

Amendment No. 1 to SB2269

Kelsey
Signature of Sponsor

AMEND Senate Bill No. 2269*

House Bill No. 2279

by deleting all language after the enacting clause and by substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 66-19-101, is amended by deleting the following language:

; provided, the lien shall not extend to, nor shall the provisions of this section and § 66-19-102 be construed as in any way affecting the right and title acquired by a purchaser without notice.

and by substituting instead the following:

; provided, that:

(1) The lien shall not extend to, nor shall the provisions of this section and § 66-19-102 be construed as in any way affecting the right and title acquired by a purchaser without notice; and

(2) Any notice of the lien provided to an owner or the owner's agent and any advertisement of a sale to satisfy the lien, if authorized, shall include a brief description of the conveyance against which the lien exists and the vehicle identification number, if applicable and ascertainable.

SECTION 2. Tennessee Code Annotated, Section 66-19-103(a)(1)(A), is amended by deleting the subdivision in its entirety and by substituting instead the following:

(A) Garagekeepers or establishments substantially in the business of towing vehicles for hire, pursuant to title 55, chapter 16, hereinafter referred to as "towing firms," shall be entitled to a lien upon all vehicles that lawfully come into their possession and are retained in their possession until all reasonable charges due are paid. A

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garagekeeper may, after thirty (30) days, enforce this lien in the manner prescribed for the enforcement of artisans' liens under §§ 66-14-102 — 66-14-106, except the garagekeeper shall:

(i) Only be required to advertise the sale one (1) time in a newspaper published in the place where the sale is to be held; and

(ii) Include the vehicle identification number, if it is ascertainable, in the notice required pursuant to § 66-14-103 and in the advertisement of the sale described in § 66-14-104.

SECTION 3. Tennessee Code Annotated, Section 66-19-105(a), is amended by deleting the subsection in its entirety and by substituting instead the following:

(a) Campgrounds substantially in the business of providing accommodations for recreational vehicles, as defined in § 55-50-102, shall be entitled to a lien upon all abandoned vehicles that lawfully come onto their premises. Such abandoned vehicles shall be retained in the campground owners' or managers' possession until all reasonable charges due are paid. A campground may, after sixty (60) days, enforce this lien in the manner prescribed for the enforcement of artisans' liens under §§ 66-14-102 — 66-14-106, except the campground shall:

(1) Only be required to advertise the sale of an abandoned vehicle one (1) time in a newspaper published in the place where the sale is to be held; and

(2) Include the vehicle identification number, if it is ascertainable, in the notice required pursuant to § 66-14-103 and in the advertisement of the sale described in § 66-14-104.

SECTION 4. This act shall take effect upon becoming a law, the public welfare requiring
it.