

Idaho Repairman's Lien



What is a lien?	This is your right to keep, repossess, and/or sell repaired equipment to make sure you get paid for repair work you do for the customer.
When is a lien needed?	When you repair equipment but the customer doesn't pay you when the work is finished.
How do I get a lien?	<ol style="list-style-type: none"> 1. Run a UCC search in Idaho against the owner and not the renter of the equipment. 2. You must notify by registered mail any lien holders identified in the UCC search of your intent to perform repairs on the equipment at least 3 days before beginning the repair work. If the lien holder says that you must not perform repairs within the 3-day period, then you cannot obtain a lien against the equipment. For an example of a Notice of Intent to Repair, please use the following link: Notice of Intent to Repair 3. Keep the equipment until you get paid.
How do I lose the lien?	If you no longer have the equipment in your possession and you fail to sell the equipment in accordance with the guidelines provided below.
How do I get paid?	If not paid within 2 months after the work is done, you may sell the equipment by following these steps:
	Advertise a Notice of Sale in any newspaper published in the county in which the work was performed at least 10 days before the sale. If no newspaper is published in the county, then post the Notice of Sale in 3 public places in the town where the work was done for at least 10 days before the sale.
	For an example of a Notice of Sale for the equipment, please use the following link: Notice of Sale
When does my lien have priority over the bank's security interest?	If you have possession of the equipment and comply with the above requirements, your lien may have priority over the bank's security interest. Important Note: I.C. 45-806 allows you to keep the equipment until you are paid, but it does not specifically require you to keep the equipment to claim the lien. If a court concludes that possession is not required, your lien may not have priority over the bank's security interest.
These materials are intended to be general summaries only. Contact your attorney for your specific situation.	