

2021 -- H 5277

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STATE OF RHODE ISLAND

IN GENERAL ASSEMBLY

JANUARY SESSION, A.D. 2021

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A N A C T

RELATING TO COMMERCIAL LAW -- GENERAL REGULATORY PROVISIONS -
CONSTRUCTION INDEMNITY AGREEMENTS

Introduced By: Representative John G. Edwards

Date Introduced: January 29, 2021

Referred To: House Corporations

It is enacted by the General Assembly as follows:

1 SECTION 1. Section 6-34-1 of the General Laws in Chapter 6-34 entitled "Construction
2 Indemnity Agreements" is hereby amended to read as follows:

3 **6-34-1. Construction indemnity agreements.**

4 (a) A covenant, promise, agreement, or understanding in, or in connection with or collateral
5 to, a contract or agreement relative to the design, planning, construction, alteration, repair, or
6 maintenance of a building, structure, highway, road, [parking lot](#), appurtenance, and appliance,
7 including moving, demolition, and excavating connected with a building, structure, highway, road,
8 [parking lot](#), appurtenance, or appliance, pursuant to which contract or agreement the promisee or
9 the promisee's independent contractors, agents, or employees has hired the promisor to perform
10 work, purporting to indemnify the promisee, the promisee's independent contractors, agents,
11 employees, or indemnitees against liability for damages arising out of bodily injury to persons or
12 damage to property proximately caused by or resulting from the negligence of the promisee, the
13 promisee's independent contractors, agents, employees, or indemnitees, is against public policy and
14 is void; provided that this section shall not affect the validity of any insurance contract, worker's
15 compensation agreement, or an agreement issued by an insurer.

16 (b) Nothing in this section shall prohibit any person from purchasing insurance for his or
17 her own protection or from purchasing a construction bond.

1 SECTION 2. This act shall take effect upon passage.

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EXPLANATION
BY THE LEGISLATIVE COUNCIL
OF

A N A C T

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- 1 This act would add a parking lot as a requirement to a contractor agreement to a
- 2 construction indemnity agreement.
- 3 This act would take effect upon passage.

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