

MAINE STATE LEGISLATURE

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ROB

L.D. 1045

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STATE OF MAINE
SENATE
122ND LEGISLATURE
SECOND REGULAR SESSION

COMMITTEE AMENDMENT "A" to S.P. 362, L.D. 1045, Bill, "An Act Regarding Contract Indemnification"

Amend the bill by striking out everything after the enacting clause and before the summary and inserting in its place the following:

'Sec. 1. 10 MRSA c. 201-B is enacted to read:

CHAPTER 201-B

INDEMNIFICATION IN CONSTRUCTION AND TIMBER CONTRACTS

§1120-A. Indemnification agreements against public policy

1. Indemnification void and unenforceable. A provision, clause, covenant or agreement contained in, collateral to or affecting a contract described in subsection 3 is against public policy and is void and unenforceable if it purports to indemnify the promisee against liability for damages described in subsection 2 arising solely from the negligence or willful misconduct of the promisee or the promisee's agents, servants or independent contractors who are directly responsible to the promisee.

2. Damages. Subsection 1 prohibits indemnification for liability for damages for:

A. Death or bodily injury to persons;

B. Injury to property;

