



947448

LEGISLATIVE ACTION

Senate	.	House
Comm: TP	.	
02/02/2016	.	
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The Committee on Regulated Industries (Stargel) recommended the following:

**Senate Amendment (with title amendment)**

Delete lines 32 - 99  
and insert:  
for 2 consecutive weeks on an Internet website accessible to the public.

(a) A lien sale may be conducted on a public website that customarily conducts personal property auctions. The facility or unit owner is not required to be licensed to post property online for sale pursuant to this subsection. Inasmuch as any



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11 sale may involve property of more than one tenant, a single  
12 advertisement may be used to dispose of property at any one  
13 sale.

14 (b)~~(a)~~ The advertisement shall include:

15 1. A brief and general description of what is believed to  
16 constitute the personal property contained in the storage unit,  
17 as provided in paragraph (2) (b).

18 2. The address of the self-service storage facility or the  
19 address where the self-contained storage unit is located and the  
20 name of the tenant.

21 3. The time, place, and manner of the sale or other  
22 disposition. The sale or other disposition shall take place not  
23 sooner than 15 days after the first publication or  
24 advertisement.

25 ~~(b) If there is no newspaper of general circulation in the~~  
26 ~~area where the self-service storage facility or self-contained~~  
27 ~~storage unit is located, the advertisement shall be posted at~~  
28 ~~least 10 days before the date of the sale or other disposition~~  
29 ~~in not fewer than three conspicuous places in the neighborhood~~  
30 ~~where the self-service storage facility or self-contained~~  
31 ~~storage unit is located.~~

32 (9) If the rental agreement contains a limit on the value  
33 of property stored in the tenant's storage space, the limit is  
34 deemed to be the maximum value of the property stored in that  
35 space.

36 (10) If a lien is claimed on property that is a motor  
37 vehicle or a watercraft and rent and other charges related to  
38 the property remain unpaid or unsatisfied for 60 days after the  
39 maturity of the obligation to pay the rent and other charges,



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40 the facility or unit owner may do one of the following:

41 (a) The facility or unit owner may have the property towed.

42 If a motor vehicle or watercraft is towed, the facility or unit  
43 owner is not liable for the motor vehicle or watercraft or any  
44 damages to the motor vehicle or watercraft once a tower takes  
45 possession of the property.

46 (b) The facility or unit owner may sell the motor vehicle  
47 or watercraft by public auction if an owner or lienholder who  
48 receives notice pursuant to this paragraph does not satisfy the  
49 lien. Prior to such a sale, the facility or unit owner must  
50 contact the Department of Highway Safety and Motor Vehicles to  
51 determine the existence and identity of any lienholder and the  
52 name and address of the owner of the motor vehicle or  
53 watercraft. Within 10 days after receipt of such information  
54 concerning a lienholder and the owner of such motor vehicle or  
55 watercraft, the facility or unit owner must send written notice  
56 to the lienholder and to the owner by first-class mail stating  
57 that:

58 1. Such motor vehicle or watercraft is being held by the  
59 facility or unit owner;

60 2. A lien has attached;

61 3. Payment must be made within 30 days after notification  
62 to satisfy the lien and take possession of the motor vehicle or  
63 watercraft; and

64 4. The facility or unit owner may sell the motor vehicle or  
65 watercraft by public auction, if the lien is not satisfied.

66

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68 ===== T I T L E A M E N D M E N T =====



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69 And the title is amended as follows:

70 Delete lines 4 - 8

71 and insert:

72 sale or disposition of property may be conducted

73 through certain websites; providing that a lien sale

74 may