

IN THE SUPREME COURT OF THE STATE OF ALASKA

ORDER NO. 474

Two-part Order Amending Rule 67, Alaska Rules of Civil Procedure, Relating to deposits of Money with the Court and Child Support Payments.

IT IS ORDERED:

1. Paragraph (a) of Rule 67, Alaska Rules of Civil Procedure, is amended to read:

(a) [IN AN ACTION IN WHICH ANY PART OF THE RELIEF SOUGHT IS A JUDGMENT FOR A SUM OF MONEY OR THE DISPOSITION OF A SUM OF MONEY OR OF ANY OTHER THING CAPABLE OF DELIVERY, A PARTY] Upon notice to every other party[,] and [BY] upon leave of court, a party may deposit with the court all or any part of [SUCH SUM OR THING] any sum of money or any other thing capable of physical delivery which is the subject of the action or due under a judgment. [MONEY PAID INTO COURT UNDER THIS RULE SHALL BE DEPOSITED AND WITHDRAWN IN ACCORDANCE WITH THE PROVISIONS OF RULES GOVERNING THE ADMINISTRATION OF ALL COURTS]. Money deposited with the court under this rule shall be managed in accordance with the provisions of Rule 5, Rules Governing the Administration of All Courts. The court shall release the deposit to the party entitled to it when that party becomes entitled to it. No interest shall accrue against a party making a deposit, to the extent of that deposit, after it is made.

2. Paragraph (b) of Rule 67, Alaska Rules of Civil Procedure, is amended to read:

(b) In any action where the court orders the payment of [MONEYS] monies for [PURPOSES OF] child support [IS ORDERED, PAYMENT SHALL BE MADE] to be paid to the Child Support Enforcement Agency pursuant to AS 47.23.080, [UNLESS ANOTHER PAYMENT METHOD IS ORDERED BY THE COURT FOR CAUSE. THE COURT SHALL ACCEPT REASONABLE AGREEMENTS AS TO PAYMENT. WHEN PAYMENT IS TO BE MADE TO THE AGENCY, AN ORDER SHALL BE ENTERED WHICH] the order shall contain the following:

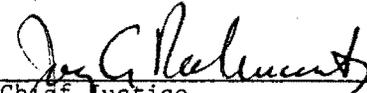
(1) The names of the parties and of the children for whom support payments are ordered; the home addresses of the parties together with their mailing addresses, if different from their home addresses and the name and address of the employer, if any, of the party ordered to make child support payments;

(2) A provision directing each party to inform the Child Support Enforcement Agency in writing of any change in his or her residence or mailing address within five days after any such change. The order shall also state the address of the Agency; and

(3) A provision directing transmittal of a copy of the order to each party to the action and to the Agency.

DATED: June 5, 1981

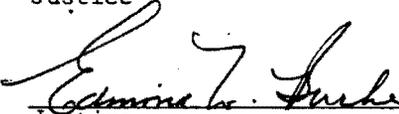
EFFECTIVE DATE: July 1, 1981



Chief Justice

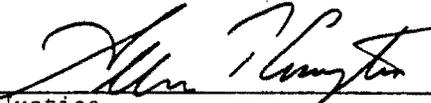


Justice



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