

SB3052



100TH GENERAL ASSEMBLY

State of Illinois

2017 and 2018

SB3052

Introduced 2/15/2018, by Sen. John G. Mulroe

SYNOPSIS AS INTRODUCED:

815 ILCS 603/20 new

Amends the Contractor Prompt Payment Act. Prohibits the withholding of a retainage from progress payments or final payments in excess of 5% of the payment. Effective immediately.

LRB100 19273 JLS 34539 b

A BILL FOR

1 AN ACT concerning business.

2 **Be it enacted by the People of the State of Illinois,**
3 **represented in the General Assembly:**

4 Section 5. The Contractor Prompt Payment Act is amended by
5 adding Section 20 as follows:

6 (815 ILCS 603/20 new)

7 Sec. 20. Retainage; 5% limit. A provision in a construction
8 contract that permits the withholding of retainage from a
9 progress payment or final payment in an amount that exceeds 5%
10 of that payment is against public policy and unenforceable.

11 Section 99. Effective date. This Act takes effect upon
12 becoming law.