

411.296 Contractor civil liability limitations.

A contractor shall bear no civil liability for:

- (1) Any alleged property damage, personal injury, death, or other civil claims made by a noncontractual third party arising from the design decisions or professional engineering judgment, including decisions relating to the proper scope or inspection of the project, of the contracting entity. This subsection shall not apply when the contractor either:
 - (a) Contracts in whole or in part to design the project or to provide professional engineering services related to the design of the project; or
 - (b) Undertakes to provide design or professional engineering services as to the project; or
- (2) Any dangerous condition that is outside the scope of the project or that is in excess of any requirement of the governing plans and specifications provided by the contracting entity, except when:
 - (a) The contractor contracts to design in whole or in part the project or to provide engineering services related to the design of the project; or
 - (b) The contractor undertakes to provide services related to the project that are outside the scope of the project or that are in excess of any requirement of the governing plans and specifications.

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