

Reported Recommending.....  
 Ind. Postponed.....  
 Passed House.....  
 Failed to Pass House.....  
 Passed Senate.....  
 Failed to Pass Senate.....

February 17 1937.  
 Labor.

House File 208. ✓

By BLUE, LOVRIEN, MOORE of Woodbury, FLYNN.

*Lien  
Labor*

## A BILL FOR

An Act to repeal Section eleven thousand seven hundred seventeen (11717) of the 1935 Code of Iowa and enact a substitute therefor providing for a lien upon real and personal property for laborers and employees for manual labor performed, and providing for priorities therefor, and providing for the filing of said lien with the Clerk of the District Court and the indexing of said lien, and providing for the period of the continuance of said lien and the enforcement thereof.

*Be It Enacted by the General Assembly of the State of Iowa:*

1 Section 1. Section eleven thousand seven hundred  
 2 seventeen (11717) of the 1935 Code of Iowa, be and the same  
 3 is hereby repealed and the following is enacted in lieu  
 4 thereof:  
 5 "Section 11717. Laborers and employees of any person,  
 6 association of persons or corporation whether such employment  
 7 be the pursuit of agriculture, mining, manufacturing or other  
 8 manual labor shall have a lien upon the real and personal  
 9 property of their employers located in the county of their  
 10 employers residence or where the labor was performed for  
 11 their wages, which lien is hereby declared to be superior to  
 12 the following liens taken or attaching during the existence of

13 such unpaid labor claim, to-wit: liens of attachment, liens  
14 of mortgage given or taken at a time of actual insolvency of the  
15 debtor or with a view of preferring creditors or to securing a  
16 pre-existing debt and superior to all claims for homestead or  
17 other exemption, except articles of personal property exempt  
18 to the heads of families, and superior to prior chattel  
19 mortgages or conditional sales contracts upon personal  
20 property, for all wages earned within the last ninety (90)  
21 days not to exceed one hundred (100) dollars.

22 “Section 11717-h1. The lien above provided shall be  
23 deemed waived by the laborer or employee as to any portion  
24 of such labor unless within thirty days from the expiration  
25 of three months from the performance therefor he files with  
26 the Clerk of the District Court of the county where the  
27 labor was performed an itemized statement verified by  
28 affidavit of the amount, kind and value of the labor performed  
29 within such period with all credits and offsets and the amount  
30 then due him therefor. Such statement when so filed must be  
31 recorded in a book kept for such purposes and shall become  
32 and operate as a lien upon such property of the employer  
33 without any specific description thereof for the period of  
34 three months from the filing thereof.

35 “Section 11717-h2. If an action is brought to enforce the  
36 lien of a laborer or employee within such time such lien shall  
37 continue in force until the final adjudication of the action.  
38 The proceedings to enforce such lien shall be the same as in

39 other cases of liens against the owner of the property and all  
40 persons interested therein.”