

CHAPTER 15.

[H. B. 8.]

GARNISHMENT OF MUNICIPAL CORPORATIONS.

AN ACT relating to garnishments and making the State of Washington, all counties, cities, towns, school districts and other municipal corporations subject thereto, and amending sections 1 and 2 of chapter 130 of the Laws of 1915, and amending said chapter by adding two new sections to said chapter to be known as sections 3 and 4 thereof.

*Be it enacted by the Legislature of the State of Washington:*

Amends § 1, ch. 130, Laws of 1915.

SECTION 1. That section 1 of chapter 130 of the Laws of 1915 be amended to read as follows:

Municipal corporations subject to garnishment after judgment.

Section 1. The State of Washington, all counties, cities, towns, school districts and other municipal corporations shall be subject to garnishment in the superior and justice courts, but only after judgment shall have been entered against the defendant in the main action: *Provided*, That the State of Washington shall not be subject to garnishment in justice courts.

Amends § 2, ch. 130, Laws of 1915.

SEC. 2. That section 2 of chapter 130 of the Laws of 1915 be amended to read as follows:

Judgment.

Section 2. No regular judgment in garnishment shall be entered against the State of Washington or any municipal corporation, but the judge of the superior court, or justice of the peace shall by written order command the auditing officer, or body of such State of Washington or municipal corporation to audit and pay to the judgment creditor the amount due from the garnishee to the principal defendant, not exceeding the amount of the judgment in the main action, whereupon the same shall be paid by the garnishee: *Provided*, Nothing in this act shall be construed to impair the rights of defendants to claim exemptions of wages as provided by law.

Auditing officer.

Exemptions not impaired.

SEC. 3. That chapter 130 of the Laws of 1915 be amended by adding thereto a new section to be known as and designated as section 3 to read as follows:

Adds § 3 to ch. 130, Laws of 1915.

Section 3. The venue of such garnishment proceeding shall be the same as the original action. The writ shall be issued by the court having jurisdiction of such original action and shall require such garnishee defendant to appear and answer such writ in said court in like manner and with the same effect as other writs of garnishment issued by such court after judgment.

Venue.

SEC. 4. That chapter 130 of the Laws of 1915 be amended by adding thereto a new section to be known as section 4 to read as follows:

Adds § 4 to ch. 130, Laws of 1915.

Section 4. The writ of garnishment shall be served in the same manner and upon the same officer as is required and provided by law for service of summons upon the commencement of a civil action against the state, county, city, town, school district, or other municipal corporation, as the case may be.

Writ, how served.

Passed the House January 30, 1933.

Passed the Senate February 8, 1933.

Approved by the Governor February 14, 1933.