

**SENATE BILL REPORT**

**ESSB 5841**

**AS PASSED SENATE, MARCH 19, 1991**

**Brief Description:** Clarifying existing crop lien coverage and filing procedures.

**SPONSORS:** Senate Committee on Agriculture & Water Resources (originally sponsored by Senators Hansen and Barr).

**SENATE COMMITTEE ON AGRICULTURE & WATER RESOURCES**

**Majority Report:** That Substitute Senate Bill No. 5841 be substituted therefor, and the substitute bill do pass.

Signed by Senators Barr, Chairman; Anderson, Vice Chairman; Bailey, Conner, Gaspard, Hansen, and Newhouse.

**Staff:** John Stuhlmiller (786-7446)

**Hearing Dates:** March 5, 1991

**BACKGROUND:**

Concern has been expressed regarding the extent of the coverage of a crop lien filed by providers of supplies and services. Current statutory language suggests that the lien only applies to the specific services or supplies provided to the grower for which the lien was filed.

Landlord crop liens may currently be filed at any time, while other crop liens have limited time periods under which they must be filed.

**SUMMARY:**

Crop liens are modified to clearly indicate that for supplies and services provided, the lien attaches to the proceeds of the crop for all amounts due at the time of the lien filing and for any future advances of supplies or services.

Landlords are required to file crop liens prior to the completion of harvest.

**Appropriation:** none

**Revenue:** none

**Fiscal Note:** none requested

**TESTIMONY FOR:**

This bill clarifies that the original lien filed also attaches to supplies or services provided later. All other liens have filing time periods except landlords. Theoretically under

current law, landlords could file several years into a lease period and then go back for money to the buyers of farm crops.

**TESTIMONY AGAINST:** None

**TESTIFIED:** Bruce Lee, Agri Business Coalition (pro)