Amendment No. 4 (for drafter's use only)

CHAMBER ACTION

Senate   House

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11   The Committee on Transportation offered the following:

12

13   **Amendment**

14   On page 1, line 24, through page 2, line 5,

15   remove from the bill: all of said lines

16

17   and insert in lieu thereof: herein promises to indemnify or

18   hold harmless the other party to the agreement, contract, or

19   guarantee for liability for damages to persons or property

20   caused in whole or in part by any act, omission, or default of

21   the promisee arising from the contract or its performance

22   shall be void and unenforceable unless the contract contains a

23   monetary limitation on the extent of the indemnification which

24   shall be a part of the project specifications or bid

25   documents, if any. Indemnification provisions in any such

26   agreement, contract, or guarantee may not require that the

27   promisor indemnify the promisee for damages to persons or

28   property caused in whole or in part by any act, omission, or

29   default of a party other than:

30   (a) The promisor;

31   (b) Any of the promisor's contractors, subcontractors,

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1	<u>sub-subcontractors, materialmen, or agents of any tier or</u>
2	<u>their respective employees; or</u>
3	<u>(c) The promisee or its affiliated companies or their</u>
4	<u>respective officers, directors, or employees.</u>
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