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An Act To Exempt Municipalities from Indemnification Provisions in State Contracts

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 30-A MRSA §5657 is enacted to read:

§ 5657. Limitation on indemnification

The State, including state agencies, boards, commissions and departments, may not, by written agreement, require that it be held harmless or indemnified by a municipality for claims, unless grounded in bodily injury, including death, or property damage resulting from the sole negligence of the municipality or its agents, servants or employees.

SUMMARY

This bill provides that the State, including state agencies, boards, commissions and departments, may not, by written agreement, require that it be held harmless or indemnified by a municipality for claims, unless grounded in bodily injury, including death, or property damage resulting from the sole negligence of the municipality or its agents, servants or employees.