

*Tiffany Gillespie, President
Trego County
216 North Main
Wakeeney, KS 67672
785-743-2148*



*Cecil Aska, President-Elect
Geary County
138 East 8th Street
Junction City, KS 66441
785-762-5221 x 1435*

SENATE BILL 366
Non-Wage Garnishment Procedure

Senate Judiciary
Wednesday, February 15, 2012

TESTIMONY

By: Sandy McCurdy, Clerk of the District Court
Johnson County - 10th Judicial District

Mr. Chairman and Members of the Committee:

Thank you for the opportunity to appear before you today to speak on behalf of the Kansas Association of District Court Clerks and Administrators in regard to amending the statutes regarding non-wage garnishment procedure.

The change in non-wage garnishment procedure would create parallel procedures between wage and non-wage garnishments. Presently, non-wage garnishment answers are returned to the courts for further processing, which may delay payment of funds on the judgment to the judgment creditor by fourteen to forty-five days, while wage garnishment answers are sent directly to the judgment creditor. We have worked with the Kansas Bankers Association to include language that would alleviate the bank's liability concerns.

The requested amendments would save the clerks the time now spent on filing the completed answers and mailing a copy to the judgment creditor and judgment debtor as well as steps involved with the garnishee paying directly into court. These amendments would also save the counties the cost of postage and paper. It is important to look for ideas such as this in difficult economic times.

Thank you for allowing me the opportunity to appear before you today on these issues. We will be glad to answer any questions you may have.

*Teresa Lueth, Secretary
Saline County
300 W. Ash, PO Box 1760
Salina, KS 67402-1760
785-309-5831*

*Mary Gatton, Treasurer
Barton County
1400 Main, Room 306
Great Bend, KS 67530-4098
620-793-1856*

*Kathleen Collins, Past President
Wyandotte County
710 N 7th St., Mezzanine
Kansas City, KS 66101
913-573-2946*