

1 **State of Arkansas**
2 **78th General Assembly**
3 **Regular Session, 1991**
4 **By: Representative K. Wood**

A Bill

HOUSE BILL

For An Act To Be Entitled

8 "AN ACT TO AMEND ARKANSAS CODE 16-110-415 TO REMOVE THE
9 OPTION FOR ONE (1) GARNISHMENT PER PAY PERIOD INSTEAD OF
10 THE THREE (3) MONTH GARNISHMENT; AND FOR OTHER PURPOSES."

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12 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

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14 SECTION 1. Arkansas Code 16-110-415 is amended to read as follows:

15 "16-110-415. Garnishment of wages.

16 (a) Upon the garnishment of salaries, wages, or other compensation due
17 from the employer garnishee, the employer garnishee shall hold, to the extent
18 of the amount due upon the judgment and costs, subject to the order of the
19 court, any nonexempt wages due or which subsequently become due. The judgment
20 or balance due thereon is a lien on salaries, wages, or other compensation due
21 at the time of the service of the execution, or as set out in subsection (b).

22 (b) The lien provided for in subsection (a) of this section shall
23 continue as to subsequent earnings until the total amount due upon the
24 judgment and costs is paid or satisfied, or until the expiration of the
25 employer's payroll period immediately prior to three (3) calendar months after
26 service of the execution, whichever occurs first. The lien on subsequent
27 earnings shall terminate sooner if the employment relationship is terminated
28 or if the underlying judgment is vacated or modified."

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30 SECTION 2. All provisions of this act of a general and permanent nature
31 are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas Code
32 Revision Commission shall incorporate the same in the Code.

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34 SECTION 3. If any provision of this act or the application thereof to
35 any person or circumstance is held invalid, such invalidity shall not affect

1 other provisions or applications of the act which can be given effect without
2 the invalid provision or application, and to this end the provisions of this
3 act are declared to be severable.

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5 SECTION 4. All laws or parts of laws in conflict with this act are
6 hereby repealed.

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