

SB2138



99TH GENERAL ASSEMBLY

State of Illinois

2015 and 2016

SB2138

Introduced 5/22/2015, by Sen. Chris Nybo

SYNOPSIS AS INTRODUCED:

New Act

Creates the Snow Removal Service Liability Limitation Act. Provides that any provision in a snow plow and de-icing services contract that purports to indemnify or hold harmless a promisee from or against liability for loss or damage resulting from the negligence or omissions of the promisee is against the public policy of this State and is void and unenforceable. Effective immediately.

LRB099 12553 JLS 36027 b

A BILL FOR

1 AN ACT concerning concerning civil law.

2 **Be it enacted by the People of the State of Illinois,**
3 **represented in the General Assembly:**

4 Section 1. Short title. This Act may be cited as the Snow
5 Removal Service Liability Limitation Act.

6 Section 5. Definitions. In this Act:

7 "Promisee" means the promisee and any agents, employees,
8 servants, or independent contractors who are directly
9 responsible to the promisee.

10 "Snow plow and de-icing services contract" means a contract
11 or understanding covering:

12 (1) plowing, shoveling, or other removal of snow or
13 other mixed precipitation from a surface;

14 (2) de-icing services; or

15 (3) a service incidental to an activity described in
16 item (1) or (2) including, but not limited to, driving or
17 otherwise moving snow plow and de-icing equipment and
18 materials.

19 Section 10. Certain indemnity agreements void.
20 Notwithstanding any provision of law to the contrary, a
21 provision, clause, covenant, or agreement contained in,
22 collateral to, or affecting any snow plow and de-icing services

1 contract that purports to indemnify, defend, or hold harmless,
2 or has the effect of indemnifying, defending, or holding
3 harmless, the promisee from or against any liability for loss
4 or damage resulting from the negligence or omissions of the
5 promisee is against the public policy of this State and is void
6 and unenforceable.

7 Section 99. Effective date. This Act takes effect upon
8 becoming law.