



Rep. William "Will" Davis

Filed: 3/19/2025

10400HB1224ham002

LRB104 06221 HLH 23692 a

1 AMENDMENT TO HOUSE BILL 1224

2 AMENDMENT NO. _____. Amend House Bill 1224, AS AMENDED,
3 with reference to page and line numbers of House Amendment No.
4 1, on page 1, line 12, after the period, by inserting the
5 following:

6 ""Retainage" does not include moneys withheld from grants to
7 entities for capital improvements to non-State property."; and

8 on page 1, by replacing lines 13 through 16 with the following:

9 ""Satisfactory progress" means that a project is
10 progressing according to the contractual schedule and budget
11 and that the work has been performed in accordance with
12 industry standards and without deficiencies."; and

13 on page 2, line 24, by replacing "adjusted" with "decreased";
14 and

15 on page 3, immediately below line 5, by inserting the

1 following:

2 "Section 20. Limitations retainage from subcontractors.

3 (a) Notwithstanding any other provision of law, if a State
4 agency has not withheld retainage from a payment to a
5 contractor on a project, then that contractor may not withhold
6 retainage from a payment to a subcontractor for the same
7 project.

8 (b) If a State agency has withheld retainage from a
9 contractor in accordance with Section 10, then the contractor
10 may withhold retainage from a payment to subcontractor, but
11 only to the extent that the amount retained from payment to the
12 contractor by the State agency is attributable to a failure on
13 the part of the subcontractor to make satisfactory progress
14 with respect to the subcontractor's contractual obligations.

15 (c) This Section applies only to subcontracts entered into
16 on or after the effective date of this Act in connection with a
17 State construction contract that is subject to the provisions
18 of Section 10."