

HOUSE No. 4732

The Commonwealth of Massachusetts

HOUSE OF REPRESENTATIVES, July 14, 1997.

The committee on Government Regulations, to whom was referred the petition (accompanied by bill, House, No. 3208) of Paul E. Caron and another relative to the awarding of claims against the Residential Contractor's Guaranty Fund, reports recommending that the accompanying bill (House, No. 4732) ought to pass.

For the committee,

DANIEL E. BOSLEY.

The Commonwealth of Massachusetts

In the Year One Thousand Nine Hundred and Ninety-Seven.

AN ACT RELATIVE TO THE RESIDENTIAL CONTRACTOR'S GUARANTY FUND.

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 7 of chapter 142A of the General Laws, as appearing
2 in the 1994 Official Edition, is hereby amended by inserting, in
3 line 5, after word "award." the following sentence:— Any arbitra-
4 tion process established relative to the recovery of monies from
5 the fund by a consumer aggrieved by a licensed contractor or sub-
6 contractor shall be binding on both the consumer and the
7 contractor or subcontractor; provided, however, that payment due
8 an aggrieved consumer shall be immediately paid to said con-
9 sumer if the defendant contractor or subcontractor either does not
10 appeal the judgement or arbitration award or filed an appeal and it
11 is subsequently denied.