

**MEMO# 10122**

July 13, 1998

## **DELAWARE LAW PROTECTS ROTH IRAS IN BANKRUPTCY**

1 See Institute Memorandum to Operations Members No. 15-98, Pension Members No. 36-98, Tax Members No. 16-98, Pension Operations Advisory Committee No. 22-98 and Transfer Agent Advisory Committee No. 30-98, dated June 22, 1998. [10122] July 13, 1998  
TO: OPERATIONS MEMBERS No. 20-98 PENSION MEMBERS No. 43-98 PENSION OPERATIONS  
ADVISORY COMMITTEE No. 28-98 TAX MEMBERS No. 20-98 TRANSFER AGENT ADVISORY  
COMMITTEE No. 40-98 RE: DELAWARE LAW PROTECTS ROTH IRAS IN BANKRUPTCY

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Delaware recently passed legislation that adds Roth IRAs to the list of retirement plans protected from creditor claims. This memorandum updates the 1998 Institute survey of IRA Protection In Bankruptcy.<sup>1</sup> We continue to request that members with information of any relevant legislation or court decisions regarding the status of IRAs under State bankruptcy and creditor law contact Kathryn Ricard at (202) 218-3563 or Russ Galer at (202) 326-5835. A copy of the Delaware bill is attached. Kathryn A. Ricard Assistant Counsel Attachment

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