

Right to Repair/Notice Statutes – Construction Cases

This chart identifies right to repair/notice statutes related to construction-related matters. Certain exceptions may apply, and law is subject to change. Contact White and Williams LLP for additional information.

■ **ALABAMA**

None found.

■ **ALASKA**

Alaska Stat. §§ 09.45.881 to 09.45.899 *Action for Dwelling Design, Construction or Remodeling Claims*.

■ **ARIZONA**

Ariz. Rev. Stat. §§ 12-1361 to 12-1366 *Purchaser Dwelling Actions*.

■ **ARKANSAS**

Ark. Code Ann. §§ 4-75-1501 to 4-75-1502 *Claims Against Home Improvement Contractors, Residential Building Contractors, and Suppliers* (eff. 7-16-25)

■ **CALIFORNIA**

Cal. Civ. Code §§ 895 to 945.5 *Requirements for Actions for Construction Defects*.

Cal. Civ. Code §§ 6100-6150 *Common Interest Developments – Construction Defect Litigation*

Cal. Civ. Code §§ 6870-6876 *Commercial Common Interest Developments – Construction Defect Litigation*.

■ **COLORADO**

Colo. Rev. Stat. §§ 13-20-801 to 13-20-808 *Construction Defect Actions for Property Loss and Damage*.

Colo. Rev. Stat. § 38-33.3-303.5 *Management of the Common Interest Community: Construction defect actions – disclosure – approval by unit owners – definitions – exemptions*.

■ **CONNECTICUT**

Conn. Gen. Stat. § 47-261f *Management of Common Interest Communities – Litigation involving declarant*. *See also* Conn. Gen. Stat. § 47-244(b)(2) *Management of Common Interest Communities – Powers and duties of unit owners’ association*.

■ **DELAWARE**

Del. Code Ann. tit. 25, § 81-321 *Management of the Common Interest Community – Litigation involving declarant*.

■ **DISTRICT OF COLUMBIA**

None found.

■ **FLORIDA**

Fla. Stat. §§ 558.001 to 558.005 *Construction Defects – Notice and opportunity to repair*.
Fla. Stat. § 553.837 (eff. 7-1-25) – *Mandatory Builder Warranty* (for newly constructed homes)

■ **GEORGIA**

Ga. Code §§ 8-2-35 to 8-2-43 *Buildings Generally – Resolution of Construction Defects*.

■ **HAWAII**

Haw. Rev. Stat. §§ 672E-1 to 672D-13 *Civil Remedies and Defenses and Special Proceedings – Contractor Repair Act*.

■ **IDAHO**

Idaho Code §§ 6-2501 to 6-2504 *Actions in Particular Cases – Notice and Opportunity to Repair Act*.

■ **ILLINOIS**

None found.

■ **INDIANA**

Ind. Code §§ 32-27-3-1 to 32-27-3-14 *Construction Warranties on Real Property – Notice and Opportunity to Repair*.

■ **IOWA**

Iowa Code §§ 686.1 to 686.7 *Special Actions - Repair Construction Defects in New Construction*.

■ **KANSAS**

Kan. Stat. Ann. §§ 60-4701 to 60-4710 *Procedure Civil – Construction Defects*.

■ **KENTUCKY**

Ky. Rev. Stat. Ann. §§ 411.250 to 411.266 *Rights of Action and Survival of Actions – Construction Professionals Opportunity to Repair*.

■ **LOUISIANA**

La. R.S. §§ 9:3141 to 9:3150 *Sale – New home warranty act*.

La. R.S. §§ 51:912.1 to 51:912.10 *Particular Goods – New Manufactured and Modular Home Warranty Act*.

■ **MAINE**

None found.

■ **MARYLAND**

None found, generally, but if a claim is made for compensation to the Home Builder Guaranty Fund, *see* Md. Code Ann. Bus. Reg. § 4.5-705(b) (requiring notice before submitting a claim).

■ **MASSACHUSETTS**

None found.

■ **MICHIGAN**

None found.

■ **MINNESOTA**

Minn. Stat. §§ 327A.01 to 327A.08 *Housing; Statutory Warranties*.

Minn. Stat. § 515B.3-102 *Common Interest Ownership ... Powers of Unit Owners’ Association*.

■ **MISSISSIPPI**

Miss Code Ann. §§ 83-58-1 to 83-58-17 *Insurance – New Home Warranty Act*.

■ **MISSOURI**

Mo. Rev. Stat. §§ 436.350 to 436.365 *Special Purpose Contracts – Residential Construction Defects*.

■ **MONTANA**

Mont. Code Ann. §§ 70-19-426 to § 70-19-428 *Residential construction disputes*.

■ **NEBRASKA**

Neb. Rev. Stat. §§76-887 to 76-890 *Protection of Condominium Purchasers Act*.

■ **NEVADA**

Nev. Rev. Stat. §§ 40.640 to 40.695 *Actions Resulting from Construction Defect*.

■ **NEW HAMPSHIRE**

N.H. Rev. Stat. Ann. §§ 359-G:1 to 359-G:8 *Residential Construction Defects; Dispute Resolution*.

■ **NEW JERSEY**

None found.

■ **NEW MEXICO**

N.M. Stat. §42-14-3 *NM Right to Repair Act*.

■ **NEW YORK**

N.Y. Gen Bus. Laws § 777-a *Housing merchant implied warranty*.

■ **NORTH CAROLINA**

None found.

■ **NORTH DAKOTA**

N.D. Cent. Code § 43-07-26 *Warranty Repairs – Required Notice*.

■ **OHIO**

Ohio Rev. Code Ann. §§ 1312.01 to 1312.08 *Claims Against Residential Contractors*.

■ **OKLAHOMA**

None found. However, residential contractors are allowed to include a notice provision in contracts. *See* 15 Okla. Stat. §§ 765.5 to 765.6 (*Notice of Opportunity to Repair Act*).

■ **OREGON**

Or. Rev. Stat. §§ 701.560 to 701.600 *Notices of Defect in Residence*.

■ **PENNSYLVANIA**

None found.

■ **RHODE ISLAND**

None found.

■ ■ [SOUTH CAROLINA](#)

S.C. Code Ann. §§ 40-59-810 to 40-59-860 *South Carolina Notice and Opportunity to Cure Construction Dwelling Defects Act.*

S.C. Code Ann. §§ 40-11-500 to 40-11-570 *South Carolina Notice and Opportunity to Cure Nonresidential Construction Defects Act.*

■ ■ [SOUTH DAKOTA](#)

S.D. Codified Laws §§ 21-1-15 to 21-1-16 *Judicial Remedies – Damages.*

■ ■ [TENNESSEE](#)

Tenn. Code Ann. §§ 66-36-101 to 66-36-103 *Construction Defects.*

■ ■ [TEXAS](#)

Tex. Prop. Code §§ 27.001 to 27.007 *Residential Construction Liability.*

■ ■ [UTAH](#)

None found.

■ ■ [VERMONT](#)

27A Vt. Stat. Ann. § 3-124 *Management of the Common Interest Community – Litigation involving declarant.*

■ ■ [VIRGINIA](#)

Va. Code Ann. § 55.1-357 *Implied warranties on new homes.*

Va. Code Ann. § 55.1-1955 *Upkeep of condominiums; warranty against structural defects; statute of limitations for warranty; warranty review committee.*

■ ■ [WASHINGTON](#)

Wash. Rev. Code §§ 64.50.005 to 64.50.060 *Construction Defect Claims – Construction Defect Action – Notice of Claim – Response – Procedure for negotiations – Commencing an Action.*

■ ■ [WEST VIRGINIA](#)

W. Va. Code §§ 21-11A-1 to 21-11A-17 *Notice and Opportunity to Cure Construction Defects.*

W. Va. Code § 21-9-11a *Inspection of manufactured housing; deferral period for inspection and administrative remedies; notification of consumer rights.*

■ ■ [WISCONSIN](#)

Wis. Stat. § 895.07 *Claims against contractors and suppliers; see* Wis. Stat. § 101.148 *Regulation of Industry: General Provisions – Contractor Notices.*

■ ■ [WYOMING](#)

None found.

Monday through Friday
8:30 a.m. – 5:00 p.m.: (215) 864-6322

After Hours Contacts:
*(If no response in 15 minutes,
go to next number on list.)*

Christopher Konzelmann – (609) 560-5153 (cell)
Ron Pingitore – (484) 333-8777 (cell)

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