



# HOUSE BILL No. 4431

March 3, 1993, Introduced by Reps. Randall and McNutt and referred to the Committee on Consumers.

A bill to amend section 1 of Act No. 312 of the Public Acts of 1915, entitled as amended

"An act to establish, protect and enforce by lien the rights of garage keepers who furnish labor or material for storing, repairing, maintaining, keeping or otherwise supplying automobiles or other vehicles,"

as amended by Act No. 58 of the Public Acts of 1990, being section 570.301 of the Michigan Compiled Laws.

## THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Section 1. Section 1 of Act No. 312 of the Public Acts of  
2 1915, as amended by Act No. 58 of the Public Acts of 1990, being  
3 section 570.301 of the Michigan Compiled Laws, is amended to read  
4 as follows:

5 Sec. 1. ~~Every~~ A garage keeper who, ~~in pursuance of any~~  
6 PURSUANT TO A contract, expressed or implied, written or  
7 unwritten, furnishes ~~any~~ labor, material, or supplies ~~shall~~

1 ~~have a lien upon any~~ FOR A vehicle stored, maintained, supplied,  
2 or repaired by him or her, HAS A LIEN UPON THE VEHICLE for the  
3 proper charges due for the storage, maintenance, keeping, and  
4 repair ~~thereof and for~~ OF THE VEHICLE, INCLUDING CHARGES FOR  
5 gasoline or aviation fuel, electric current, or other accessories  
6 and supplies furnished or ~~expenses bestowed~~ EXPENDITURES FOR or  
7 labor performed ~~thereon~~ ON THE VEHICLE at the request or with  
8 the consent of the registered owner of the vehicle, whether the  
9 owner is a conditional sale vendee or a mortgagor remaining in  
10 possession or otherwise. The garage keeper may detain the vehi-  
11 cle at any time it is in his or her possession within 90 days  
12 after performing the last labor or furnishing the last supplies  
13 for which the lien is claimed. ~~The~~ A lien ~~, insofar as the~~  
14 ~~lien is~~ for labor ~~and~~ OR material furnished in making repairs  
15 upon a vehicle ~~, shall have~~ HAS priority over all other liens  
16 upon the vehicle. Except as provided in section 1a for aircraft,  
17 the lien ~~shall become of~~ HAS no effect as against the holder of  
18 a security interest, conditional sales agreement, or other lien  
19 prior to the accrual of the lien upon the payment by the prior  
20 lien holder to the garage keeper of the amount of the lien, but  
21 not exceeding ~~\$600.00~~ \$1,000.00 in the case of a ground vehi-  
22 cle, and \$200.00 in the case of watercraft, or any accessory used  
23 for the operation of watercraft, which payment shall then be  
24 added to the amount of the lien of the prior lien holder.