



LAWS OF ALASKA

1975

Source

SCS CSHB 105

Chapter No.

155

AN ACT

Declaring certain indemnification agreements contra to public policy.

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

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

CHAPTER 47. INDEMNIFICATION AGREEMENTS CONTRA TO PUBLIC POLICY.

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

Approved by governor: June 25, 1975

Actual effective date: September 23, 1975