OLR Bill Analysis
sHB 7288

AN ACT CONCERNING SNOW REMOVAL AND ICE CONTROL SERVICES CONTRACTS.

SUMMARY

This bill makes void as a matter of public policy certain indemnification requirements in contracts or agreements to (1) plow, shovel, or remove snow or ice; (2) provide de-icing services; or (3) perform an incidental service, such as operating or moving related equipment or materials (“snow removal and ice control services contracts”).

Under the bill, written provisions, clauses, covenants, or agreements in, or related to, these contracts are invalid if they require, or have the effect of requiring, a snow removal or ice control service provider, with regard to a snow, ice, or other mixed-precipitation event or risk they are prohibited from mitigating, to:

1. indemnify (i.e., protect from liability) the person receiving the services for acts that the provider is not required to perform or is specifically instructed not to perform under the contract, or

2. hold harmless the person receiving the services from liability for damages due to the receiver’s acts or omissions, or those of his or her agents or employees.

The bill’s provisions do not apply to snow removal and ice control contracts for work on municipal or state-owned roads or property.

EFFECTIVE DATE: July 1, 2019, and applicable to contracts entered into on or after that date.

COMMITTEE ACTION

General Law Committee
Joint Favorable Substitute
Yea  16  Nay  0  (03/21/2019)