

**CS FOR SENATE BILL NO. 300(FIN)**

IN THE LEGISLATURE OF THE STATE OF ALASKA

TWENTY-THIRD LEGISLATURE - SECOND SESSION

BY THE SENATE FINANCE COMMITTEE

Offered: 3/24/04

Referred: Rules

Sponsor(s): SENATOR STEDMAN

**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; and providing for an effective date."

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.

3 \* **Sec. 3.** This Act takes effect immediately under AS 01.10.070(c).