

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 2149 Session of
2010

INTRODUCED BY MUSTIO, WHEATLEY, BUXTON, JOSEPHS, THOMAS, SONNEY,
BEYER, WATERS, D. COSTA, FRANKEL, GEORGE, GINGRICH, GROVE,
HENNESSEY, HORNAMAN, KNOWLES, KOTIK, LONGIETTI, MARSICO,
McCALL, MOUL, MURT, O'NEILL, PAYTON, SOLOBAY, STURLA,
J. TAYLOR, VULAKOVICH AND YOUNGBLOOD, JANUARY 19, 2010

REFERRED TO COMMITTEE ON STATE GOVERNMENT, JANUARY 19, 2010

AN ACT

1 Amending Title 62 (Procurement) of the Pennsylvania Consolidated
2 Statutes, further providing for contractors' and
3 subcontractors' payment obligations.

4 The General Assembly of the Commonwealth of Pennsylvania
5 hereby enacts as follows:

6 Section 1. Section 3933(c) of Title 62 of the Pennsylvania
7 Consolidated Statutes is amended to read:

8 § 3933. Contractors' and subcontractors' payment obligations.

9 * * *

10 (c) Payment.--When a subcontractor has performed in
11 accordance with the provisions of the contract, a contractor
12 shall pay to the subcontractor, and each subcontractor shall in
13 turn pay to its subcontractors, the full or proportional amount
14 received for each such subcontractor's work and material, based
15 on work completed or services provided under the subcontract,
16 [14] five days after receipt of a progress payment. Payment
17 shall be made under this section unless it is being withheld

1 under section 3934 (relating to withholding of payment for good
2 faith claims).

3 * * *

4 Section 2. This act shall take effect immediately.