

STATE OF OKLAHOMA

2nd Session of the 49th Legislature (2004)

HOUSE BILL HB2571:

Morgan (Fred)

AS INTRODUCED

An Act relating to civil procedure; allowing an employee to terminate a voluntary payroll deduction agreement for payment of a third-party debt; providing procedure for termination of a voluntary payroll deduction agreement; allowing a creditor to proceed with garnishment in certain circumstances; providing for codification; and providing an effective date.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 1173.5 of Title 12, unless there is created a duplication in numbering, reads as follows:

If an employer collects payments from an employee through a voluntary payroll deduction agreement for payment of a debt to a third-party creditor, the employee shall have the right to terminate the deduction agreement. To revoke a voluntary payroll deduction agreement, the employee shall submit a written notification, signed and dated by the employee, stating the employees intent to cease the deduction. Upon receiving written notification, the employer shall terminate the deduction within five (5) business days or by the next pay period, whichever is later. If an employee terminates a voluntary payroll deduction agreement and thereafter becomes indebted to the creditor, the creditor may proceed by garnishment in any court having jurisdiction against the employee.

SECTION 2. This act shall become effective November 1, 2004.

49-2-8070 KB 01/13/04