

SENATE BILL NO. 146

IN THE LEGISLATURE OF THE STATE OF ALASKA
TWENTY-FOURTH LEGISLATURE - FIRST SESSION

BY SENATORS SEEKINS, Therriault

Introduced: 3/18/05

Referred: State Affairs, Judiciary

A BILL

FOR AN ACT ENTITLED

1 **"An Act relating to indemnity agreements between public entities in the state."**

2 **BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:**

3 * **Section 1.** AS 09.17 is amended by adding a new section to read:

4 **Sec. 09.17.200. Indemnity agreements between public entities.** (a) A
5 provision, clause, covenant, or agreement by a public entity in the state that purports to
6 indemnify, defend, or hold harmless another public entity in the state against liability
7 for damages is against public policy and is void and unenforceable.

8 (b) In this section, "public entity" means an entity of the state or of a political
9 subdivision of the state that receives funds appropriated by the legislature or the
10 governing body of a municipality in the state. In this subsection, "entity" includes an
11 agency, a board or commission, a trust, the University of Alaska, a public authority or
12 corporation, a municipality, a school district, service area, or other governmental unit
13 of the state or a political subdivision of the state.

14 * **Sec. 2.** The uncodified law of the State of Alaska is amended by adding a new section to
15 read:

1 APPLICABILITY. This Act applies to an indemnity agreement between public
2 entities entered into on or after the effective date of this Act.