

Louisiana Exemptions

The following exemptions are available to Louisiana debtors under Louisiana law:

Cemeteries and Burial Funds	Property dedicated for cemetery purposes is exempt; public cemeteries with the monuments thereon are exempt	La. Rev. Stat. Ann. § 8:313
Deposit Accounts	Education savings accounts are exempt	La. Rev. Stat. Ann. § 17:3096
Fraternal Benefit Society Benefits	Exempt	La. Rev. Stat. Ann. § 22:298
Homestead or Residential Property	\$35,000 is exempt but the exemption is subject to certain liens; the exemption applies to surviving spouses and minor children but married couples may claim only one homestead; the maximum homestead is 160 acres in either one tract or two or more tracts with a residence on one tract and a garden, field or pasture on the other tract(s); can be rural or urban; proceeds from any property insurance policy received as a result of damage caused by a gubernatorial declared disaster to a homestead held separately in an escrow account identified as insurance proceeds paid from the damage of a homestead for its repair or replacement	La. Rev. Stat. Ann. § 20:1; <i>see</i> La. Const. art. 12, § 9
Insurance Benefits	Health and accident insurance proceeds and disability proceeds which are supplemental to life insurance or annuity contracts are exempt from any of the insured's debts and any of the beneficiary's debts existing at the time the proceeds are made available for his use; life insurance and group life insurance proceeds are exempt from debts of the insured, of the person effecting the policy, and of the beneficiary however if life insurance, endowment policy or annuity contract is issued within 9 months of bankruptcy filing, exemption only \$35,000; proceeds from a property insurance policy received as a result of damage caused by a gubernatorial declared disaster to an asset considered exempt held separately in an escrow account are exempt to the same extent that the underlying asset is considered exempt.	La. Rev. Stat. Ann. §§ 22:1015 and 22:944; 13:3881
Pensions and Retirement Benefits	All pensions, annuities and gratuitous payments by employers for whatever reason made are exempt except for alimony and child support debts; IRA, Keogh or other qualified plans are exempt to the extent of tax exemption; contributions less than a year from filing bankruptcy are nonexempt	La. Rev. Stat. Ann. §§ 13:3881, 20:33 and provisions cited in note thereafter

Personal Property	Debtor may exempt a right of personal servitude of habitation and the usufruct under Article 223 of the Civil Code; clothing, household goods, non-sterling silverware, family portraits, arms and military accoutrements, musical instruments, firearms, arms, ammunition and accessories thereto up to \$2,500; poultry, fowl and one cow for family use; wedding or engagement rings not exceeding \$5,000; \$7,500 in equity value of one motor vehicle per household used by the debtor and his family for any purpose, and \$7,500 in equity value for one motor vehicle per household that is substantially modified, equipped or fitted for the purposes of adapting its use to the physical disability of the debtor or his family	La. Rev. Stat. Ann. § 13:3881
Public Assistance	All exempt	La. Rev. Stat. Ann. § 46:111
Trade Implements	Debtor may exempt necessary tools, instruments and books, and used primarily for trade purposes, a utility trailer and a firearm with a maximum value of \$500	La. Rev. Stat. Ann. § 13:3881
Unemployment Compensation	Exempt as long as funds are not commingled except for debts for necessities furnished while the debtor was unemployed or certain support obligations	La. Rev. Stat. Ann. § 23:1693
Veterans' Benefits	All exempt	La. Const. art. 18, § 10
Wages	Debtor may exempt, for any week, the greater of 75% of weekly disposable earnings or 30 times federal minimum wage and certain wages earned out of state	La. Rev. Stat. Ann. §§ 13:3881 and 3951
Workers' Compensation	Exempt except under a judgment of alimony in favor of a wife, or an ascendent or descendant	La. Rev. Stat. Ann. § 23:1205
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