



General Assembly

January Session, 2009

Committee Bill No. 5414

LCO No. 4360

04360HB05414GL_

Referred to Committee on General Law

Introduced by:
(GL)

AN ACT CONCERNING DISCLOSURES BY HOME IMPROVEMENT CONTRACTORS AND NEW HOME CONSTRUCTION CONTRACTORS.

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. Subsection (b) of section 20-417d of the general statutes is
2 repealed and the following is substituted in lieu thereof (*Effective July*
3 *1, 2009*):

4 (b) (1) A new home construction contractor shall include in every
5 contract with a consumer a provision advising the consumer that the
6 consumer may be contacted by such contractor's prospective
7 consumers concerning the quality and timeliness of such contractor's
8 new home construction work, unless the consumer advises such
9 contractor, in writing, at the time the contract is executed, that the
10 consumer prefers not to be contacted.

11 (2) A new home construction contractor shall include in every
12 contract with a consumer a provision disclosing each corporation,
13 limited liability company, partnership, sole proprietorship or other
14 legal entity in which such contractor is or has been a shareholder,
15 member, partner or owner during the previous five years.

16 Sec. 2. Subsection (a) of section 20-429 of the general statutes is
17 repealed and the following is substituted in lieu thereof (*Effective July*
18 *1, 2009*):

19 (a) No home improvement contract shall be valid or enforceable
20 against an owner unless it: (1) Is in writing, (2) is signed by the owner
21 and the contractor, (3) contains the entire agreement between the
22 owner and the contractor, (4) contains the date of the transaction, (5)
23 contains the name and address of the contractor and the contractor's
24 registration number, (6) contains a notice of the owner's cancellation
25 rights in accordance with the provisions of chapter 740, (7) contains a
26 starting date and completion date, [and] (8) is entered into by a
27 registered salesman or registered contractor, and (9) includes a
28 provision disclosing each corporation, limited liability company,
29 partnership, sole proprietorship or other legal entity in which the
30 contractor is or has been a shareholder, member, partner or owner
31 during the previous five years. Each change in the terms and
32 conditions of a contract shall be in writing and shall be signed by the
33 owner and contractor, except that the commissioner may, by
34 regulation, dispense with the necessity for complying with the
35 requirement that each change in a home improvement contract shall be
36 in writing and signed by the owner and contractor.

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>July 1, 2009</i>	20-417d(b)
Sec. 2	<i>July 1, 2009</i>	20-429(a)

Statement of Purpose:

To require new home construction contractors and home improvement contractors to disclose to consumers entities in which they have an interest.

[Proposed deletions are enclosed in brackets. Proposed additions are indicated by underline, except that when the entire text of a bill or resolution or a section of a bill or resolution is new, it is not underlined.]

Co-Sponsors: REP. FOX, 146th Dist.

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