

# CHECKLIST FOR STATUTORY SURETY BONDS

## Private Payment Bonds Under Section 713.23

1. Subcontractors and Suppliers Contracting Directly with Contractor
  - a. Serve the contractor and its surety with a Notice of Nonpayment within 90 days of final furnishing of labor, services or materials.
  - b. File suit against the contractor and surety within one year of final furnishing labor, services and materials for the project.
2. Sub-subcontractors, suppliers to subcontractors and suppliers to sub-subcontractors
  - a. Serve the contractor with a Notice to Contractor. This notice must be served within 45 days of first performing work or delivering materials.
  - b. Serve a Notice of Nonpayment on the general contractor and its surety within 90 days of final furnishing of labor, services or materials.
  - c. File suit against the contractor and surety within one year of final furnishing of labor services or materials.

## Public Payment Bonds Under Section 255.05

1. Subcontractors and Suppliers Contracting Directly with Contractor
  - a. File suit against the contractor and surety within one year of final furnishing of labor services or material.
2. Sub-subcontractors, suppliers to subcontractors and suppliers to sub-subcontractors
  - a. Serve the contractor with a Notice to Contractor. This notice must be served within 45 days of first performing work or delivering materials.
  - b. Serve a Notice of Nonpayment on the general contractor and its surety within 90 days of final furnishing of labor, services or materials.
  - c. File suit against the contractor and surety within one year of final furnishing of labor services or materials.