
ENGROSSED 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 before the
15 completion of the harvest of the crops for which the lien is claimed.
16 A landlord's lien shall retain its priority if refiled within six
17 months prior to its expiration.