

---

THE GENERAL ASSEMBLY OF PENNSYLVANIA

---

HOUSE BILL

No. 1665 Session of  
2021

---

INTRODUCED BY QUINN, ZIMMERMAN, MALAGARI, THOMAS, POLINCHOCK,  
STEPHENS AND SCHROEDER, JUNE 21, 2021

---

SENATOR BAKER, JUDICIARY, IN SENATE, AS AMENDED,  
FEBRUARY 9, 2022

---

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 relating to  
6 snow removal or ice control services.

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 relating to snow removal or ice control services.

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

19 Section 1.1. The following apply to snow removal or ice

1 control services:

2 (1) In a snow removal or ice control services contract  
3 between a provider and a receiver, any provision in the contract  
4 which provides that the receiver shall be indemnified, held  
5 harmless or insured by the provider from damages, claims, losses  
6 or expenses arising out of bodily injury to persons, damage to  
7 property or economic damage caused by or resulting from the  
8 receiver's negligences, in whole or in part, shall be void if  
9 the provider has been AFFIRMATIVELY directed not to perform the <--  
10 snow removal or ice control services by the receiver.

11 (2) As used in this section, the term "snow removal or ice  
12 control services contract" means a contract or agreement for the  
13 performance of, or incidental to, any plowing of snow,  
14 relocation of snow or other removal of snow or mixed  
15 precipitation from a surface or deicing services. The term  
16 includes moving snow removal or deicing equipment or materials.

17 (3) For the purposes of this section, a provider of snow  
18 removal or ice control services shall include agents and  
19 employees of the provider.

20 Section 3. This act shall take effect ~~immediately~~. JULY 1, <--  
21 2022, OR IMMEDIATELY, WHICHEVER IS LATER.