

April 5, 2001

S 912. PENALTY FOR FILING FALSE STATUTORY LIEN. TO PROVIDE FOR PENALTIES FOR FILING OR PERFECTING FALSE STATUTORY LIENS. Amends GS 44A-24 to provide that the following is a class 1 misdemeanor: filing claim of a mechanics', laborers' or materialmen's lien with an owner pursuant to GS 44A-12, or perfecting such a lien pursuant to GS 44A-18, with knowledge that filing or notice are not related to valid improvement to real property or are done with an intended improper purpose, e.g., to harass, hinder, or wrongfully interfere with any person. Effective Dec. 1, 2001.

Intro. by Rand.

Ref. to Judiciary I	GS 44A
---------------------	--------

April 23, 2001

S 912. PENALTY FOR FILING FALSE STATUTORY LIEN. Intro. 4/5/01. Senate committee substitute makes the following changes to 1st edition. Changes title to read *AN ACT TO AUTHORIZE THE CLERK OF SUPERIOR COURT TO REFUSE TO INDEX, DOCKET, OR RECORD FRAUDULENT CLAIMS OF LIEN AND TO PROVIDE FOR PENALTIES FOR FILING FALSE STATUTORY LIENS.* Adds new GS 44A-25 prohibiting clerk or register of deeds from indexing, docketing, or recording claim of lien unless (1) document is offered pursuant to statute that provides for indexing and docketing and (2) document appears on its face to contain all information required by relevant statute. Makes filing or attempt to file lien, knowing it is not authorized by statute or with intent to hinder, harass, or wrongfully interfere with another, Class 1 misdemeanor. Effective Dec. 1, 2001.

June 4, 2001

S 912. PENALTY FOR FILING UNAUTHORIZED STATUTORY LIEN. Intro. 4/5/01. House committee substitute makes the following changes to 2nd edition. Rewrites title of bill to read, *TO PROHIBIT THE INDEXING, DOCKETING, OR RECORDING OF UNAUTHORIZED CLAIMS OF LIEN AND TO PROVIDE FOR PENALTIES FOR FILING UNAUTHORIZED STATUTORY LIENS.* Retains substance of previous addition, but locates provisions in new section GS 44A-12.1 and adds new provision allowing clerk to accept, for filing only, documents that do not meet the criteria for indexing, docketing, or recording.

June 7, 2001

S 912. PENALTY FOR FILING UNAUTHORIZED STATUTORY LIEN. Intro. 4/5/01. House amendment makes the following change to 3rd edition. Deletes register of deeds as official that shall not docket lien under provisions of bill, leaving clerk of superior court as official with that duty.