

(REPRINTED WITH ADOPTED AMENDMENTS)
FIRST REPRINT

S.B. 19

SENATE BILL NO. 19—SENATOR WASHINGTON

PREFILED JANUARY 11, 2001

Referred to Committee on Judiciary

SUMMARY—Provides that person who repairs appliances and electronics has lien for work performed and materials furnished. (BDR 9-171)

FISCAL NOTE: Effect on Local Government: No.
Effect on the State: No.

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EXPLANATION – Matter in *bolded italics* is new; matter between brackets ~~omitted material~~ is material to be omitted.

AN ACT relating to liens; providing that a person who repairs appliances and electronics has a lien for the work performed and the materials furnished in repairing the appliances and electronics; and providing other matters properly relating thereto.

THE PEOPLE OF THE STATE OF NEVADA, REPRESENTED IN
SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

- 1 **Section 1.** Chapter 108 of NRS is hereby amended by adding thereto a
2 new section to read as follows:
3 ***1. A person engaged in performing work for a price upon any***
4 ***appliance or electronics has a lien upon the appliance or electronics***
5 ***repaired for any amount due for work performed in repairing the***
6 ***appliance or electronics and for the value or agreed price, if any, of all***
7 ***materials furnished by the lienholder in connection with the work.***
8 ***2. If any amount due for work performed or materials furnished***
9 ***remains unpaid for 60 days after the lienholder completed the work, the***
10 ***lienholder may sell any such appliance or electronics at a public or***
11 ***private sale to satisfy the amount due. A sale may occur only after the***
12 ***lienholder has provided notice of a lien in writing to the owner at least 30***
13 ***days before the sale. The notice must contain:***
14 ***(a) An itemized statement of the amount due and the date when it***
15 ***became due;***
16 ***(b) A brief description of the appliance or electronics against which***
17 ***the lien exists;***
18 ***(c) A demand that the amount due, as stated in the notice, must be***
19 ***paid on or before the date specified for the sale; and***



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1 (d) A statement that the appliance or electronics will be sold to satisfy
2 the lien on a date and at a location specified in the notice, unless the total
3 amount of the lien is paid.

4 3. The notice of a lien must be delivered in person or by registered or
5 certified mail, return receipt requested with postage prepaid, directed to
6 the last known address of the owner of the property, or, if the address of
7 the owner is unknown, the notice of a lien must be posted in a
8 conspicuous location in the lienholder's place of business.

9 4. If the proceeds of the sale amount to more than the sum of the lien
10 and the cost of sale, the remainder must be paid over to the owner of the
11 property upon demand.

12 5. Any person who purchases any appliance or electronics in good
13 faith at a sale to satisfy the lien acquires the appliance or electronics free
14 of any interest of any other person.

15 6. This section does not prevent a lienholder from waiving the lien
16 provided for in this section and suing upon the amount due for work
17 done and material furnished.

18 7. The following notice must be posted at all times in a conspicuous
19 location at the place of business of a person engaged in performing work
20 for a price upon any appliance or electronics:

21
22 If the amount due for work performed or materials
23 furnished in repairing your appliance or electronics is not
24 paid within 60 days after the appliance or electronics is
25 repaired, the appliance or electronics may be sold to pay
26 the amount owed.

27
28 8. As used in this section:

29 (a) "Appliance" includes, without limitation, a washing machine,
30 dryer, range, stove, oven, dishwasher, refrigerator, freezer or any similar
31 movable device that is used primarily for personal, family or household
32 purposes.

33 (b) "Electronics" includes, without limitation, a television, radio,
34 audio or video recording equipment, videotape or videodisc player, video
35 camera, audiotape player, computer, computer peripheral, facsimile
36 machine or any similar movable device.

