

Original sponsor: Judiciary Committee

Offered: 5/29/75
Referred: Rules

1 IN THE HOUSE

BY THE JUDICIARY COMMITTEE

2 SENATE CS FOR CS FOR HOUSE BILL NO. 105

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 NINTH LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act declaring certain indemnification agreements
7 contra to public policy."

8 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:

9 * Section 1. AS 45 is amended by adding a new chapter to read:

10 CHAPTER 47. INDEMNIFICATION AGREEMENTS CONTRA TO PUBLIC POLICY.

11 Sec. 45.47.010. INDEMNIFICATION AGREEMENTS CONTRA TO PUBLIC
12 POLICY. A provision, clause, covenant, or agreement contained in,
13 collateral to, or affecting any construction contract which purports
14 to indemnify the promisee against liability for damages for (1) death
15 or bodily injury to persons, (2) injury to property, (3) design defects
16 or (4) any other loss, damage or expense arising under (1), (2), or
17 (3) of this section from the sole negligence or wilful misconduct of
18 the promisee or the promisee's agents, servants or independent con-
19 tractors who are directly responsible to the promisee, is against
20 public policy and is void and unenforceable; however, this provision
21 does not affect the validity of any insurance contract, workmen's
22 compensation or agreement issued by an insurer subject to the provi-
23 sions of AS 21.
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