

HOUSE BILL NO. 445

IN THE LEGISLATURE OF THE STATE OF ALASKA
TWENTY-THIRD LEGISLATURE - SECOND SESSION

BY REPRESENTATIVE MCGUIRE

Introduced: 2/9/04
Referred: Judiciary

A BILL

FOR AN ACT ENTITLED

1 "An Act relating to an attorney's lien, to court actions, and to other proceedings where
2 attorneys are employed."

3 **BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:**

4 * **Section 1.** AS 34.35.430(b) is amended to read:

5 (b) The [THIS] lien described in (a) of this section is superior to all
6 subsequent liens except tax liens. The lien is a charge on the action, and the
7 parties to the action may not extinguish or affect the attorney's lien by any
8 means, including settlement, other than by satisfying the underlying claim of the
9 attorney for the fees and costs incurred in connection with the action [,
10 HOWEVER, SUBORDINATE TO THE RIGHTS EXISTING BETWEEN THE
11 PARTIES TO THE ACTION OR PROCEEDING].

12 * **Sec. 2.** The uncodified law of the State of Alaska is amended by adding a new section to
13 read:

14 APPLICATION. AS 34.35.430(b), as amended by sec. 1 of this Act, applies to an

- 1 attorney's lien served and filed in a court action or other proceeding on or after the effective
- 2 date of this Act.