SENATE DOCKET, NO. 80 FILED ON: 1/14/2011

SENATE . . . . . No. 1613

The Commonwealth of Massachusetts

PRESENTED BY:

Michael J. Rodrigues

To the Honorable Senate and House of Representatives of the Commonwealth of Massachusetts in General Court assembled:

The undersigned legislators and/or citizens respectfully petition for the passage of the accompanying:

An Act to limit losses of subcontractors in private construction..

PETITION OF:

NAME:	DISTRICT/ADDRESS:
Michael J. Rodrigues	
	☐ *[District]*
	☐

SENATE DOCKET, NO. 80 FILED ON: 1/14/2011

SENATE . . . . . No. 1613

By Mr. Rodrigues, a petition (accompanied by bill, Senate, No. 1613) of Michael J. Rodrigues for legislation to limit losses of subcontractors in private construction. State Administration and Regulatory Oversight.

[SIMILAR MATTER FILED IN PREVIOUS SESSION
SEE
HOUSE
, NO. *4228* OF 2009-2010.]

The Commonwealth of Massachusetts

An Act to limit losses of subcontractors in private construction..

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

SECTION 1. Chapter 149 of the General Laws, as appearing in the 2008 Official Edition, is hereby amended by inserting after Section 29D the following section:-

SECTION 29F. Any provision for or in connection with a contract or agreement for construction, alteration, repair or maintenance of a building, structure, or other improvement to real property, including moving, demolition and excavating connected therewith, purporting to require a subcontractor to continue performance if more than 45 days have elapsed since the last day of the month in which such subcontractor furnished labor, materials, services, tools or equipment for which such subcontractor has not received payment, shall be void, except to the extent such subcontractor has received prior written notice of a good faith dispute regarding the quality or quantity of the labor, materials, services, tools or equipment so furnished. This section shall not apply to contracts for public buildings or works.