

HOUSE No. 2203

By Messrs. Nickinello of Natick and Rogers of Framingham, petition of the Associated Subcontractors of Massachusetts for legislation to eliminate certain retentions in public contracts. State Administration.

The Commonwealth of Massachusetts

In the Year One Thousand Nine Hundred and Seventy-Six.

AN ACT TO ELIMINATE RETENTIONS ON PUBLIC CONTRACTS.

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

1 Amend section 39K of chapter 30 by adding the following
2 paragraph at the end:—

3 An awarding authority may at any time make the periodic
4 payments provided for in this section without the five per cent
5 retention and shall, after completion of fifty percent of the
6 contract work, make the remaining periodic payments without
7 the five per cent retention as long as the contractor is performing
8 the contract work in a workmanlike manner and on a schedule
9 which will enable him to complete the contract work within the
10 contract time as extended by the awarding authority. The
11 contractor shall pay each filed subcontractor a part of any bonus
12 provided in the specifications for early completion equal to the
13 fraction determined by his subcontract price over the total
14 general contract price.

THE HOUSE OF REPRESENTATIVES
IN SENATE, FEBRUARY 11, 1903.

REPORT OF THE COMMISSIONERS OF THE LAND OFFICE

IN RESPONSE TO A RESOLUTION PASSED BY THE HOUSE OF REPRESENTATIVES
ON FEBRUARY 11, 1903.

ALBANY: J. B. LIPPINCOTT COMPANY, 1903.

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