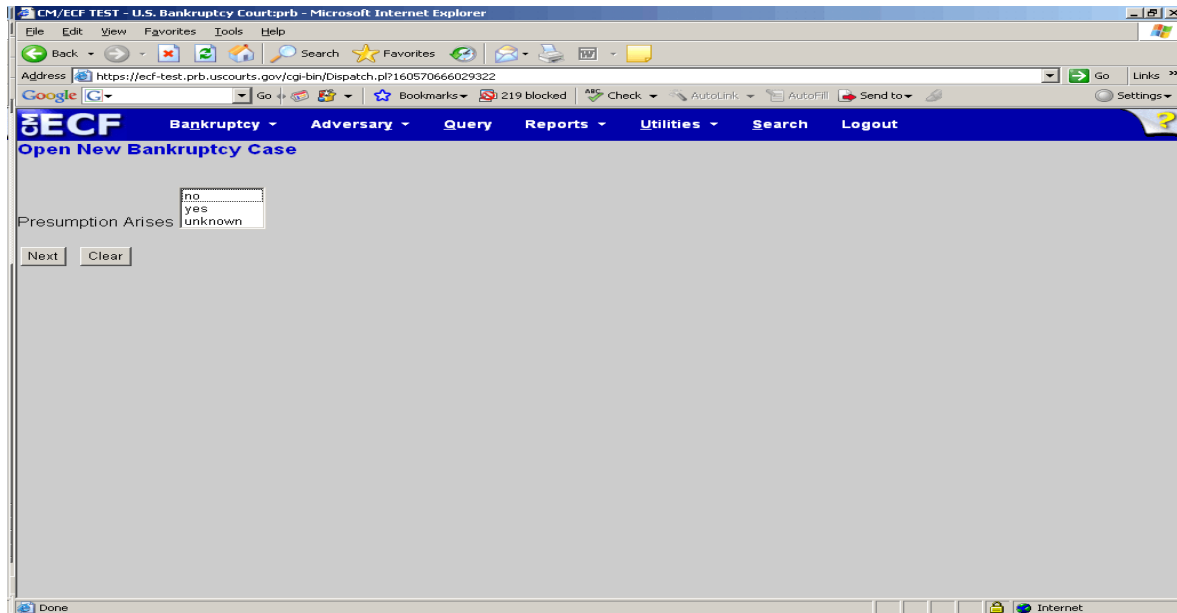Implementing the National Guard and Reservist Debt Relief Act of 2008

1) Open the case as usual and set the presumption of abuse flag screen display. (See below)

If the case is filed by an individual debtor **who qualifies for the exclusion** as a member of the National Guard or Reserves, set the presumption of abuse flag to MEANSNO. If the case is filed by joint debtors, set the flag to whatever value is appropriate for debtor who is not in the National Guard or Reserves. (See table below)

If;	And:	Then:

One debtor has an exclusion	there is no presumption of abuse for the second debtor	set the presumption of abuse flag to MEANSNO
One debtor has an exclusion	there is a presumption of abuse for the second debtor	set the presumption of abuse flag to MEANSYES
One debtor has an exclusion	the presumption of abuse is unknown	se the presumption abuse flag to MEANSU
One debtor has an exclusion	the second debtor also claims an exclusion	set the presumption of abuse to MEANSNO

2) Docket a new event called 'Statement of Debtor's Temporary Exclusion from Means Test." This new event will set a flag (MEANSTMPEX) indicating that debtor is temporarily excluded from filing the means test. If the debtor is no longer on active duty, the date on when their service ended must be included to establish the date when the temporary exclusion ends. Below is a screen that shows the mentioned event.

3) If the debtor is released from active duty later in the case, the case attorney must docket the event "Release from Active Duty" for one or both debtors in a joint case. This event will be used if the debtor or joint debtor requests the temporary exclusion and will set the end of the exclusion date. (See screen below)