

1 AN ACT 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 "Service provider" means a person providing services under
8 a snow removal and ice control services contract.

9 "Service receiver" means a person receiving services under
10 a snow removal and ice control services contract.

11 "Snow removal and ice control services contract" means a
12 contract or agreement for the performance of any of the
13 following:

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

16 (2) de-icing services; or

17 (3) a service incidental to an activity described in
18 item (1) or (2), including operating or otherwise moving
19 snow removal or de-icing equipment or materials.

20 Section 10. Certain indemnity agreements void. A
21 provision, clause, covenant, or agreement that is part of or in
22 connection with a snow removal and ice control services

1 contract is against public policy and void if it does any of
2 the following:

3 (1) Requires, or has the effect of requiring, a service
4 provider to indemnify a service receiver for damages
5 resulting from the acts or omissions of the service
6 receiver or the service receiver's agents or employees.

7 (2) Requires, or has the effect of requiring, a service
8 provider to hold a service receiver harmless from any tort
9 liability for damages resulting from the acts or omissions
10 of the service receiver or the service receiver's agents or
11 employees.

12 (3) Requires, or has the effect of requiring, a service
13 provider to defend a service receiver against any tort
14 liability for damages resulting from the acts or omissions
15 of the service receiver or the service receiver's agents or
16 employees.

17 Section 15. Applicability.

18 (a) This Act applies to snow removal and ice control
19 services contracts entered into on and after the effective date
20 of this Act.

21 (b) This Act does not apply to contracts for snow removal
22 or ice control services on public roads or with public bodies.

23 (c) This Act does not apply to contracts for snow removal
24 or ice control services with a public utility. As used in this
25 Section, "public utility" has the meaning provided in Section

1 3-105 of the Public Utilities Act.

2 (d) This Act does not apply to an insurance policy, a
3 surety bond, or workers' compensation.

4 (e) This Act does not affect any immunities or affirmative
5 defenses arising under other law.

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