

Amend **SB 324** by striking proposed Section 35.521(h), Business & Commerce Code (House committee printing, page 4, lines 20-23), and substituting the following:

(h) A contingent payor or its surety may not enforce a contingent payment clause if the contingent payor is in a sham relationship with the obligor, as described by the sham relationships in Section 53.026, Property Code.