



LAWS OF ALASKA

2010

Source
HB 253

Chapter No.

AN ACT

Relating to the time periods affecting certain liens related to providing labor, material, service, or equipment to real property, including buildings and other improvements.

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

THE ACT FOLLOWS ON PAGE 1

AN ACT

1 Relating to the time periods affecting certain liens related to providing labor, material,
2 service, or equipment to real property, including buildings and other improvements.

3 _____
4 * **Section 1.** AS 34.35.068(a) is amended to read:

5 (a) If a notice of completion is not recorded by the owner as provided in
6 AS 34.35.071, a claim of lien shall be recorded not later than **120** [90] days after the
7 claimant

8 (1) completes the construction contract; or

9 (2) ceases to furnish labor, material, services, or equipment for the
10 construction, alteration, or repair of the owner's property.

11 * **Sec. 2.** AS 34.35.090 is amended to read:

12 **Sec. 34.35.090. Payment to contractor.** A payment by the owner of a building
13 or structure to a prime contractor or subcontractor, made before **120** [90] days from

1 the completion of the building, is not valid to defeat or discharge a lien created by
2 AS 34.35.050 - 34.35.120 in favor of other claimants, unless the payment is
3 distributed among the other claimants. If a payment is distributed in part only, then the
4 payment is valid only to the extent it is distributed.

5 * **Sec. 3.** The uncodified law of the State of Alaska is amended by adding a new section to
6 read:

7 APPLICABILITY. The amended time period provided by AS 34.35.068(a), as
8 amended by sec. 1 of this Act, and AS 34.35.090, as amended by sec. 2 of this Act, applies to
9 a lien for labor, material, service, or equipment if the labor, material, service, or equipment is
10 furnished to a project, as that term is defined in AS 34.35.120, on or after the effective date of
11 this Act.