

By Ms. Creem, a petition (accompanied by bill, Senate, No. 191) of Cynthia Stone Creem, Dawn Edell, Bruce E. Tarr and David P. Linsky for legislation relative to the guaranty fund for home improvement contractors. Consumer Protection and Professional Licensure.

The Commonwealth of Massachusetts

In the Year Two Thousand and Five.

AN ACT RELATIVE TO THE GUARANTY FUND FOR HOME IMPROVEMENT CONTRACTORS.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

1 SECTION 1. Section 1 of Chapter 142A of the General Laws,
2 as appearing in the 2000 Official Edition, is hereby amended by
3 striking out lines 9-13 inclusive and inserting in place thereof the
4 following— “Claimant”, an owner and resident of a residential
5 building, containing at least one but not more than four dwelling
6 units, or an owner and resident of a single condominium unit in a
7 residential building, who has entered into a construction contract
8 with a contractor to carry out construction work on said building,
9 or, for a condominium owner, who has entered into a construction
10 contract with a contractor to carry out construction work on an
11 area of said building under that owner’s exclusive control, and
12 who is making a claim against said contractor for failure of per-
13 formance under said contract.

1 SECTION 2. This act shall be effective retroactively to January
2 1, 1996. Any claim which would otherwise be foreclosed under
3 the provisions of section 7 of this chapter shall be considered
4 timely filed with regard to said section 7 if filed within six months
5 of the enactment of this act.

