25-1556.


Waiver: Not specified in exemption statute.


*Insurance, judgments, or other compensation for injury:* Compensation for personal injury or death, whether lump sum or structured settlement, including interest. Neb. Rev. Stat. § 25-1563.02.

*Bank accounts:* Not specified in exemption statute.

*Alimony, child support:* Not specified in exemption statute.


*Survival after payment or deposit:* Note exemption for property traceable to military disability pension.

**Source:** National Consumer Law Center, Collection Actions [4th ed.], updated at www.nclc.org/library

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