

# STATE OF NEW YORK

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5405

2025-2026 Regular Sessions

## IN ASSEMBLY

February 13, 2025

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Introduced by M. of A. HUNTER -- read once and referred to the Committee  
on Economic Development

AN ACT to amend the general business law, in relation to void provisions  
in construction contracts

The People of the State of New York, represented in Senate and Assem-  
bly, do enact as follows:

1 Section 1. Section 757 of the general business law is amended by  
2 adding a new subdivision 5 to read as follows:

3 5. A provision, covenant, clause or understanding in, collateral to or  
4 affecting a construction contract requiring retainage as expressly  
5 provided for by section seven hundred fifty-six-c of this article in an  
6 amount exceeding five percent of the contract sum.

7 § 2. This act shall take effect immediately.

EXPLANATION--Matter in italics (underscored) is new; matter in brackets  
[-] is old law to be omitted.

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