SLS 13RS-501

ORIGINAL

Regular Session, 2013

SENATE BILL NO. 183

BY SENATOR CORTEZ

Prefiled pursuant to Article III, Section 2(A)(4)(b)(i) of the Constitution of Louisiana.

PRIVILEGES/LIENS. Provides relative to liens. (8/1/13)

1	AN ACT
2	To amend and reenact R.S. 9:4802(G)(1), relative to liens and privileges; to provide relative
3	to improvement of an immovable by a contractor; to provide with respect to notice
4	requirements of the lessor of the movables placed at the site of the immovable for
5	use in a work; to provide with respect to privileges securing the improvement; and
6	to provide for related matters.
7	Be it enacted by the Legislature of Louisiana:
8	Section 1. R.S. 9:4802(G)(1) is hereby amended and reenacted to read as follows:
9	§4802. Improvement of immovable by contractor; claims against the owner and
10	contractor; privileges securing the improvement
11	* * *
12	G.(1) For the privilege under this Section or R.S. 9:4801(4) to arise, the
13	lessor of the movables shall deliver a copy of the lease <u>notice</u> to the owner and to the
14	contractor not more than ten thirty days after the movables are first placed at the site
15	of the immovable for use in a work. The notice shall contain the name and
16	mailing address of the lessor and lessee, a description sufficient to identify the
17	movable property placed at the site of the immovable for use in a work, state the

Page 1 of 2 Coding: Words which are struck through are deletions from existing law; words in **boldface type and underscored** are additions. 1 2 term of rental and terms of payment and shall be signed by the lessor and lessee.

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The original instrument and the following digest, which constitutes no part of the legislative instrument, were prepared by Angela L. DeJean.

DIGEST

<u>Present law</u> provides that for the privilege under <u>present law</u> to arise, the lessor of the movables shall deliver a copy of the lease to the owner and to the contractor not more than 10 days after the movables are first placed at the site of the immovable for use in a work.

<u>Proposed law</u> provides that for the privilege under <u>present law</u> to arise, the lessor of the movables shall deliver notice to the owner and to the contractor not more than 30 days after the movables are first placed at the site of the immovable for use in a work.

<u>Proposed law</u> provides that the notice shall contain the name and mailing address of the lessor and lessee, a description sufficient to identify the movable property placed at the site of the immovable for use in a work, state the term of rental and terms of payment and shall be signed by the lessor and lessee.

Effective August 1, 2013.

(Amends R.S. 9:4802(G)(1))