



General Assembly

February Session, 2010

Raised Bill No. 191

LCO No. 875

00875 _____ INS

Referred to Committee on Insurance and Real Estate

Introduced by:
(INS)

AN ACT CONCERNING MOTOR CARRIER INDEMNITY AGREEMENTS.

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. (NEW) (*Effective July 1, 2010*) (a) For the purposes of this
2 section, "motor carrier transportation contract" means a contract,
3 agreement or understanding entered into, renewed, modified or
4 extended on or after July 1, 2010, concerning (1) the transportation of
5 property for compensation or hire, (2) the entry on public or private
6 property for the purpose of loading, unloading or transporting
7 property for compensation or hire, or (3) a service incidental to the
8 activities set forth in subdivisions (1) and (2) of this subsection. "Motor
9 carrier transportation contract" does not include the Uniform
10 Intermodal Interchange and Facilities Access Agreement administered
11 by the Intermodal Association of North America or other agreements
12 providing for the interchange, use or possession of intermodal chassis
13 or containers or other intermodal equipment.

14 (b) Notwithstanding any other provision of law, any provision,
15 clause, covenant or agreement contained in a motor carrier
16 transportation contract that purports to indemnify, defend or hold

17 harmless, or has the effect of indemnifying, defending or holding
18 harmless an indemnitee from or against any liability for loss or
19 damage resulting from such indemnitee's negligence or intentional acts
20 or omissions shall be void and unenforceable.

21 (c) This section shall not apply to a contract, agreement or
22 understanding that concerns or affects the transportation of household
23 goods, as defined in section 13b-387 of the general statutes.

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>July 1, 2010</i>	New section

Statement of Purpose:

To prohibit motor carrier transportation contracts from including any provision that requires a motor carrier to indemnify another party for loss or damage that arises from that party's own negligence or intentional acts or omissions.

[Proposed deletions are enclosed in brackets. Proposed additions are indicated by underline, except that when the entire text of a bill or resolution or a section of a bill or resolution is new, it is not underlined.]