



CHAPTER 22B
ARTICLE 1 - INVALID AGREEMENTS

N.C.G.S. § 22B-5.

Waiver of liens or claims as a condition of progress payment invalid.

SOURCE	LAST AMENDMENT IN THIS TEXT	RETRIEVED	SOURCE FINGERPRINT
General Statutes of North Carolina, as published by the General Assembly	No amendment history on record	21 September 2026, 04:46 UTC	fa65b5754cc96a695ad09ebf - ca7d9f77c46732ceb710e29a - 46c3d07bef5ffecd

§ 22B-5(a) Provisions in lien waivers, releases, construction agreements as defined in G.S. 22B-1(f)(1), or design professional agreements as defined in G.S. 22B-1(f)(5) purporting to require a promisor to submit a waiver or release of liens or claims as a condition of receiving interim or progress payments due from a promisee under a construction agreement or design professional agreement are void and unenforceable unless limited to the specific interim or progress payment actually received by the promisor in exchange for the lien waiver.

§ 22B-5(b) This section does not apply to the following:

- (1) Lien waivers or releases for final payments.
- (2) Agreements to settle and compromise disputed claims after the claim has been identified by the claimant in writing regardless of whether the promisor has initiated a civil action or arbitration proceeding. (2022-1, s. 3(a).)

END OF SECTION TEXT

APPARATUS FOLLOWS — DERIVED, NOT ENACTED

APPARATUS II
2 AUTHORITIES

Authorities referenced

Every G.S. cross-reference appearing in the text of this section, in order of first appearance. Nothing is characterized; the operative language is quoted from the section itself.

REFERENCE	APPEARS IN	OPERATIVE LANGUAGE IN THIS SECTION
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G.S. 22B-1(f)(1)	(a)	<i>"releases, construction agreements as defined in"</i>
G.S. 22B-1(f)(5)	(a)	<i>"design professional agreements as defined in"</i>

APPARATUS III

Citation

FULL SECTION

N.C. Gen. Stat. § 22B-5 (2026).

PINPOINT

N.C. Gen. Stat. § 22B-5(a) (2026).

Pinpoint keys are set in the left margin of the text rather than line numbers: subsection designators are stable across editions and paper sizes, line numbers are not.

COLOPHON

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