

COLORADO EXEMPTION LIST

How to use this table of exemptions

The following is a summary of the Colorado exemptions that can be claimed to exempt both real and personal property in a bankruptcy petition. Colorado residents who file bankruptcy generally use the Colorado exemptions; however, special rules apply as to which state or federal exemptions may be used if an individual's domicile has not been continuously located in Colorado for the two year period prior to filing a bankruptcy petition.

Exempt property is not subject to the claims of unsecured creditors and may be kept by an individual, subject to the rights of secured creditors and lien holders. Please note that not all of an individual's property may have a matching exemption. Also, an individual must own an interest in the property to claim the property as exempt.

An individual may exempt the equity value interest (the difference between what the property is worth and what is owed on it) in property that remains after liens and other creditors' interests are considered. However, any equity value interest in property above the exemption amount may be subject to the claims of unsecured creditors.

For example, an individual owns a home that he or she lives in. That fair market value of the home is \$150,000 and there is a \$135,000 mortgage on the house. This means that the individual's equity or value that this individual has in the house is \$15,000 (\$150,000 - \$135,000 = \$15,000). If a homestead exemption of \$15,000 (or any amount greater than \$15,000) exists, the entire equity in the house may be claimed as exempt.

Description	Exempt Amount single / joint	Colorado Code
Wearing apparel	\$1,500 \$3,000	§13-54-102(1)(a)
Watches, jewelry, articles of adornment	\$2,000 \$2,000	§13-54-102(1)(b)
Library, family pictures, school books	\$1,500 \$3,000	§13-54-102(1)(c)
Burial sites	1 space for each debtor and each dependent	§13-54-102(1)(d)
Household goods	\$3,000 \$6,000	§13-54-102(1)(e)
Provisions and fuel	\$600 \$1,200	§13-54-102(1)(f)



Description	Exempt Amount single / joint	Colorado Code
For a debtor whose principal occupation is agriculture, all livestock, poultry or other animals, and all tractors, farm implements, trucks used in agricultural operations, harvesting equipment, seed, and agricultural machinery and tools (if this exemption is used, then no exemption allowed under §13-54-102(1)(i) below)	\$50,000 \$50,000	§13-54-102(1)(g)
Money received as a pension or other form of allowance by a person relating to service in the U.S. Armed Forces in time of war or armed conflict	100%	§13-54-102(1)(h)
Articles of military equipment personally owned by members of the National Guard	100%	§13-54102(1)(h.5)
Stock in trade, supplies, fixtures, maps, machinery, tools, equipment, books, electronics, and business materials used for the debtor's gainful occupation (if cannot also claim as exempt under §13-54-102(1)(i))	\$20,000 \$20,000	§13-54-102(1)(i)
One or more motor vehicles or bicycles	\$5,000 \$10,000	§13-54102(1)(j)(I)
One or more motor vehicles used by an elderly (age 60 or older) or disabled debtor, or a debtor with an elderly or disabled spouse or dependent	\$10,000 \$20,000	§13-54102(1)(j)(II)
Professional library	\$3,000 \$6,000	§13-54-102(1)(k)
Cash Surrender Value of Life Insurance	\$50,000 \$50,000	§13-54102(1)(l)(I)(A)
Proceeds of Life Insurance Against Life of the Debtor	100%	§13-54102(1)(l)(I)(B)
Proceeds of a Claim under Fire or Casualty Insurance for Loss or Damage to Property That Would Have Been Exempt	Same limitations as the property would have had	§13-54102(1)(m)
Personal Injury Awards	100%	§13-54-102(1)(n)
Income tax refunds attributed to an earned income tax credit or child tax credit	100%	§13-54-102(1)(o)
Professional Prescribed Health Aids	100%	§13-54-102(1)(p)
Crime Victims' Reparation Awards	100%	§13-54-102(1)(q)
Amounts held by a third party as a residential leasehold security deposit or as utility deposit	100%	§13-54-102(1)(r)

Description	Exempt Amount single / joint	Colorado Code
Funds in a pension, retirement, or deferred compensation plan in which the debtor has a present or future right to receive payments	100%	§13-54-102(1)(s)
All property subject to a judgment for failure to pay state income tax on qualified benefits from a pension or other retirement plan	100%	§13-54-102(1)(t)
Any Court-ordered domestic support obligation or payment, including a maintenance obligation or payment or a child support obligation or payment, if the child support obligation or payment meets the requirements of section 13-54-102.5	100%	13-54-102(1)(u), 13-54-102.5
Any claim for public or private disability benefits due, or any proceeds thereof, not otherwise provided for under law	\$3,000 per month	13-54-102(1)(v)
Homestead occupied as a home by an owner or an owner's family, including a mobile home, manufactured home, trailer or trailer coach for which a Certificate of Title or Registration has been issued	\$60,000 \$60,000	§38-41-201(1)(a), 38-41-201.6, 3841-202
Homestead occupied as a home by an elderly or disabled owner, an elderly or disabled spouse of an owner, or an elderly or disabled dependent of an owner, including a mobile home, manufactured home, trailer or trailer coach for which a Certificate of Title or Registration has been issued	\$90,000 \$90,000	§38- 41201(1)(0062)
Homestead, proceeds from sale of exempt property less than two years ago, proceeds kept separate and apart from other moneys (\$90,000 if owner, spouse or dependent is elderly (60 or older) or disabled)	\$60,000 \$60,000	§38-41-207
Insurance proceeds from the loss of homestead; amount exempt same as sale	100%	§38-41-209
Property of cemetery companies	100%	§7-47-106
Specific partnership property	100%	§7-60-125(c)
Workman's compensation	100%	§§8-42-124(1), 852-107
Unemployment compensation	100%	§8-80-103
Life Insurance or annuity	100%	§10-7-106

Description	Exempt Amount single / joint	Colorado Code
Group insurance	100%	§10-7-205
Fraternal benefit society benefits	100%	§§10-14-403, 1014-122
Insurance proceeds – sickness/accident	\$200/month	10-16-212
Disposable earnings (greater of 75% or 30 times federal or state minimum wage—75% reduced to 65% if debt is for fraudulently obtained public assistance or overpayments)	75%	§§13-54— 104(2)(a); 5-5105
Crime victim's compensation payments	100%	§24-4.1-114
Teacher's retirement benefits	100%	§22-64-120
State public employees' retirement benefits	100%	§24-51-212
Public employees' deferred compensation (same limits as disposable earnings above)	75%	§24-52-102(4)
Local government employees retirement benefits	100%	§24-54-111
Public Assistance	100%	§26-2-131
Police Pension	100%	§§31-30-313, 616
Fireman – pension	100%	§§31-30-412, 518