

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 1392 Session of
1991

INTRODUCED BY LAUGHLIN, TIGUE, S. H. SMITH, KOSINSKI, STEIGHNER,
J. TAYLOR, PRESTON, BELFANTI, STABACK, JAROLIN, VEON, THOMAS,
TRELLO, CAPPABIANCA, JOSEPHS, PISTELLA, ITKIN, MELIO,
BELARDI, STURLA, BILLOW, PETRONE, MICHLOVIC AND GIGLIOTTI,
MAY 14, 1991

REFERRED TO COMMITTEE ON LOCAL GOVERNMENT, MAY 14, 1991

AN ACT

1 Requiring certain insurance information to be supplied by
2 certain applicants for municipal building permits; and
3 providing for certain waivers and for insurance cancellation.

4 The General Assembly of the Commonwealth of Pennsylvania
5 hereby enacts as follows:

6 Section 1. Definitions.

7 The following words and phrases when used in this act shall
8 have the meanings given to them in this section unless the
9 context clearly indicates otherwise:

10 "Municipality." A county, city, borough, incorporated town
11 or township, regardless of the form of government.

12 Section 2. Content of building permits.

13 Every building permit issued by a municipality to a
14 contractor shall clearly set forth the name and policy number of
15 the contractor's workers' compensation insurance policy and the
16 contractor's Employer Identification Number. This information
17 shall be in addition to any information required by municipal

1 ordinance.

2 Section 3. Sole proprietorship.

3 Every building permit issued to a contractor who is a sole
4 proprietor or principal shareholder of a corporation, which does
5 not employ other individuals to perform the work pursuant to the
6 building permit, shall clearly set forth the contractor's
7 Employer Identification Number but shall not include the name
8 and policy number of workers' compensation insurance as stated
9 in section 2. If the contractor has not obtained an Employer
10 Identification Number, the building permit shall clearly set
11 forth the contractor's Social Security number. No municipality
12 shall issue a building permit to a contractor as described in
13 this section unless the contractor presents a notarized
14 statement that he does not employ any employees.

15 Section 4. Property owners.

16 Every building permit issued to a property owner performing
17 work on his own property shall contain a provision which shall
18 be signed by the property owner, stating that the property owner
19 understands his related liability in performing his own work,
20 and his liability in hiring an uninsured contractor and that he
21 waives all right to claims against the municipality.

22 Section 5. Insurance certificate.

23 (a) Municipality as holder.--Every municipality issuing a
24 building permit shall be named as a workers' compensation policy
25 certificate holder of a contractor applying for the building
26 permit. This certificate shall be filed with the municipality's
27 copy of the building permit.

28 (b) Cancellation of insurance.--A municipality may issue a
29 stopwork order to a contractor who is performing work pursuant
30 to a building permit, in the event his workers' compensation

- 1 insurance is canceled.
- 2 Section 6. Effective date.
- 3 This act shall take effect in 60 days.