

STATE OF OKLAHOMA

2nd Session of the 46th Legislature (1998)

HOUSE BILL NO. 2712

By: Stites

AS INTRODUCED

An Act relating to liens; amending 42 O.S. 1991, Section 142, which relates to mechanics' and materialmens' liens; modifying requirements for filing lien statement; requiring individual debtors to be identified by social security number; and providing an effective date.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. AMENDATORY 42 O.S. 1991, Section 142, is amended to read as follows:

Section 14 A. Any person claiming a lien as aforesaid shall file in the office of the county clerk of the county in which the land is situated a statement setting forth the amount claimed and the items thereof as nearly as practicable, the names of the owner, the social security number of each individual owner, the contractor, the claimant, and a legal description of the property subject to the lien, verified by affidavit.

B. Such statement shall be filed within four (4) months after the date upon which material or equipment used on said land was last furnished or labor last performed under contract as aforesaid; and if the claim be for the planting of any trees, vines, plants, or hedge, such statement shall be filed within four (4) months from such planting.

C. Immediately upon the receipt of such statement the county clerk shall enter a record of the same against the tract index and in a book kept for that purpose, to be called the mechanics' lien journal, which shall be ruled off into separate columns, with headings as follows: "When filed", "Name of owner", "Social Security Number of Owner(s)", "Name of claimant", "Amount claimed", "Legal description of property", and "Remarks", and the clerk shall make the proper entry in each column.

SECTION 2. This act shall become effective November 1, 1998.

46-2-8816

MAH