

SB26-074 be amended as follows:

1 Amend reengrossed bill, page 2, after line 1 insert:

2 "SECTION 1. In Colorado Revised Statutes, 38-22-101, **amend**
3 (1); and **add** (7) as follows:

4 **38-22-101. Liens in favor of whom - when filed.**

5 (1) Every person who furnishes or supplies laborers, machinery,
6 tools, or equipment in the prosecution of the work, and mechanics,
7 materialmen, contractors, subcontractors, builders, and all persons of
8 every class performing labor upon or furnishing directly to the owner or
9 persons furnishing labor, laborers, or materials to be used in construction,
10 alteration, improvement, addition to, or repair, either in whole or in part,
11 of any building, mill, bridge, ditch, flume, aqueduct, reservoir, tunnel,
12 fence, railroad, wagon road, tramway, or any other structure or
13 improvement upon land, including adjacent curb, gutter, and sidewalk,
14 and also architects, engineers, draftsmen, and artisans who have furnished
15 designs, plans, plats, maps, specifications, drawings, estimates of cost,
16 surveys, or superintendence, or who have rendered other professional or
17 skilled service, or bestowed labor in whole or in part, describing or
18 illustrating, or superintending such structure, or work done or to be done,
19 or any part connected therewith, shall have a lien upon the property upon
20 which they have furnished laborers or supplied machinery, tools, or
21 equipment or rendered service or bestowed labor or for which they have
22 furnished materials or mining or milling machinery or other fixtures, for
23 the value, WHETHER DISPUTED OR UNDISPUTED, of such laborers,
24 machinery, tools, or equipment supplied, or services rendered or labor
25 done or laborers or materials furnished, whether at the instance of the
26 owner, or of any other person acting by the owner's authority or under the
27 owner, as agent, contractor, or otherwise for the laborers, machinery,
28 tools, or equipment supplied, or work or labor done or services rendered
29 or laborers or materials furnished by each, respectively, whether supplied
30 or done or furnished or rendered at the instance of the owner of the
31 building or other improvement, or the owner's agent; and every
32 contractor, architect, engineer, subcontractor, builder, agent, or other
33 person having charge of the construction, alteration, addition to, or repair,
34 either in whole or in part, of said building or other improvement shall be
35 held to be the agent of the owner for the purposes of this article.

36 (7) NOTHING IN THIS ARTICLE 22 PROHIBITS THE INCLUSION OF
37 COSTS OTHERWISE ALLOWED UNDER A CONTRACT IN A LIEN, INCLUDING
38 COSTS INCURRED AS A RESULT OF DELAY, LOST PRODUCTIVITY, OR OTHER
39 DISRUPTION TO THE WORK."

40 Renumber succeeding section accordingly.

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