

AMENDMENT TO THE CONSTRUCTION LIEN ACT

Michigan's Construction Lien Act now permits architects, professional engineers and professional surveyors (i.e. design professionals) to record a notice of professional services contract. The design professional can record the notice before construction commences and within 90 days after last performing professional services. The notice is valid for one year after the date it is recorded. If the design professional subsequently records a claim of lien, it will be enforceable even if there are never any actual physical improvements done to the property. The lien may have priority over a mortgage recorded after the notice of professional services contract. This law took effect at the end of 2018.

For any questions about the Construction Lien Act, please contact [Gregg Nathanson](#), [Phillip Neuman](#) or another [Couzens Lansky Construction Law Attorney](#).