

1 IN THE SENATE

BY SENATOR STEPOVICH

2

SENATE JOINT MEMORIAL NO. 12

3

IN THE LEGISLATURE OF THE TERRITORY OF ALASKA

4

TWENTY-FIRST SESSION

5

TO THE HONORABLE E. L. BARTLETT, DELEGATE TO CONGRESS FROM

6

ALASKA; AND TO THE CONGRESS OF THE UNITED STATES:

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Your Memorialist, the Legislature of the Territory of
8 Alaska, in Twenty-first regular session assembled, respectfully
9 submits that:

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WHEREAS, from the principle that the United States cannot
11 be sued without its consent the general rule has been derived,
12 and adhered to constantly, that agencies and instrumentalities
13 of the United States are not subject to garnishment for moneys
14 due their employees; and

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WHEREAS, such a rule not only makes it difficult for
16 creditors to reach lawful claims, but also frequently deprives
17 a creditor from any recourse whatever in realizing on his
18 claim; and

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WHEREAS, there are many instances where individuals have
20 left non-government employment to work for the United States
21 with the sole purpose of avoiding payment of their just debts;
22 and

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WHEREAS, a rule which exempts from attachment the pay of
24 Federal employees is grossly unfair and discriminatory, since
25 the wages of non-government employees who perform work identical
26 with that of employees of the Federal government, and often in
27 the same location, are subject to attachment by garnishment of
28 the employer;

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NOW THEREFORE, your Memorialist, the Legislature of the
S.J.M.No.12 as amended by House - 1 -

1 Territory of Alaska, in Twenty-first regular Session assembled,
2 respectfully requests that appropriate legislation be enacted
3 authorizing the attachment of moneys owed by Federal agencies
4 and instrumentalities to their employees.

5 AND YOUR MEMORIALIST WILL EVER PRAY.

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