

1 HB222
2 164849-3
3 By Representative Nordgren
4 RFD: Judiciary
5 First Read: 10-MAR-15

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ENROLLED, An Act,

Relating to garnishment; to add a new Section 30-3-69.1 to Article 3, Chapter 3, Title 30, Code of Alabama 1975, to provide that an employer who pays an employee in a manner that protects the wages of the employee from garnishment or withholding laws to be personally liable for the child support that could have been garnished or withheld.
BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

Section 1. Section 30-3-69.1 is added to Article 3, Chapter 3, Title 30 of the Code of Alabama 1975, to read as follows:

§30-3-69.1.

An employer who pays his or her employee in a manner intending to protect the wages of the employee from being garnished or withheld for the purpose of or the collection of child support payments owed by the employee shall be personally liable for the amount of child support owed as if the child support had been withheld under Chapter 3 of this title or to the same degree as an employer who willfully fails or refuses to withhold or pay the amounts required under Section 30-3-69.

Proof of the employer's intent to protect the wages of the employee in a manner violating this section must be established by clear and convincing evidence.

1 Section 2. This act shall become effective on the
2 first day of the third month following its passage and
3 approval by the Governor, or its otherwise becoming law.

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Speaker of the House of Representatives

President and Presiding Officer of the Senate

House of Representatives

I hereby certify that the within Act originated in
and was passed by the House 14-APR-15, as amended.

Jeff Woodard
Clerk

Senate	03-JUN-15	Passed
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