

STANDARDS COMMITMENT FORM (MODIFICATION FOR REMODELERS)



The Quality Assurance Builder Standards program shall be modified ONLY for remodeler members:

- 1) To the extent practical for the given scope of a remodeling project, the remodeler shall provide a complete Quality Assurance Builder Standards manual (hereinafter referred to as "manual") to each customer and include the Standards into the contract for the project. If, due to the limited scope of the remodeling project, the remodeler deems it not practical to provide a manual to the customer and/or not include the Standards in the contract, they understand that they do so at their own risk and will hold the Association harmless from any legal action taken against the remodeler.
- 2) Notwithstanding the above modification, the remodeler shall comply with all Standards applicable to the project, regardless of having given the customer a manual and/or included the Standards into the contract for the project. In addition, the remodeler agrees to provide a manual to any customer requesting one regardless of the extent or nature of the project.
- 3) This modification is only between the remodeler member and the Association in the remodelers commitment form to the Standards. The consumer should not have occasion to review this modification to the remodeler's Standards' commitment form.
- 4) Finally, it is understood that the remodeler's decision to not provide a manual to their customer will not necessarily be the basis by which a complaint and determination regarding adherence to the remodeler's Standards' commitment will be re-viewed. A review of a remodeler's membership in accordance with the Standards' commitment will predominantly be based on that member's adherence to the Standards.

I have read, understand, and agree to, the above-described commitments, including all exhibits, as a part of my membership in the Builders Association. This commitment is valid until written notification is given by either party to cancel the membership.

Signature - Authorized Representative of Member Firm

Title - Authorized Representative of Member Firm

Company

Date

EXHIBIT IA

Recommended Sales Contract Language to incorporate the Standards into the contract for builders WITHOUT additional purchased warranty (ie. 2/10, Home Buyers Warranty, or any other warranty that meets the implied warranty law of the State of Indiana):

The Builder agrees that the home or addition shall be constructed to comply with the "Builder Responsibilities" as set forth in the Indiana Quality Assurance Builder Standards, ____ edition (hereinafter referred to as "Standards") subject to the terms and conditions of the Standards.

The Standards shall be deemed a part of this contract.

The party's agreement to the provisions of this paragraph, along with the receipt of a copy of the Standards, is evidenced by their signatures below:

Builder Signature

Customer(s) Signature

EXHIBIT IB

Recommended Sales Contract Language to incorporate the Standards into the contract for builders WITH additional purchased warranty (ie. 2/10, Home Buyers Warranty, or any other warranty that meets the implied warranty law of the State of Indiana):

The Builder agrees that the home or addition shall be constructed to comply with the "Builder Responsibilities" as set forth in the Indiana Quality Assurance Builder Standards, edition (hereinafter referred to as "Standards") subject to the terms and conditions of the Standards. The Standards shall be deemed a part of this contract. With respect to any Builder who participates in an additional purchased home warranty program, in the event that there is any inconsistency between the Standards, on the one hand, and the terms and provisions of any of the documents comprising such warranty insurance program, on the other hand, then the terms and provisions of the document comprising such warranty insurance program shall govern and apply to the extent of any such inconsistency.

The parties agreement to the provisions of this paragraph, along with the receipt of a copy of the Standards, is evidenced by their signature below:

Builder Signature

Customer(s) Signature

NOTE: The Indiana Quality Assurance Builder Standards provide all of the recommended program language as information only. Please seek legal advice before incorporating any of this language into your contracts