

February 14, 1997

PROPOSED AMENDMENTS TO SENATE BILL NO. 2248

Page 1, line 2, after "to" insert "creation and enforcement of"

Page 1, line 9, after "2." insert:

"Last known address" means the address provided by the occupant in the latest rental agreement or the address provided by the occupant in a subsequent written notice of a change of address.

3."

Page 1, line 10, after "agreement" insert ", or a sublessee, successor, or assignee"

Page 1, line 11, replace "3" with "4"

Page 1, after line 13, insert:

"5. "Personal property" means movable property not affixed to land including merchandise and household goods."

Page 1, line 14, replace "4" with "6"

Page 1, line 15, after "establishes" insert "or modifies"

Page 1, line 17, replace "5" with "7"

Page 1, line 20, replace "or" with a semicolon

Page 1, line 22, after "customers" insert "; or a warehouse or a public warehouse where warehouse receipts, bills of lading, or other documents of title are issued for the personal property stored"

Page 1, line 23, replace "6" with "8"

Page 2, line 1, after "all" insert "personal"

Page 2, line 5, after the period insert "The lien attaches upon default by the occupant as stated in the notice of default served on the occupant as provided in this Act."

Page 2, line 10, remove "The proceeds of the sale must"

Page 2, remove line 11

Page 2, line 14, after "space" insert ", unless the owner secures the property elsewhere during the sale proceedings"

Page 2, line 16, replace "Send" with "Deliver in person or send" and after "default" insert "to prior leinholders and"

Page 2, line 17, after the period insert "A notice under this section is presumed delivered if it is deposited with the United States postal service and properly addressed with postage prepaid."

Page 2, line 21, replace "A statement of the charges due" with "The address of the self-service storage facility, the number of the space where the personal property is located, and the name of the occupant"

Page 2, line 22, after "A" insert "statement of the charges due, the date of default, and a"

Page 3, line 9, replace "and other" with ", subject to the rights of prior"

Page 3, line 11, after "to" insert "the application of" and remove "less the amount"

Page 3, after line 17, insert:

**"Sale proceedings - Titled vehicles.** The sale proceedings in this Act are sufficient to provide the instruments or documents of authority necessary to obtain a transfer of title to vehicles under section 39-05-19."

Renumber accordingly