

Union Calendar No. 56

108TH CONGRESS
1ST SESSION

H. R. 1529

[Report No. 108-110]

To amend title 11 of the United States Code with respect to the dismissal of certain involuntary cases.

IN THE HOUSE OF REPRESENTATIVES

APRIL 1, 2003

Mr. SENSENBRENNER introduced the following bill; which was referred to the Committee on the Judiciary

MAY 19, 2003

Committed to the Committee of the Whole House on the State of the Union and ordered to be printed

A BILL

To amend title 11 of the United States Code with respect to the dismissal of certain involuntary cases.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Involuntary Bank-
5 ruptcy Improvement Act of 2003”.

1 **SEC. 2. AMENDMENT.**

2 Section 303 of title 11, United States Code, is
3 amended by adding at the end the following:

4 “(l)(1) If—

5 “(A) the petition under this section is false or
6 contains any materially false, fictitious, or fraudu-
7 lent statement;

8 “(B) the debtor is an individual; and

9 “(C) the court dismisses such petition;

10 the court, upon motion of the debtor, shall expunge from
11 the records of the court such petition, all the records relat-
12 ing to such petition in particular, and all references to
13 such petition.

14 “(2) If the debtor is an individual and the court dis-
15 misses a petition under this section, the court may enter
16 an order prohibiting all consumer reporting agencies (as
17 defined in section 603 of the Fair Credit Reporting Act)
18 from making any consumer report (as defined in section
19 603 of the Fair Credit Reporting Act) that contains any
20 information relating to such petition or to the case com-
21 menced by the filing of such petition.”.

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