
HOUSE BILL No. 1333

DIGEST OF INTRODUCED BILL

Citations Affected: IC 32-28-13-4.

Synopsis: Common law liens. Provides that a common law lien is void if the common law lienholder fails to commence a suit on the common law lien not more than 180 days after the date the common law lien is recorded.

Effective: July 1, 2009.

Foley

January 13, 2009, read first time and referred to Committee on Judiciary.

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First Regular Session 116th General Assembly (2009)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2008 Regular Session of the General Assembly.

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HOUSE BILL No. 1333



A BILL FOR AN ACT to amend the Indiana Code concerning property.

Be it enacted by the General Assembly of the State of Indiana:

1 SECTION 1. IC 32-28-13-4 IS AMENDED TO READ AS
 2 FOLLOWS [EFFECTIVE JULY 1, 2009]: Sec. 4. (a) This chapter
 3 provides the procedure for filing and releasing a common law lien.
 4 (b) This chapter does not create a common law lien. A common law
 5 lien does not exist against the property of a public official for the
 6 performance or nonperformance of the public official's official duty. A
 7 person asserting a common law lien must prove the existence of the
 8 lien as prescribed by the common law of Indiana.
 9 (c) **Unless a common law lien becomes void at an earlier date**
 10 **under section 6(b) of this chapter, a common law lien is void if the**
 11 **common law lienholder fails to commence a suit on the common**
 12 **law lien not more than one hundred eighty (180) days after the date**
 13 **the common law lien is recorded under this chapter.**

