

1 5363-S AAS 3/13/91

2 SSB 5363 - S Amd  
3 By Senator Talmadge

4 ADOPTED 3/13/91 - Voice Vote

5 On page 11, line 4, strike all of subsection (4)

6 SSB 5363 - S Amd  
7 By Senators Talmadge and Nelson

8 ADOPTED 3/13/91 - Voice Vote

9 On page 13, beginning on line 17, strike all material through  
10 "offender." on line 23, and insert:

11 "Notwithstanding any other provision of this act, if the department  
12 initiates collection action against a joint bank account, with or  
13 without the right of survivorship, or any other funds which are subject  
14 to the community property laws of this state, notice shall be given to  
15 all affected parties that the account or funds are subject to potential  
16 withholding. Such notice shall be by first class mail, return receipt  
17 required, or by personal service and be given at least twenty calendar  
18 days before withholding is made. Upon receipt of such notice, the  
19 nonobligated person shall have ten calendar days to file a petition  
20 with the department contesting the withholding of his or her interest  
21 in the account or funds. The department shall provide notice of the  
22 right of the filing of the petition with the notice provided in this  
23 paragraph. If the petition is not filed within the period provided for  
24 herein, the department is authorized to proceed with the collection  
25 action."