
SUBSTITUTE SENATE BILL 5841

State of Washington

52nd Legislature

1991 Regular Session

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

Read first time March 6, 1991.

1 AN ACT Relating to clarifying existing crop lien coverage and
2 filing procedures; and amending RCW 60.11.030 and 60.11.050.

3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

4 **Sec. 1.** RCW 60.11.030 and 1986 c 242 s 3 are each amended to read
5 as follows:

6 Upon filing, the liens described in RCW 60.11.020 shall attach to
7 the crop for all sums then due and which may thereafter (~~due~~) arise
8 and become owing the lien holder and shall continue in all identifiable
9 cash proceeds of the crop.

10 **Sec. 2.** RCW 60.11.050 and 1986 c 242 s 5 are each amended to read
11 as follows:

12 (1) Except as provided in subsections (2), (3), and (4) of this
13 section, conflicting liens and security interests shall rank in
14 accordance with the time of filing.

1 (2) The lien created in RCW 60.11.020(2) in favor of any person who
2 furnishes any work or labor upon the land of the grower or landowner
3 shall be preferred and prior to any other lien or security interest
4 upon the crops to which they attach including the liens described in
5 subsections (3) and (4) of this section.

6 (3) A lien or security interest in crops otherwise entitled to
7 priority pursuant to subsection (1) of this section shall be
8 subordinate to a later filed lien or security interest to the extent
9 that obligations secured by such earlier filed security interest or
10 lien were not incurred to produce such crops.

11 (4) A lien or security interest in crops otherwise entitled to
12 priority pursuant to subsection (1) of this section shall be
13 subordinate to a (~~properly filed~~) landlord's lien that has been filed
14 prior to the filing of the lien or security interest or filed within
15 thirty days after the commencement of the lease terms. A landlord's
16 lien shall retain its priority if refiled within six months prior to
17 its expiration.