

February 4, 1963.

Judiciary 1.

Indefinitely Postponed 2-12

Passed House, Date.....

Vote: Ayes..... Nays.....

Approved.....

House File 155

By CHALUPA (Phelps).

Passed Senate, Date.....

Vote: Ayes..... Nays.....

A BILL FOR

Indefinitely Postponed 2/15

An Act relating to mechanics' liens.

Be It Enacted by the General Assembly of the State of Iowa:

1 Chapter five hundred seventy-two (572), Code 1962, is amended

2 by adding the following sections:

1 Section 1. No subcontractor's lien shall be valid unless the
2 subcontractor at each time of furnishing materials or labor gives
3 to the owner notice in writing that such labor or material has
4 been furnished. This section shall not apply when the total
5 cumulative cost of the labor or materials furnished is less than
6 one hundred (100) dollars.

1 Sec. 2. Any contractor or subcontractor who shall embezzle or
2 misappropriate funds or property of an owner shall be prosecuted
3 under chapter seven hundred ten (710) of the Code. The filing of
4 a mechanic's lien under this chapter by a subcontractor, when the
5 contractor shall have been paid, shall be prima facie evidence of
6 a violation of this section by said contractor.

EXPLANATION OF HOUSE FILE 155

The purpose of this bill is to prevent the creation of a mechanic's lien against property where the owner has had no notice that someone other than the principal contractor has provided labor or materials.