

HOUSE BILL NO. 893

INTRODUCED BY KASTEN, TVEIT, DEVLIN, SPRING, M. HANSON,
DAILY, PECK, BERGSAGEL, ZOOK, GRADY, J. JOHNSON, J. BROWN,
COBB, PETERSON, SQUIRES, DOLEZAL, FELAND, KOEHNKE,
SIMPKINS, FAGG, R. DEBRUYCKER, DAVIS, HARDING, G. BECK,
HAYNE, FOSTER, NATHE, GAGE, D. BROWN, J. RICE, HOFFMAN

IN THE HOUSE

FEBRUARY 16, 1991 INTRODUCED AND REFERRED TO COMMITTEE
ON AGRICULTURE, LIVESTOCK, & IRRIGATION.

FIRST READING.

FEBRUARY 23, 1991 COMMITTEE RECOMMEND BILL
DO PASS. REPORT ADOPTED.

POSTED ON CONSENT CALENDAR.

FEBRUARY 25, 1991 CONSENT CALENDAR, QUESTIONS AND ANSWERS.

ENGROSSING REPORT.

FEBRUARY 26, 1991 THIRD READING, PASSED.
AYES, 96; NOES, 2.

TRANSMITTED TO SENATE.

IN THE SENATE

FEBRUARY 26, 1991 INTRODUCED AND REFERRED TO COMMITTEE
ON AGRICULTURE, LIVESTOCK, & IRRIGATION.

FIRST READING.

MARCH 28, 1991 COMMITTEE RECOMMEND BILL BE
CONCURRED IN. REPORT ADOPTED.

APRIL 4, 1991 SECOND READING, CONCURRED IN.

APRIL 5, 1991 THIRD READING, CONCURRED IN.
AYES, 50; NOES, 0.

RETURNED TO HOUSE.

IN THE HOUSE

APRIL 5, 1991 RECEIVED FROM SENATE.

SENT TO ENROLLING.

REPORTED CORRECTLY ENROLLED.

1 HOUSE BILL NO. 893
 2 INTRODUCED BY Asst. Treas. Devin Spring
 3 Paul Beck Bergard Jack Gray John Stroman
 4 A BILL FOR AN ACT, ENTITLED: AN ACT REVISING THE LAW
 5 RELATING TO THE FILING OF THRESHERS' LIENS; REQUIRING A
 6 STATEMENT OF AGRICULTURAL LIEN TO BE FILED WITHIN 30 DAYS OF
 7 PERFORMANCE; PROVIDING THAT A COPY OF THE STATEMENT OF LIEN
 8 SENT BY CERTIFIED MAIL IS SUFFICIENT NOTICE TO PRIVATE
 9 PURCHASERS; AND AMENDING SECTION 71-3-802, MCA."

1 swather, or owner of the combine desiring to claim a lien
 2 shall also serve written notices upon the elevatorman or
 3 other private purchaser that he will claim and file a lien
 4 upon the grain or other crops for his services or labor
 5 performed in threshing or combining and threshing the grain
 6 or crops. A copy of the statement of agricultural lien
 7 mailed by certified mail is sufficient notice to the
 8 elevatorman or other private purchaser."

-End-

11 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

12 **Section 1.** Section 71-3-802, MCA, is amended to read:

13 "71-3-802. How lien obtained. (1) A person ~~intending to~~
 14 ~~avail himself of the benefits of this part~~ entitled to a
 15 lien under 71-3-801 shall file with the office of the
 16 secretary of state a statement of agricultural lien, as
 17 provided in 71-3-125, within ~~10~~ 30 days after the last
 18 service was rendered or labor performed in the threshing of
 19 grain or other crops or the cutting and harvesting and
 20 threshing by the combined harvester and thresher, ~~and a notice~~
 21 ~~that within 20 days a lien, as specified in 71-3-801, will~~
 22 ~~be claimed.~~

23 (2) If the grain or other crops cut, harvested, and
 24 threshed are being hauled from the machine or combine direct
 25 to the elevator or to any other purchaser, the threshermen,



INTRODUCED BILL
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 3 Darryl Beck Bernard John Grady John Grady John Grady
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THIRD READING
 -2-
 HB 893
 CONSENT CALENDAR

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