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IN THE SENATE

BY SENATOR POLLOCK

SENATE BILL NO. 202

IN THE LEGISLATURE OF THE STATE OF ALASKA

SECOND LEGISLATURE - SECOND SESSION

A BILL

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

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

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

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 property shall then be situated, or, with respect to motor vehicles, in the office of the commissioner of Revenue [TAXATION] of the State [TERRITORY] of Alaska, and such filing shall 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 THE PROVISIONS OF SECTION 7, CHAPTER 124, SLA 1951, EXCEPTING THE PROVISIONS OF SECTIONS 7 (1), (EXCLUSIVE OF SUBPARAGRAPHS (A) AND (B) THEREOF), 7 (3) AND 7 (5).]

1 When any such notice of lien has been so filed, the Com-
2 mission may release the same by filing, in the manner pre-
3 scribed for the filing of a notice of lien, a certificate of
4 release when it shall appear that the amount of contributions
5 including interest, and penalties and costs, has been paid,
6 or when such assurance of payment shall be made as the Com-
7 mission deems adequate.

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

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