

By: Ogden

S.B. No. 1081

A BILL TO BE ENTITLED

AN ACT

relating to the partial payment of contractors on highway projects.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

SECTION 1. Section 223.009, Transportation Code, is amended to read as follows:

Sec. 223.009. PARTIAL PAYMENT. A contract may provide for partial payments to the contractor. The aggregate amount of payments at any time may not exceed 75 [~~95~~] percent of the value of the work done.

SECTION 2. (a) The changes in law made by this Act to the Texas Department of Transportation's contract procedures apply only to a highway project for which the department first solicits bids on or after September 1, 2003.

(b) A highway project for which the Texas Department of Transportation first solicited bids before September 1, 2003, is governed by the law as it existed immediately before the effective date of this Act, and that law is continued in effect for that purpose.

SECTION 3. This Act takes effect September 1, 2003.