

By Mr. Nickinello of Natick, petition of the Associated Subcontractors of Massachusetts for legislation to invalidate certain requirements for indemnity in the public and private construction industry. State Administration.

**The Commonwealth of Massachusetts**

In the Year One Thousand Nine Hundred and Seventy-Six.

AN ACT TO INVALIDATE CERTAIN REQUIREMENTS FOR INDEMNITY IN THE PUBLIC AND PRIVATE CONSTRUCTION INDUSTRY.

*Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:*

1 Sec. 29B, Chapter 149, is hereby amended by inserting the  
2 following section 29B after section 29A:— A covenant, promise,  
3 agreement or understanding in, or in connection with or  
4 collateral to, a contract or agreement relative to the construction,  
5 alteration, repair or maintenance of a building, structure,  
6 appurtenance and appliance, including moving, demolition and  
7 excavating connected therewith, purporting to indemnify the  
8 promisee, an architect, engineer, surveyor or any other person,  
9 caused by or resulting from the negligence of the promisee or  
10 indemnitee, his agents or employees, or from defects in the maps,  
11 plans, designs or specifications used by such architect, engineer,  
12 surveyor or their agents or employees, is against public policy and  
13 is void and unenforceable.

# HOUSE

RESOLUTION

## The Committee on Education

REPORT

IN

CONNECTION WITH

THE