

One Hundred Fifth Legislature - Second Session - 2018

Introducer's Statement of Intent

LB833

Chairperson: Senator Laura Ebke

Committee: Judiciary

Date of Hearing: February 08, 2018

The following constitutes the reasons for this bill and the purposes which are sought to be accomplished thereby:

LB 833 would repeal the 90 day limitation period for the enforcement of a petroleum products lien and harmonize the enforcement provisions for petroleum products liens with similar statutory agricultural liens pursuant to the Uniform Commercial Code.

Currently, statutory language found at § 52-903 provides that enforcement of the petroleum products lien shall be in the manner and form provided for the enforcement of secured transactions as outlined in Article 9 of the Uniform Commercial Code, except that such enforcement proceedings shall be instituted within 90 days after the filing of the lien.

Statutory provisions for other agricultural input liens, such as fertilizer, ag chemicals, seed, electric power or energy, feed and agister liens all provide for enforcement as outlined in Article 9 of the Uniform Commercial Code, but place no time limit on when enforcement proceedings must begin.

LB 833 would make enforcement of statutory agricultural input liens consistent pursuant to Article 9 of the Uniform Commercial Code.

Principal Introducer: _____

Senator John McCollister