

Proposed Supreme Court Rule 188: Post-Judgment Garnishment Orders Authorized Signatories

The Kansas Supreme Court is accepting public comments on proposed Rule 188: Post-Judgment Garnishment Orders Authorized Signatories under posttrial matters in rules relating to district courts.

The new rule would require a garnishor to include a proposed post-judgment garnishment order and would authorize only a judge to be the signatory on the order.

Comments may be made by email to publiccomments@kscourts.org until 5 p.m. Monday, August 17, 2020. The subject line must read "Rule 188."

RULES RELATING TO DISTRICT COURTS Posttrial Matters

Proposed New Rule 188

POST-JUDGMENT GARNISHMENT ORDERS AUTHORIZED SIGNATORIES

- (a) **Applicability.** In a case in which a post-judgment garnishment order has been authorized pursuant to either Chapter 60 civil or Chapter 61 limited civil cases, the garnishor must utilize the procedures made available under this rule.
- (b) **Filing.**
- (1) For those required to efile under Kansas Supreme Court Rule 122, the filing requesting a post-judgment garnishment order must include a proposed post-judgment garnishment order to be submitted according to the Kansas eCourt Rules. The Clerk of the Court will send the proposed post-judgment garnishment order to the judicial review queue for review and approval.
- (2) For self-represented litigants, a filing must include a proposed post-judgment garnishment order that the clerk will file and send to the judicial review queue for review and approval.
- (3) Clerks are not responsible for monitoring for personally identifiable information as described in Kansas Supreme Court Rules 24 and 196(d)(3).
- (c) **Signing.** Only a judge may sign a post-judgment garnishment order. Upon approval and signature by the judge, the clerk shall cause the signed order to issue to the parties.