

Clerk's Notice

Reissued to include attached chart of revised dollar amounts

Revised Dollar Amounts in Official Forms 106C, 107, 122A-2, 122C-2, 201, 207, 410, Director's Forms 2000 and 2830, and certain instructions, effective April 1, 2022.

Automatic adjustments will be made on April 1, 2022, to dollar amounts stated in various provisions of the Bankruptcy Code, one provision in Title 28, seven Official Bankruptcy Forms which contain adjusted dollar amounts, the Instructions for Individual and Non-Individual Debtors, two Director's Forms which include dollar amounts, and one set of instructions for a Director's Form which includes a dollar amount. The adjustments will apply to cases filed on or after April 1, 2022.

Section 104 of the Code provides that the Judicial Conference make the adjustments, which are calculated at three-year intervals on the basis of the change in the Consumer Price Index for the most recent three-year period ending immediately before the year in which the adjustment is made and rounded to the nearest \$25. The Conference has delegated that authority to the Administrative Office.

Scheduled termination of CARES Act changes to Official Forms 101, 122A-1, 122B, 122C-1, and 201.

Under the Coronavirus Aid, Relief, and Economic Security Act (the CARES Act), Pub. L. No. 116-136, 134 Stat. 281, as amended by the COVID-19 Bankruptcy Relief Extension Act of 2021, Pub. L. 117-5, 135 Stat. 249, temporary amendments were made to Official Forms 101, 122A-1, 122B, 122C-1, and 201 (the CARES Act amendments). Official Forms 101 and 201 were amended to permit a debtor to elect chapter 11, subchapter V treatment if aggregate debts are less than \$7,500,000, and Forms 122A-1, 122B, and 122C-1, were amended to incorporate the CARES Act change to the definition of "current monthly income" and the calculation of disposable income.

The CARES Act amendments will lapse on March 27, 2022, unless extended through additional legislation, and effective March 28, 2022, the forms will revert to their pre-CARES Act versions, with any non-CARES Act amendments incorporated.

For more information and links to forms, follow this link: <https://www.uscourts.gov/rules-policies/pending-rules-and-forms-amendments/pending-changes-bankruptcy-forms>

Josiah C. Sell, Clerk of Court
United States Bankruptcy Court
Northern District of Ohio

Date of Reissuance: March 18, 2022

Affected Sections of Title 28 U.S.C. and the Bankruptcy Code	Dollar Amount to be Adjusted	New (Adjusted) Dollar Amount¹
28 U.S.C.		
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
11 U.S.C.		
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

¹ 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