



Sen. John G. Mulroe

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09800SB3023sam002

LRB098 17607 HEP 58256 a

1 AMENDMENT TO SENATE BILL 3023

2 AMENDMENT NO. \_\_\_\_\_. Amend Senate Bill 3023 on page 3, by  
3 replacing lines 13 through 21 with the following:

4 "(d) An agreement to waive any right to enforce or claim  
5 any lien under this Act, or an agreement to subordinate the  
6 lien, where the agreement is in anticipation of and in  
7 consideration for the awarding of a contract or subcontract,  
8 either express or implied, to perform work or supply materials  
9 for an improvement upon real property is against public policy  
10 and unenforceable. This Section does not prohibit release of  
11 lien under subsection (b) of Section 35 of this Act, nor does  
12 it prohibit an agreement to subordinate a mechanics lien to a  
13 mortgage lien that secures a construction loan if that  
14 agreement is made after more than 50% of the loan has been  
15 disbursed to fund improvements to the property ~~or prohibit~~  
16 ~~subordination of the lien, except as provided in Section 21.~~";  
17 and

1 on page 8, by inserting immediately below line 13 the  
2 following:

3 "Section 99. Effective date. This Act takes effect upon  
4 becoming law.".