



STATE OF ARIZONA
OFFICE OF THE GOVERNOR

DOUGLAS A. DUCEY
GOVERNOR

EXECUTIVE OFFICE

March 22, 2019

The Honorable Katie Hobbs
Secretary of State
1700 W. Washington, 7th Floor
Phoenix, AZ 85007

Dear Secretary Hobbs:

I am transmitting to you the following bills from the Fifty-fourth Legislature, 1st Regular Session, which I signed on March 22nd, 2019:

SB 1004 insurance; surplus lines; reports; payments (Livingston)
SB 1006 internationally active insurance groups; supervision (Livingston)
SB 1008 insurance; prohibited inducements; exceptions (Livingston)
SB 1021 commission for postsecondary education; continuation (S. Allen)
SB 1052 certificates of title; applications (Livingston)
SB 1072 early voting centers; identification required (Ugenti-Rita)
SB 1093 prisoner accounts; use; ADOT credentialing. (Livingston)
SB 1113 insurance; information practices (Livingston)
SB 1212 prepaid legal insurance contracts; definition (Livingston)
SB 1218 beneficiary deeds; separate property; nonlapse (Leach)
SB 1309 renewal of judgments; applicability (E. Farnsworth)
SB 1317 bodily fluids exposure; testing (Boyer)
SB 1333 real estate appraisal (Mesnard)
SB 1474 POW/MIA flag; display (Contreras)
HB 2004 nuclear management fund; appropriation; assessment (Kavanagh)
HB 2007 ASRS; political subdivision plans; adjustments (Kavanagh)
HB 2009 navigable stream adjudication commission; extension (Griffin)
HB 2023 political signs; ballot measures; tampering (Kavanagh)
HB 2112 community property award; convicted spouse (Griffin)
HB 2230 writ of garnishment; certified mail (J. Allen)
HB 2284 credit unions; declaration of purpose (Weninger)
HB 2363 tax lien sales; procedures (Toma)
HB 2421 animal cruelty; working animal; harassment (Blackman)
HB 2463 occupational regulations; licenses; communications; notice (Petersen)

HB2464 water infrastructure finance; municipal approval (Shope)

Sincerely,

A handwritten signature in black ink that reads "Douglas A. Ducey". The signature is written in a cursive style with a large initial 'D' and a distinct 'A'.

Douglas A. Ducey
Governor
State of Arizona

cc: Senate Secretary
Chief Clerk of the House of Representatives
Arizona News Service

House Engrossed
FILED
KATIE HOBBS
SECRETARY OF STATE

State of Arizona
House of Representatives
Fifty-fourth Legislature
First Regular Session
2019

CHAPTER 29
HOUSE BILL 2230

AN ACT

AMENDING SECTIONS 12-1574 AND 12-1577, ARIZONA REVISED STATUTES; RELATING
TO WRIT OF GARNISHMENTS.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:

2 Section 1. Section 12-1574, Arizona Revised Statutes, is amended to
3 read:

4 12-1574. Issuance, service and return of writ; notice to
5 debtor

6 A. When the judgment creditor has complied with the applicable
7 provisions of sections 12-1572 and 12-1573, the clerk, justice of the
8 peace or city or town magistrate shall issue a writ of garnishment of
9 monies or property and a summons ~~directed to the sheriff, constable or~~
10 ~~any officer authorized by law to serve process in the county where the~~
11 ~~garnishee is alleged to be, commanding him to immediately summon the~~
12 garnishee to appear before the court out of which the writ issued within
13 the time specified in the writ to answer the writ.

14 B. The writ shall state:

15 1. The amount of the outstanding balance due on the judgment,
16 including accrued interest and allowable costs, as of the date of the
17 issuance of the writ, and the rate at which interest accrues on that
18 judgment.

19 2. The name and address of the garnishee or ~~his~~ THE GARNISHEE'S
20 authorized agent.

21 3. The name and address of the judgment creditor and ~~his~~ THE
22 JUDGMENT CREDITOR'S attorney, if applicable.

23 4. The last mailing address of the judgment debtor known to the
24 judgment creditor.

25 C. The judgment creditor, in the manner required for a summons by
26 rules of the court in civil matters OR BY CERTIFIED MAIL, RETURN RECEIPT
27 REQUESTED, shall serve on the garnishee two copies of the summons and writ
28 of garnishment, a copy of the underlying judgment, four copies of the
29 answer form, two copies of the notice to judgment debtor and request for
30 hearing form and one copy of the instructions to garnishee provided for in
31 section 12-1596. IF SERVED BY CERTIFIED MAIL, THE EFFECTIVE DATE OF
32 SERVICE IS THE DATE OF RECEIPT BY THE GARNISHEE.

33 D. Within three days, not including weekends and holidays, the
34 garnishee shall deliver to the judgment debtor a copy of the summons and
35 writ of garnishment, a copy of the underlying judgment and the notice to
36 judgment debtor and request for hearing form.

37 Sec. 2. Section 12-1577, Arizona Revised Statutes, is amended to
38 read:

39 12-1577. Service of writ on branch of financial institution

40 A. Monies owing to a judgment debtor by a banking corporation or
41 association, savings bank, savings and loan association, credit union,
42 trust company or title insurance company, maintaining branch offices, or
43 credits or other effects belonging to a judgment debtor and in the
44 possession of or under the control of ~~such~~ THE banking corporation or
45 association, savings bank, savings and loan association, credit union,

1 trust company or title insurance company, may be levied upon ON by serving
2 a copy of the writ of garnishment upon ON the manager or other officer of
3 such THE banking corporation or association, savings bank, savings and
4 loan association, credit union, trust company or title insurance company,
5 at any office or branch thereof located in the county where such service
6 is made. No garnishment shall be effective as to any debt owing by such
7 THE banking corporation or association, savings bank, savings and loan
8 association, credit union, trust company or title insurance company, if
9 the account evidencing such THE indebtedness is carried at an office or
10 branch other than the office or branch named in the writ and at which
11 service is made or as to any credits or other effects in its possession or
12 under its control at any other office or branch, unless the service of the
13 writ is accompanied by a cash tender of twenty-five dollars \$25 to the
14 garnishee as costs for the search. Upon ON the payment of the search fee
15 the writ shall be effective as to any debt owing by such THE banking
16 corporation or association, savings bank, savings and loan association,
17 credit union, trust company or title insurance company. , if the account
18 evidencing such indebtedness is carried at any office or branch thereof
19 located in the county in which service is made or as to any credits or
20 other effects in its possession or under its control at any office or
21 branch thereof located in the county in which service is made, but shall
22 not be effective as to any debt owing by such banking corporation or
23 association, savings bank, savings and loan association, credit union,
24 trust company or title insurance company, if the account evidencing such
25 indebtedness is carried at an office or branch thereof located in a county
26 other than the county in which service is made or as to any credits or
27 other effects in its possession or under its control at any office or
28 branch thereof located in a county other than the county in which service
29 is made.

30 B. The procedure provided in this section for the NOTWITHSTANDING
31 SUBSECTION A OF THIS SECTION, service of a writ of garnishment upon ON any
32 banking corporation or association, savings bank, savings and loan
33 association, OR credit union, trust company or title insurance
34 company, maintaining branch offices, shall be exclusive MAY ALSO BE MADE
35 BY CERTIFIED MAIL, RETURN RECEIPT REQUESTED, AT THE GARNISHEE'S REGULAR
36 PLACE OF BUSINESS, OR TO THE GARNISHEE'S STATUTORY AGENT OR AT A LOCATION
37 THAT IS DESIGNATED BY THE GARNISHEE. IF SERVED BY CERTIFIED MAIL, THE
38 EFFECTIVE DATE OF SERVICE IS THE DATE OF RECEIPT BY THE GARNISHEE OR THE
39 GARNISHEE'S STATUTORY AGENT.

APPROVED BY THE GOVERNOR MARCH 22, 2019.

FILED IN THE OFFICE OF THE SECRETARY OF STATE MARCH 22, 2019.

Passed the House February 25, 20 19

Passed the Senate March 18, 20 19

by the following vote: 60 Ayes,

by the following vote: 30 Ayes,

0 Nays, 0 Not Voting

0 Nays, 0 Not Voting

Mark R. Finchem
Speaker of the House

Karen Farn
President of the Senate

Janis Dineen
Chief Clerk of the House

Susan Deever
Secretary of the Senate

EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF GOVERNOR

This Bill received by the Governor this

19th day of March, 20 19

at 9:50 o'clock A M.

[Signature]
Secretary to the Governor

Approved this 22nd day of

March 2019

at 10:54 o'clock A M.

[Signature]
Governor of Arizona

EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF SECRETARY OF STATE

This Bill received by the Secretary of State

this 22 day of March, 20 19

at 4:01 o'clock P. M.

[Signature]
Secretary of State

H.B. 2230