

1 IN THE SENATE

BY SENATOR MCNEALY

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SENATE BILL NO. 201

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IN THE LEGISLATURE OF THE STATE OF ALASKA

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SECOND LEGISLATURE - SECOND SESSION

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A BILL

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For an Act entitled: "An Act relating to the lien for employment security contributions; and providing for an effective date."

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

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Section 1. Sec. 514, Ch. 5, ESLA 1955, is amended to read:

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Section 514. LIEN. The claim for any contributions, including interest and penalties, not paid when due shall be a lien in favor of the state [TERRITORY] against all the real and personal property of the employer [, AND ALSO UPON ALL THE REAL AND PERSONAL PROPERTY USED WITH THE PERMISSION OF THE OWNER THEREOF IN PROSECUTING THE BUSINESS OF THE EMPLOYER]. In order to avail itself of the lien hereby created the Commission shall file notice thereof with the recording officer [U. S. COMMISSIONER (RECORDING OFFICER)] of the recording district in which said real and personal property shall then be situated, or, with respect to motor vehicles, in the office of the Commissioner of Revenue [TAXATION OF THE TERRITORY OF ALASKA], and such filing shall, from and after the day and time thereof, constitute constructive notice of said lien against the property described therein to creditors of the owner, and to subsequent purchasers and encumbrancers. The lien hereby created is expressly exempt from provisions of Section 7, Ch. 124, SLA 1951, as amended by Section 1, Ch. 8, SLA 1957, and Section 1, Ch. 20, SLA 1957, excepting

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Withdrawn found p.85 1-31-62

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the provisions of Sections 7 (1), (exclusive of subpara-
graphs (a), [AND] (b) and (c) thereof), 7 (3) and 7 (5).

When any such notice of lien has been so filed, the
Commission may release the same by filing, in the manner
prescribed for the filing of a notice of lien, a certificate
of release when it shall appear that the amount of contribu-
tions, including interest, and penalties and costs, has been
paid, or when such assurance of payment shall be made as the
Commission deems adequate.

Sec. 2. This Act takes effect on the day after its passage
and approval or on the day it becomes law without such approval.