

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 2214 Session of 2022

INTRODUCED BY KLUNK, RYAN, SMITH, THOMAS, ROZZI, SAYLOR, ZIMMERMAN, LONGIETTI, N. NELSON, R. BROWN, BONNER, MAJOR, ZABEL AND PENNYCUICK, JANUARY 10, 2022

AS REPORTED FROM COMMITTEE ON CHILDREN AND YOUTH, HOUSE OF REPRESENTATIVES, AS AMENDED, APRIL 11, 2022

AN ACT

1 Amending Title 67 (Public Welfare) of the Pennsylvania
2 Consolidated Statutes, in miscellaneous provisions, providing
3 for miscellaneous provisions; and making an editorial change.

4 The General Assembly of the Commonwealth of Pennsylvania
5 hereby enacts as follows:

6 Section 1. Part IV heading of Title 67 of the Pennsylvania
7 Consolidated Statutes is amended to read:

8 PART IV

9 [MISCELLANEOUS PROVISIONS] CHILDREN, YOUTH AND FAMILIES

10 Section 2. Part IV of Title 67 is amended by adding a
11 chapter to read:

12 CHAPTER 79

13 MISCELLANEOUS PROVISIONS

14 Sec.

15 7901. Definitions.

16 7902. Indemnification agreements.

17 § 7901. Definitions.

1 The following words and phrases when used in this chapter
2 shall have the meanings given to them in this section unless the
3 context clearly indicates otherwise:

4 "County agency." The county children and youth social
5 service agency exercising the power and duties provided for in
6 section 405 of the act of June 24, 1937 (P.L.2017, No.396),
7 known as the County Institution District Law, or its successor,
8 and supervised by the department under Article IX of the act of
9 June 13, 1967 (P.L.31, No.21), known as the Human Services Code.

10 "Service provider contract." A contract, agreement or
11 understanding regarding the provision of services subject to
12 regulation under 55 Pa. Code Pt. V (relating to children, youth
13 and families manual).

14 § 7902. Indemnification agreements.

15 A provision in a service provider contract in which a county
16 agency or municipal government entity is indemnified, held
17 harmless or insured for damages, claims, losses or expenses
18 arising from any injury, including, but not limited to, bodily
19 injury, mental anguish, property damage or economic or
20 noneconomic damages or loss caused by or resulting from the
21 county agency's or municipal government entity's negligence, in
22 whole or in part, shall be void as against public policy and
23 unenforceable.

24 Section 3. The addition of 67 Pa.C.S. § 7902 shall apply to
25 service provider contracts entered into on or after the
26 effective date of this section.

27 Section 4. This act shall take effect ~~immediately~~ IN 90
28 DAYS. <--