

HOUSE BILL NO. 233

IN THE LEGISLATURE OF THE STATE OF ALASKA

SEVENTEENTH LEGISLATURE - FIRST SESSION

BY THE HOUSE RULES COMMITTEE BY REQUEST OF THE GOVERNOR

Introduced: 3/22/91

Referred: Judiciary, Finance

A BILL

FOR AN ACT ENTITLED

1 "An Act extinguishing junior liabilities in state tax lien distraint sales and providing for
2 redemption rights."

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

4 * Section 1. AS 43.20.270(f) is amended to read:

5 (f) The property distrained shall be restored to the owner or possessor if, before the sale,
6 payment of the amount due is made to the deputy or agent charged with the collection, together
7 with the fees and other charges; but in case of nonpayment, the deputy or agent shall proceed to
8 sell the property at public auction. The owner of real property sold under this section, the
9 owner's heir, executor, or administrator, or a person having an interest in or a lien on the
10 property, or a person in their behalf [OF THE OWNER] may redeem the property sold or a
11 particular tract of the property at any time within 120 days after the sale of the property or tract.

1 The property or tract may be redeemed upon payment to the purchaser or, if the purchaser cannot
2 be found in the state, then to the commissioner of revenue for the use of the purchaser, the
3 purchaser's heirs, or assigns, the amount paid by the purchaser and interest on it at the rate of
4 12 percent a year. If land sold is redeemed under this subsection, the commissioner shall cause
5 entry of the fact to be made upon the record mentioned in (g)(6) of this section and the entry
6 shall be evidence of such redemption.

7 * Sec. 2. AS 43.20.270(g) is amended by adding a new paragraph to read:

8 (7) A lien, encumbrance, or title junior in priority to the lien of the state with
9 respect to which the distraint was made is discharged when a certificate of sale of personal
10 property or a deed to real property is executed in accordance with this section.