



# MINNESOTA PAINTING & WALLCOVERING EMPLOYERS ASSOCIATION

An Affiliate of the Finishing Contractors Association

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March 11, 2021

Honorable Minnesota House of Representatives  
Minnesota State Capitol  
Saint Paul, Minnesota 55155

RE: Hear & Pass HF803/SF1025

Dear Representatives,

I am writing on behalf of the Minnesota Painting and Wallcovering Employers Association to request that you vote yes for HF803/SF1025 (End the Duty to Defend).

Construction subcontractors should not have to pay for a general contractor's attorney's fees when the general contractor is negligent.

Minnesota Statutes Chapter 337 says that a subcontractor is not liable for the negligence of the general contractor. Yet, some general contractors still want subcontractors to pay for the general contractor's attorney's fees even when the general contractor is negligent. This defeats the purpose of Chapter 337. And that is why we need HF803/SF1025.

Subcontractors are not trying to shirk their responsibility, but do not want to be saddled with someone else's negligence. Don't let general contractors force subcontractors to pay the general contractor's attorney fees when the subcontractor has no underlying liability. It is vital that common sense be brought back to the construction industry.

Please pass HF803/SF1025.

Sincerely,

William Grimm  
Executive Director