

## S.F. No. 754 – Building and construction contracts clarifications

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Section 1. **Indemnification agreement.** [§15.71, subdivision 1a] Provides a definition of “indemnification agreement” within the definitions applicable to public contracts.

Section 2. **Promisee.** [§15.71, subdivision 1b] Provides a definition of “promisee” within the definitions applicable to public contracts.

Section 3. **Unenforceability of certain agreements.** [§15.72, subdivision 3] specifies that an indemnification agreement in a contract for a public improvement or a provision in a contract for a public building or construction contract that requires one party in a contract to provide insurance for another party for negligent or intentional actions is void and unenforceable, except as provided.

Section 4. **Indemnification agreement.** [§337.01, subdivision 3] Adds the word “defend” to the definition of “indemnification agreement” to clarify responsibility for payment of legal fees.

Section 5. **Agreements valid.** [§337.05, subdivision 1] removes “project specific insurance” from the list of exempted insurance requirements in private construction contracts.

Provides an **effective date** of the day following final enactment for **sections 1 to 5** but applies only to agreements entered into on or after that date.