



January 22, 2010

HOUSE BILL No. 1179

DIGEST OF HB 1179 (Updated January 19, 2010 9:45 am - DI 96)

Citations Affected: IC 32-28.

Synopsis: Mechanic's liens. Allows an incorporated or unincorporated association that represents employees, employers, suppliers, or an employee benefit fund to file a statement and notice of intention to hold a mechanic's lien on behalf of a person who: (1) is a member of or participant in the association; (2) performed labor or furnished materials as described in the mechanic's lien law; and (3) may have a lien as set forth in mechanic's lien law.

Effective: July 1, 2010.

Bartlett

January 7, 2010, read first time and referred to Committee on Labor and Employment.
January 21, 2010, reported — Do Pass.

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January 22, 2010

Second Regular Session 116th General Assembly (2010)

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 2009 Regular and Special Sessions of the General Assembly.

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HOUSE BILL No. 1179



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 32-28-3-1.5 IS ADDED TO THE INDIANA CODE
 2 AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY
 3 1, 2010]: **Sec. 1.5. (a) An incorporated or unincorporated**
 4 **association that represents employees, employers, suppliers, or an**
 5 **employee benefit fund may file a statement and notice of intention**
 6 **to hold a lien under this chapter on behalf of a person who:**
 7 (1) **is a member of or participant in the association;**
 8 (2) **performed labor or furnished materials as described in**
 9 **section 1(a) of this chapter; and**
 10 (3) **may have a lien as set forth in section 1 of this chapter.**
 11 (b) **If an incorporated or unincorporated association files a**
 12 **statement and notice of intention to hold a lien under this chapter**
 13 **on behalf of a member of or participant in the association, the**
 14 **association:**
 15 (1) **has the same rights and remedies under this chapter as the**
 16 **member or participant;**
 17 (2) **may enforce the lien by filing a complaint on behalf of the**

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1 **member or participant as provided in this chapter; and**
2 **(3) shall identify by name all the members or participants on**
3 **whose behalf the association is acting under this chapter in:**
4 **(A) the statement and notice of intention to hold a lien;**
5 **(B) a complaint filed under this chapter; and**
6 **(C) any other document required under this chapter to**
7 **have or enforce a lien.**

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COMMITTEE REPORT

Mr. Speaker: Your Committee on Labor and Employment, to which was referred House Bill 1179, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill do pass.

NIEZGODSKI, Chair

Committee Vote: yeas 6, nays 4.

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