

RÉSUMÉ DIGEST

ACT 231 (HB 675)

2017 Regular Session

Davis

Relative to contracting services, new law provides that any person required to be licensed or registered pursuant to existing law (R.S. 37:2167 and 2175.2) shall provide, in writing, to the party with whom he has contracted to perform contracting services his name, contracting license number, classification, and current insurance certificates evidencing the amount of liability insurance maintained and proof of workers' compensation coverage, regardless of whether such information is requested by the contracting party for whom the work is to be performed.

New law further provides that failure of the person required to be licensed or registered to comply with new law shall be deemed a willful failure to comply with existing law (R.S. 37:2158(A)(3)).

New law provides that any person required to be licensed or registered pursuant to existing law (R.S. 37:2167 and 2175.2) shall produce to the appropriate permitting authority evidence of a license or registration in good standing prior to the issuance of any permit required by law.

Existing law provides that every agreement to perform home improvement contracting services, as defined by existing law, in an amount in excess of \$1,500, but not in excess of \$75,000, shall be in writing and shall include the documents and information as required by existing law. Further, existing law requires, in pertinent part, that such an agreement to perform home improvement contracting services must include the complete agreement between the owner and the person required to be licensed or registered and a clear description of any other documents which are or shall be incorporated into the agreement. New law further requires such an agreement to include current insurance certificates evidencing the amount of liability insurance maintained and proof of workers' compensation coverage by the person required to be licensed or registered.

Existing law establishes an enumerated list of acts that are prohibited for any persons performing home improvement contracting services. New law deletes a provision of prior law that required persons performing home improvement contracting services to possess any insurance required by federal law. New law makes it a prohibited act for any persons performing home improvement contracting services to fail to provide, in writing to the party with whom he has contracted to perform contracting services, his name, registration number, and current insurance certificates evidencing the amount of liability insurance maintained and proof of workers' compensation coverage, regardless of whether such information is requested by the contracting party for whom the work is to be performed.

Effective August 1, 2017.

(Amends R.S. 37:2175.1(A)(1) and 2175.3(A)(9); Adds R.S. 37:2171.3)