

1 IN THE HOUSE

BY MESSRS. HANSEN AND KENDALL

2 HOUSE BILL NO. 233

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 SECOND LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act to amend Sec. 55-9-107, ACLA 1949
7 relating to public officers' liability as
8 garnishee."

9 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:

10 Section 1. Sec. 55-9-107, ACLA 1949 is amended to read:

11 Sec. 55-9-107. PUBLIC OFFICERS' LIABILITY AS GARNISHEE,
12 ETC.: SERVICE OF PROCESS. Any salary, wages, credits or
13 other personal property in the possession or under the control
14 of the State [TERRITORY] of Alaska, or any division, city,
15 incorporated town, school district or other political sub-
16 division therein or thereof or any board, institution, com-
17 mission or officer of the same, belonging or owed to any
18 person, firm or corporation whatsoever shall not be subject
19 to attachment, garnishment and execution; and neither shall
20 any [IN THE SAME MANNER AND WITH THE SAME EFFECT AS PROPERTY
21 IN THE POSSESSION OF INDIVIDUALS IS NOW SUBJECT TO ATTACH-
22 MENT, GARNISHMENT AND EXECUTION; PROVIDED, HOWEVER, THAT
23 PROCESS IN SUCH PROCEEDINGS MAY BE SERVED ON THE OFFICER BY
24 OR THROUGH WHOM SUCH SALARY, WAGES, CREDITS OR OTHER PROPERTY
25 IS PAID OR DELIVERED IN THE ORDINARY COURSE OF BUSINESS OR
26 ON THE OFFICER WHOSE DUTY IT IS TO AUDIT OR TO ISSUE A WARRANT
27 FOR SUCH SALARY, WAGES, MONEY OR OTHER PERSONAL PROPERTY;
28 AND PROVIDED FURTHER, THAT NO] clerk or officer of any court
29 [SHALL] be required to answer as garnishee as to any moneys

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or property in his possession in the custody of the law.