

Introduced by Senators Steinberg and Leno

February 19, 2010

An act to amend Section 3338 of the Civil Code, relating to personal property.

LEGISLATIVE COUNSEL'S DIGEST

SB 1470, as introduced, Steinberg. Personal property: liens.

Existing law provides that one having a lien on personal property cannot recover damages for its conversion, after his lien is discharged, greater than the amount secured by the lien.

This bill would make technical, nonsubstantive changes to these provisions.

Vote: majority. Appropriation: no. Fiscal committee: no. State-mandated local program: no.

The people of the State of California do enact as follows:

- 1 SECTION 1. Section 3338 of the Civil Code is amended to
2 read:
3 3338. ~~One~~ *A person* having a mere lien on personal property,
4 cannot recover greater damages for its conversion, from one having
5 a right thereto superior to his *or her right*, after his *or her* lien is
6 discharged, than the amount secured by the lien, and the
7 compensation allowed by Section 3336 for loss of time and
8 expenses.

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