

**MECHANICS' LIENS AMENDMENTS**

2004 GENERAL SESSION

STATE OF UTAH

**Sponsor: Scott K. Jenkins**

---

---

**LONG TITLE**

**General Description:**

This bill modifies provisions of the Liens Code related to mechanics' liens.

**Highlighted Provisions:**

This bill:

▶ enacts notice requirements related to an original contractor who receives a preliminary notice of a mechanics' lien.

**Monies Appropriated in this Bill:**

None

**Other Special Clauses:**

None

**Utah Code Sections Affected:**

ENACTS:

**38-1-27.2**, Utah Code Annotated 1953

---

---

*Be it enacted by the Legislature of the state of Utah:*

Section 1. Section **38-1-27.2** is enacted to read:

**38-1-27.2. Notice to subcontractor.**

(1) As used in this section, "project" means a project or improvement for which the original contractor has received a preliminary notice pursuant to Section 38-1-27.

(2) An original contractor of a project shall provide notice informing a subcontractor of each preliminary notice the original contractor has received for the project.



- 28           (3) An original contractor may satisfy this section by:  
29           (a) providing a written copy of the notice required by Subsection (2) to each  
30 subcontractor;  
31           (b) conspicuously posting the notice required by Subsection (2) at the premises of the  
32 original contractor if:  
33           (i) the notice is accessible to the public; and  
34           (ii) the original contractor has informed each subcontractor how to access the notice; or  
35           (c) posting the notice required by Subsection (2) on the Internet if:  
36           (i) the notice is accessible to the public; and  
37           (ii) the original contractor has informed each subcontractor how to access the notice.
- 
- 

**Legislative Review Note**  
**as of 1-13-04 11:13 AM**

A limited legal review of this legislation raises no obvious constitutional or statutory concerns.

**Office of Legislative Research and General Counsel**

---

---

**Fiscal Note**  
**Bill Number SB0111**

**Mechanics' Liens Amendments**

*22-Jan-04*

*7:44 PM*

---

---

**State Impact**

No fiscal impact.

---

**Individual and Business Impact**

No fiscal impact.

---

**Office of the Legislative Fiscal Analyst**