

MEMO# 2997

August 8, 1991

CONNECTICUT EXEMPTS RETIREMENT PLAN ASSETS FROM CREDITORS

August 8, 1991 TO: PENSION MEMBERS NO. 30-91 RE: CONNECTICUT EXEMPTS
RETIREMENT PLAN ASSETS FROM CREDITORS

_____ In legislation effective July 1, 1991, retirement fund accounts in Connecticut are exempt from attachment by creditors. The new legislation applies to any "Keogh plan or a retirement plan established by a corporation which is qualified under Section 401, 403, 404 or 409 of the Internal Revenue Code..." However, in situations where the debtor-participant is self-employed or a partner or one percent or more shareholder of the entity sponsoring the retirement plan, contributions made less than 90 days before the filing of the claim upon which a judgment is entered will not be protected. Also, contributions which are determined to be fraudulent conveyances under Connecticut or federal law will not be protected. IRA assets are not protected under the new law. A copy of Connecticut Public Act No. 90-239 is attached. We will keep you informed of related developments. W. Richard Mason Assistant Counsel - Pension Attachment

Source URL: <https://icinew-stage.ici.org/memo-2997>

Copyright © by the Investment Company Institute. All rights reserved. Information may be abridged and therefore incomplete. Communications from the Institute do not constitute, and should not be considered a substitute for, legal advice.