

(III) INSTALLATION, IN THE BUILDING OR STRUCTURE, OF AN AWNING, CENTRAL HEATING OR AIR-CONDITIONING SYSTEM, FIRE ALARM, OR STORM WINDOW.

(3) "HOME IMPROVEMENT" DOES NOT INCLUDE:

(I) CONSTRUCTION OF A NEW HOME;

(II) WORK DONE TO COMPLY WITH A GUARANTEE OF COMPLETION FOR A NEW BUILDING PROJECT;

(III) CONNECTION, INSTALLATION, OR REPLACEMENT OF AN APPLIANCE TO EXISTING EXPOSED PLUMBING LINES THAT REQUIRES ALTERATION OF THE PLUMBING LINES; OR

(IV) SALE OF MATERIALS, IF THE SELLER DOES NOT ARRANGE TO PERFORM OR DOES NOT PERFORM DIRECTLY OR INDIRECTLY ANY WORK IN CONNECTION WITH THE INSTALLATION OR APPLICATION OF THE MATERIALS.

REVISOR'S NOTE: This subsection is new language derived without substantive change from former Art. 56, § 249(c).

In paragraph (2)(i) of this subsection, the former reference to "other improvements" is deleted as unnecessary in light of the word "includes". Art. 1, § 30 of the Code provides that "includes" is used "by way of illustration and not by way of limitation".

In paragraph (2)(iii) of this subsection, the former phrase "[w]ithout regard to the extent of affixation" is deleted as surplusage.

In paragraph (3)(iv) of this subsection, the former word "labor" is deleted in light of the inclusive word "work".

(H) HOME IMPROVEMENT CONTRACT.

"HOME IMPROVEMENT CONTRACT" MEANS AN ORAL OR WRITTEN AGREEMENT BETWEEN A CONTRACTOR AND OWNER FOR THE CONTRACTOR TO PERFORM A HOME IMPROVEMENT.

REVISOR'S NOTE: This subsection is new language derived without substantive change from former Art. 56, § 249(f).

The former descriptions "contained in one or more documents" and "includes all labor, services and materials to be furnished and performed thereunder" are deleted as unnecessary in light of the comprehensive word "agreement". See § 8-501 of this title.

Defined terms: "Contractor" § 8-101

"Home improvement" § 8-101

"Owner" § 8-101