

ENGROSSED HOUSE
BILL NO. 1516

By: Morrissette of the House
and
Bass of the Senate

An Act relating to civil procedure; amending 12 O.S. 2001, Section 1194, which relates to garnishments; providing for personal liability for certain persons under certain circumstances; and providing an effective date.

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

SECTION 1. AMENDATORY 12 O.S. 2001, Section 1194, is amended to read as follows:

Section 1194. No judgment shall be rendered against the state, or any county, city, town, board of education, school board or any municipal subdivision of the state named as garnishee, but judgment may be rendered against any person served ~~as provided under 12 O.S. 1961, §~~ pursuant to Section 1193 of this title, who shall willfully fail, neglect or refuse to answer garnishment summons; provided, no person employed by the state or any county, city, town, board of education, school board, or any municipal subdivision of the state shall be held personally liable unless the failure, neglect, or refusal to answer is willful.

SECTION 2. This act shall become effective November 1, 2005.

Passed the House of Representatives the 8th day of March, 2005.

Presiding Officer of the House of
Representatives

Passed the Senate the ____ day of _____, 2005.

Presiding Officer of the Senate