

One Hundred Third Legislature - First Session - 2013

Introducer's Statement of Intent

LB415

Chairperson: Senator Brad Ashford

Committee: Judiciary

Date of Hearing: February 21, 2013

The following constitutes the reasons for this bill and the purposes which are sought to be accomplished thereby:

LB 415 would allow a financial institution that operates more than one office or branch where deposits are received within the state of Nebraska to (a) designate its main-chartered office for the service of a garnishment summons, if its main-chartered office is located in Nebraska, or (b) if its main-chartered office is located in another state, to designate any one of its offices or branches in this state for service of summons. The legislation would require the designation of a main-chartered office or an office or branch for receipt of garnishment summons to be placed on the Nebraska Department of Banking and Finance website. A financial institution designating a main-chartered office or one of its offices or branches for the receipt of a garnishment summons would be required to report any property or credits of the defendant held at any of its locations within the state of Nebraska. If service of summons is not made on the designated office, in its discretion, and without violating any obligation to its customer, the financial institution may elect to treat the service of summons as valid and effective as to any property or credits of the defendant held at any of its locations in the state of Nebraska.

Principal Introducer: _____

Senator Les Seiler