

BY: Health and Government Operations Committee

AMENDMENTS TO SENATE BILL NO. 591

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 7, strike the second “of” and substitute “after”; strike beginning with “providing” in line 12 down through “agent” in line 17 and substitute “requiring a certain construction contract to contain a certain clause concerning verification of payment”; and in line 23, strike “17-112” and substitute “17-111”.

On page 2, in line 3, strike “and 17-111”; and in line 8, strike “17-112” and substitute “17-111”.

AMENDMENT NO. 2

On page 2, in line 16, strike “5%” and substitute “10%”; in line 17, after “AMOUNT” insert “FOR THE FIRST 50% OF THE CONTRACT”; in line 18, after “(2)” insert “UNLESS A PUBLIC BODY DEMONSTRATES THE NEED TO RETAIN MORE THAN 5% TO PROTECT THE PUBLIC INTEREST, AFTER 50% OF THE CONTRACT IS COMPLETED, A PUBLIC BODY MAY RETAIN ONLY 5% OF THE TOTAL AMOUNT.”

(3)”;

in lines 21, 24, and 31, strike “(3)”, “(4)”, and “(5)”, respectively, and substitute “(4)”, “(5)”, and “(6)”, respectively; after line 35, insert:

“(7) BEFORE ENTERING INTO A CONSTRUCTION CONTRACT UNDER THIS SUBSECTION, A PUBLIC BODY SHALL REQUIRE THAT THE CONTRACT INCLUDE A CLAUSE STATING THAT FINAL PAYMENT SHALL BE MADE TO A CONTRACTOR ONLY AFTER THE CONTRACTOR PROVIDES WRITTEN VERIFICATION, PROVIDED BY THE SUBCONTRACTORS UNDER THE CONTRACT, THAT THE SUBCONTRACTORS HAVE BEEN PAID.”;

(Over)

in line 35, strike the first “OF” and substitute “AFTER”.

On page 3, in lines 4 and 12, in each instance, strike “PARAGRAPH (1)” and substitute “PARAGRAPHS (1) AND (2)”; and strike beginning with “IF” in line 17 down through “(E)” in line 20.

AMENDMENT NO. 3

On pages 3 and 4, strike in their entirety the lines beginning with line 22 on page 3 through line 30 on page 4, inclusive.