

Introduced: 2/14/67
Referred: Judiciary

BY THE RULES COMMITTEE
BY REQUEST

1 IN THE HOUSE

2 HOUSE BILL NO. 177

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 FIFTH LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act requiring notice to be given before filing a
7 lien claim; and providing for an effective date."

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

9 * Section 1. AS 34.35 is amended by adding a new section to read:

10 Sec. 34.35.068. NOTICE REQUIRED BEFORE FILING LIEN CLAIM. (a)

11 An original contractor, after the completion of his contract, and a
12 mechanic, artisan, machinist, builder, lumber merchant, laborer, or
13 other person, claiming the benefit of secs. 50 - 120 of this chapter,
14 shall two days before filing a lien claim as provided in sec. 70 of
15 this chapter, deliver, on receipt, in person or mail by registered
16 letter to the owner or reputed owner of the property on or about which
17 the material or supplies are to be used, a notice in writing that he
18 intends to file a lien claim

19 (b) No lien provided for in this chapter for material or supplies
20 furnished shall be enforced unless notice as provided for in (a) of
21 this section is given.

22 (c) Every sale or assignment of real or personal property by a
23 person after receiving notice as provided in (a) of this section with-
24 out notice to purchaser or assignee is presumed prima facie to be a
25 fraud against creditors of the vendor or assignor.

26 * Sec. 2. This Act takes effect on May 1, 1967.

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HB 177 am