**South Carolina General Assembly**

125th Session, 2023-2024

**S. 229**

**STATUS INFORMATION**

General Bill

Sponsors: Senator Senn

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Introduced in the Senate on January 10, 2023

Currently residing in the Senate

Summary: Validity of Indemnity Clauses in Contracts with Government Entities

**HISTORY OF LEGISLATIVE ACTIONS**

Date Body Action Description with journal page number

11/30/2022 Senate Prefiled

11/30/2022 Senate Referred to Committee on **Judiciary**

1/10/2023 Senate Introduced and read first time ([Senate Journal‑page 118](h:\sj\20230110.docx))

1/10/2023 Senate Referred to Committee on **Judiciary** ([Senate Journal‑page 118](h:\sj\20230110.docx))

2/8/2023 Scrivener's error corrected

View the latest  [legislative information](https://www.scstatehouse.gov/billsearch.php?billnumbers=229&session=125&summary=B)  at the website

**VERSIONS OF THIS BILL**

[11/30/2022](https://www.scstatehouse.gov/sess125_2023-2024/prever/229_20221130.docx)

[02/08/2023](https://www.scstatehouse.gov/sess125_2023-2024/prever/229_20230208.docx)

A bill

to amend the South Carolina Code of Laws by adding Section 32-2-20 so as to provide that Indemnification agreements in contracts with government entities are against public policy and unenforceable.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Chapter 2, Title 32 of the S.C. Code is amended by adding:

Section 32-2-20. Notwithstanding any other provision of law, any portion of a contract or agreement that effectively creates or imposes an obligation on behalf of any government entity to hold harmless, save harmless, indemnify, or defend a contractor from acts or omissions of either the government entity or the contractor is against public policy and unenforceable. The provisions of this section shall not affect any insurance contract or workers’ compensation agreements.

SECTION 2. This act takes effect upon approval by the Governor.

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