

1 IN THE HOUSE

BY MR. LEONARD

2

HOUSE BILL NO. 393

3

IN THE LEGISLATURE OF THE STATE OF ALASKA

4

THIRD LEGISLATURE - SECOND SESSION

5

A BILL

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For an Act entitled: "An Act relating to the priority of liens on
7 personal property."

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BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:

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* Section 1. AS 34.35.200 is repealed and re-enacted to read:

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Sec. 34.35.200. PRIORITY. The lien provided in sec.

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175 or the lien provided in sec. 180 of this chapter when

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filed as provided in sec. 185 of this chapter is superior to

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and preferred to any other lien, mortgage, or encumbrance

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whether the lien, mortgage, or encumbrance attached to the

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chattel before or after the starting of labor or services or

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the furnishing of the material mentioned in secs. 175 and 180

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of this chapter.

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* Sec. 2. AS 28.10.510 is repealed and re-enacted to read:

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Sec. 28.10.510. FILING EFFECTIVE TO GIVE NOTICE. The

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filing and the issuance of a new certificate of title is

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constructive notice of all liens and encumbrances against the

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vehicle described in the certificate to creditors of the

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owner, or to subsequent purchasers and encumbrancers. However,

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the lien provided in AS 34.35.175 or the lien provided in

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AS 34.35.180, when filed as provided in AS 34.35.185, is super-

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ior to and preferred to any other lien, mortgage, or encum-

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brance whether the lien, mortgage, or encumbrance attached to

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a vehicle before or after the starting of labor or services

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or the furnishing of the material mentioned in AS 34.35.175

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and AS 34.35.180.