

WAIVER OF SUBCONTRACTOR LIST

INSTRUCTIONS FOR USE

(These Instructions are not to be given to customers.)

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Introduction: Texas law requires contractors to provide subcontractor lists under certain situations (for more information, please see Property Code section 53.256 and the related sections in the Selected Statutes for Disaster Recovery Contractors, provided with this package). However, the law also allows a contractor to *request* a waiver of the requirement to provide the list. Providing the list eliminates the need for this form, and helps to establish transparency, which can improve customer relations. The more comfortable the owner is, the more smoothly the project is likely to run. If the right is not waived, the contractor must be very careful to update the list as changes occur.

Waiver: However, some circumstances may make it impractical to provide such a list, particularly where the work is in response to catastrophic natural disaster. This Waiver is for optional use when the contractor wants the owner to waive the right to receive a List of Subcontractors and Suppliers. The owner has the option to elect to waive the right, or refuse to waive the right. If the owner refuses to waive the right, and the contractor is unwilling to proceed with the project without the waiver, then the contractor must decline the project.

Execution: Fill in every blank on the form (use “n/a” where the subject matter is truly inapplicable). Initial the bottom of the page, get the customer’s initials on the bottom, and give the customer a copy of the completely filled-in and initialed form.

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