

# SENATE BILL No. 16

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## DIGEST OF INTRODUCED BILL

**Citations Affected:** IC 32-33-2-9.

**Synopsis:** Boat and other watercraft liens. Allows a plaintiff or lienholder who: (1) brings a cause of action for the enforcement of a lien concerning a boat, a vessel, or another watercraft; and (2) recovers a judgment in any sum from the defendant; to also recover from the defendant reasonable attorney's fees, court costs, and a fee for each day the boat, vessel, or other watercraft was stored by the plaintiff or lienholder.

**Effective:** July 1, 2012.

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### Steele

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January 4, 2012, read first time and referred to Committee on Judiciary.

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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 2011 Regular Session of the General Assembly.

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## SENATE BILL No. 16



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 32-33-2-9 IS ADDED TO THE INDIANA CODE  
2 AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE JULY  
3 1, 2012]: **Sec. 9. (a) In a cause of action brought for the**  
4 **enforcement of a lien under this chapter, if the plaintiff or**  
5 **lienholder recovers a judgment in any sum from the defendant, the**  
6 **plaintiff or lienholder may also recover the following from the**  
7 **defendant:**  
8 (1) Reasonable attorney's fees.  
9 (2) Court costs.  
10 (3) A fee for each day the boat, vessel, or other watercraft was  
11 stored by the plaintiff or lienholder:  
12 (A) in an amount of not more than twenty-five dollars  
13 (\$25) for each day the boat, vessel, or watercraft was  
14 stored by the plaintiff or lienholder; and  
15 (B) that:  
16 (i) is not otherwise included in the judgment; or  
17 (ii) the plaintiff or lienholder has not already received



1                   **from the defendant.**  
2                   **(b) Attorney's fees, court costs, and storage fees awarded under**  
3                   **subsection (a) shall be entered by the court as a part of the**  
4                   **judgment in the cause of action for the enforcement of the lien.**

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