S T A T E O F N E W Y O R K

6166

2009-2010 Regular Sessions

I N A S S E M B L Y

February 26, 2009

Introduced by M. of A. HOOPER -- Multi-Sponsored by -- M. of A. CLARK, DESTITO, GREENE, MAYERSOHN, PERRY, PHEFFER, J. RIVERA, TOWNS, WRIGHT -- read once and referred to the Committee on Consumer Affairs and Protection

AN ACT to amend the general business law, in relation to requiring a reasonable time for inspection of home improvements made pursuant to contract

THE PEOPLE OF THE STATE OF NEW YORK, REPRESENTED IN SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

Section 1. Subdivision 1 of section 771 of the general business law is amended by adding a new paragraph (i) to read as follows:

(I) A NOTICE TO THE OWNER THAT, IN ADDITION TO ANY RIGHT OF INSPECTION, THE OWNER SHALL HAVE FIFTEEN DAYS FROM THE APPROXIMATE OR ESTIMATED COMPLETION DATE SPECIFIED IN THE CONTRACT WITHIN WHICH TO MAKE AN INSPECTION OF THE WORK COMPLETED. NO SCHEDULE OF PAYMENTS SHALL REQUIRE FINAL PAYMENT BE MADE PURSUANT TO THE CONTRACT UNTIL SUCH PERIOD OF INSPECTION HAS EXPIRED.

S 2. This act shall take effect immediately and shall apply to all home improvement contracts entered into on or after such date.

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

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