

LEGISLATIVE BILL 781

Approved by the Governor January 31, 1972

Introduced by J. James Waldron, 42nd District

AN ACT to amend section 36-213, Revised Statutes Supplement, 1969, relating to wage assignment; to provide a limitation on the amount of wages that can be assigned; and to repeal the original section.

Be it enacted by the people of the State of Nebraska,

Section 1. That section 36-213, Revised Statutes Supplement, 1969, be amended to read as follows:

36-213. Every assignment of the wages or earnings of the head of a family, and every contract or agreement intending or purporting to have the effect of such assignment, shall be void unless such contract, agreement, assignment, or transfer shall be executed and acknowledged by both husband and wife in the same manner that conveyances of real estate are required to be signed and acknowledged by the laws of this state, ~~except--that and shall be limited to a percentage of the wages of the head of household not greater than that subject to the operation of attachment, execution and garnishee process as provided in section 25-1558, Revised Statutes Supplement, 1969; Provided, that~~ nothing contained herein shall be construed to void payroll deductions by the employer if such wages or earnings so deducted are for (1) purchase of government bonds, (2) contributions to charity, or (3) payment of employee organization dues, of group or individual insurance premiums, of pension assessments, to credit unions, or for a savings plan, in accordance with a written order of the employee which has been accepted by the employer. Every such assignment shall specify the employer who will pay the wages that are the subject of the assignment, and the assignment shall be valid only as to wages due from the employer or employers so specified. It shall be unlawful for any person, firm, corporation, company, partnership, or business institution to cause any employer, by any such void assignment, or by notice of any such void assignment, to withhold the payment of any wages due the head of a family.

Sec. 2. That original section 36-213, Revised Statutes Supplement, 1969, is repealed.