
THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 1887 Session of
2019

INTRODUCED BY DRISCOLL, STEPHENS, GALLOWAY, DeLUCA, HOHENSTEIN,
ZABEL, CIRESI, HILL-EVANS, DiGIROLAMO, THOMAS, POLINCHOCK,
TOEPEL, McNEILL, MUSTELLO AND WARREN, SEPTEMBER 25, 2019

REFERRED TO COMMITTEE ON COMMERCE, SEPTEMBER 25, 2019

AN ACT

1 Amending the act of July 9, 1970 (P.L.484, No.164), entitled "An
2 act relating to indemnification agreements between
3 architects, engineers or surveyors and owners, contractors,
4 subcontractors or suppliers," further providing for title of
5 act; and providing for indemnification agreements relative to
6 construction contracts.

7 The General Assembly of the Commonwealth of Pennsylvania
8 hereby enacts as follows:

9 Section 1. The title of the act of July 9, 1970 (P.L.484,
10 No.164), entitled "An act relating to indemnification agreements
11 between architects, engineers or surveyors and owners,
12 contractors, subcontractors or suppliers," is amended to read:

13 AN ACT

14 Relating to indemnification agreements between architects,
15 engineers or surveyors and owners, contractors,
16 subcontractors or suppliers[.] and indemnification agreements
17 relative to construction contracts.

18 Section 2. The act is amended by adding sections to read:

19 Section 1.1. Any provision or term in any construction

1 contract in which an owner, contractor, subcontractor or
2 supplier or the agents or employes of the owner, contractor,
3 subcontractor or supplier shall be indemnified or held harmless
4 for damages, claims, losses or expenses arising out of bodily
5 injury to persons or damage to property caused by or resulting
6 from the negligence, in whole or in part, of the owner,
7 contractor, subcontractor, supplier or the agents or employes of
8 the owner, contractor, subcontractor or supplier, shall be void
9 as against public policy and unenforceable.

10 Section 1.2. As used in this act, the term "construction
11 contract" means a covenant, agreement or understanding in, or in
12 connection with any contract or agreement made and entered into
13 by an owner, contractor, subcontractor or supplier or the agents
14 or employes of the owner, contractor, subcontractor or supplier
15 relative to the construction, reconstruction, alteration,
16 repair, maintenance, servicing or security of a building,
17 structure, highway, railroad, appurtenance or appliance.

18 Section 3. This act shall take effect in 60 days.