

S. F. No. 38

Introduced by:
Byron Hirst

A BILL

For

AN ACT to amend and re-enact Section 55-205, Wyoming Compiled Statutes, 1945, relating to filing and requisites of lien of contractors, sub-contractors, journeymen, day laborers and materialmen.

Introduced January 17, 1955
Read first time
Referred to Committee No. 1
Delivered to Printing Committee

January 18, 1955
Returned from Committee No. 16
Delivered to Standing Committee No. 1

January 19, 1955
Returned from Committee No. 1
Recommended be amended as follows:
Page 1, lines 3-8 inclusive: Strike lines 3-8 and substitute:
"to obtain the benefits of this Act (55-201 through 55-227), every original contractor at any time between sixty (60) days and four (4) months after substantial completion of his contract, and every sub-contractor and journeyman and laborer and materialman and other person entitled to a lien at any time after his indebtedness shall have accrued and before ninety (90) days after substantial completion of the building or improvement, shall file in the office of the register of deeds in which construction has been carried on, a just and"

Page 1, line 16: After semi-colon, strike line 16

Page 1, line 17: Strike line 17

Page 2, line 3: After period, strike line 3

Page 2, lines 4-7 inclusive: Strike lines 4 through 7: And as so amended, do pass.

Recommended do pass as amended
Placed on general file.

January 21, 1955
Considered in Committee of the Whole
Standing Committee Amendment adopted
Recommended do pass as amended
Committee of Whole Report Adopted

January 22, 1955
Read second time
Ordered engrossed for third reading
Delivered to Standing Committee No. 17

JAN 24 1955 Returned from Committee No. 17
Ordered read third time

READ THIRD TIME

Passed... Ayes 25 Noes... Absent... Excused 2

Sent to House

JAN 24 1955

Received from Senate	✓
Read by Clerk	✓
Referred to Committee	3
Delivered to Clerk	3

JAN 31 1955

Returned from Com. No. 3

Recommended do not pass

Placed on general file

Re-referred to Com. #3

Delivered to Com. No. 3

FEB 4 1955

Returned from Com. No. 3

Recommended do not pass

Placed on general file

S. F. No. 38

Introduced by:

Byron Hirst

A BILL

for

AN ACT to amend and re-enact Section 55-205, Wyoming Compiled Statutes, 1945, relating to filing and requisites of lien of contractors, sub-contractors, journeymen, day laborers and materialmen.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WYOMING:

Section 1. That Section 55-205, Wyoming Compiled Statutes, 1945, be amended and re-enacted to read as follows:

55-205. TO OBTAIN THE BENEFITS OF THIS ACT (55-201 through 55-227), EVERY ORIGINAL CONTRACTOR AT ANY TIME BETWEEN SIXTY (60) DAYS AND FOUR (4) MONTHS AFTER SUBSTANTIAL COMPLETION OF HIS CONTRACT, AND EVERY SUBCONTRACTOR AND JOURNEYMAN AND LABORER AND MATERIALMAN AND OTHER PERSON ENTITLED TO A LIEN AT ANY TIME AFTER HIS INDEBTEDNESS SHALL HAVE ACCRUED AND BEFORE NINETY (90) DAYS AFTER SUBSTANTIAL COMPLETION OF THE BUILDING OR IMPROVEMENT, SHALL FILE IN THE OFFICE OF THE REGISTER OF DEEDS IN WHICH CONSTRUCTION HAS BEEN CARRIED ON, A JUST AND true account of the demand due him, her, or them, after all just credits shall have been given, which is to be a lien upon such building or improvements, and a true description of all the property, or so near as to identify the same, upon which said lien is intended to apply with the name of the owner or owners, contractor or contractors, or both, if known to the person filing the lien, which in all cases shall be verified by the oath of the person filing the lien, or by some reliable person for him; * * * and no provision contained in any contract made between the owner and the original contractor shall be construed to in any way affect or restrict the right of any sub-contractor, journeyman or day laborer, to file his lien in the manner provided by this section. * * *

Section 2. This Act shall take effect and be in force from and after April 1, 1955.

S.F. No. 38 Introduced by

A BILL

for

AN ACT to amend and re-enact Section 55-205, Existing Compiled Statutes, 1945, relating to filing and requisites of lien of contractors, sub-contractors, journeymen, day laborers and materialmen.

JAN 17 1955

Introduced by
H. H. H. H.
JAN 17 1955
Referred to Committee on
Referred to Finance Committee

JAN 18 1955

Returned from Committee No. 14
Referred to Standing Committee

JAN 18 1955

Returned from Committee No. 14
Recommended to be amended as follows

Recommended to be passed as amended

Placed on calendar

JAN 21 1955

Considered in Committee of the Whole

Standing Committee Amendment adopted

Recommended to pass by amended

Committee of Whole Report Adopted

JAN 22 1955

READ SECOND TIME

Order of Reference for Third Reading

Delivered to Standing Committee

Page 1, lines 3 - 8 inclusive: Strike lines 3 - 8 and substitute:
"TO OBTAIN THE BENEFITS OF THIS ACT (55-201 through 55-227), EVERY
ORIGINAL CONTRACTOR AT ANY TIME BETWEEN SIXTY (60) DAYS AND FOUR (4)
MONTHS AFTER SUBSTANTIAL COMPLETION OF HIS CONTRACT, AND EVERY SUB-
CONTRACTOR AND JOURNEYMAN AND LABORER AND MATERIALMAN AND OTHER
PERSON ENTITLED TO A LIEN AT ANY TIME AFTER HIS INDEBTEDNESS SHALL
HAVE ACCRUED AND BEFORE NINETY (90) DAYS AFTER SUBSTANTIAL COMPLETION
OF THE BUILDING OR IMPROVEMENT, SHALL FILE IN THE OFFICE OF THE
REGISTER OF DEEDS IN WHICH CONSTRUCTION HAS BEEN CARRIED ON, A
JUST AND"

Page 1, line 16: After semi colon, strike line 16

Page 1, line 17: Strike line 17

Page 2, line 3: After period, strike line 3

Page 2, lines 4 - 7 inclusive: Strike lines 4 through 7;

AND AS SO AMENDED, DO PASS.

Byron Hirst
Chairman

S. F. No. 28

Introduced by

A BILL

FOR

AN ACT to amend and re-enact Section 55-205, Wyoming Compiled Statutes, 1945, relating to filing and requisites of lien of contractors, sub-contractors, journeymen, day laborers and materialmen.

Be It Enacted By The Legislature of the State of Wyoming:

Section 1. That Section 55-205, Wyoming Compiled Statutes, 1945, be amended and re-enacted to read as follows:

^{insert} 55-205. It shall be the duty of every original contractor, within four (4) months, and every sub-contractor, and every journeyman and day laborer, and every other person seeking to obtain the benefits of the provisions of this Act (55-201--55-224), within ninety (90) days after the *** COMPLETION OF THE BUILDING, ERECTION OR IMPROVEMENT, to file in the office of the register of deeds of the proper county, a just and true account of the demand due him, her, or them, after all just credits shall have been given, which is to be a lien upon such building or improvements, and a true description of all the property, or so near as to identify the same, upon which said lien is intended to apply with the name of the owner or owners, contractor or contractors, or both, if known to the person filing the lien, which in all cases shall be verified by the oath of the person filing the lien, or by some reliable person for him; provided, that the original contractor shall not file a lien prior to the expiration of sixty (60) days after the completion of his contract, and no provision contained in any contract made between the owner and the original contractor shall be construed to in any way affect or restrict the right of any sub-contractor, journeyman or day laborer, to file his lien in the manner provided by this section. ANY SUB-CONTRACTOR, JOURNEYMAN, DAY LABORER, MATERIALMAN OR OTHER PERSON, EXCEPT THE ORIGINAL

CONTRACTOR, MAY FILE A LIEN AT ANY TIME AFTER THE INDEBTEDNESS
SHALL HAVE ACCRUED AND THE NOTICE PERIOD SHALL HAVE PASSED,
AND THAT IS WITHIN SAID NINETY (90) DAYS AFTER COMPLETION.)

Section 2. This act shall take effect and be in force
from and after April 1, 1955.