6-29/108.74 Post-Petition Earnings

The collection of alimony, maintenance, or support from earnings or services performed by an individual debtor after the filing of the petition in bankruptcy is not stayed unless the debtor filed a Chapter 13. (11 USC 541(a)(6), FRBP 1306(a)(2)) In a Chapter 13, all wage garnishments, including those for alimony or support, are stayed and claims must be filed with the Chapter 13 trustee. Property of the estate in a Chapter 13 case is broader than that in Chapter 7 and includes earnings for personal services performed by the debtor and all property of the kind specified in 11 USC 541 acquired after the commencement of the case, but before the case is closed, dismissed, or converted to a case under another chapter.