

April 11, 2005

H 1163. HOLD HARMLESS/MOTOR CARRIER CONTRACTS. TO PROVIDE THAT PROVISIONS IN MOTOR CARRIER FREIGHT TRANSPORTATION CONTRACTS THAT HOLD HARMLESS THE SHIPPER FOR THE SHIPPER'S NEGLIGENCE OR INTENTIONAL ACTS ARE VOID. Enacts new GS 61-212 to make void as against public policy provisions in motor carrier transportation contracts, or agreements collateral to those contracts, that indemnify or hold harmless the carrier against liability for loss or damage resulting from the negligence or intentional acts or omissions of the carrier. Applies to contracts covering the transportation of property for compensation or hire by the motor carrier; entrance on property by the carrier for purpose of loading, unloading, or transporting property for compensation or hire; and services incidental to the foregoing activity, including storage. Applies to contracts entered into on or after date act becomes law.

Intro. by Cole.

Ref. to Public Utilities

GS 62

June 1, 2005

H 1163. HOLD HARMLESS/MOTOR CARRIER CONTRACTS. Intro. 4/11/05. House committee substitute makes the following changes to 1st edition. Enacts new GS 62-212(c) and (d) to provide that section does not affect a provision, clause, covenant, or agreement where the motor carrier indemnifies or holds harmless the contract's promisee against liability for damages caused by the motor carrier's negligence and to provide that the term "motor carrier transportation contract" does not include the Uniform Intermodal Interchange and Facilities Access Agreement or other agreements that contain the same indemnity provision as that Agreement. Makes technical change.

June 22, 2005

H 1163. HOLD HARMLESS/MOTOR CARRIER CONTRACTS. Intro. 4/11/05. Senate committee substitute makes the following changes to 2nd edition. Modifies GS 62-212(b) to make technical changes and to clarify that the term "promisee" includes the person with whom the motor carrier enters into a transportation contract as well as responsible related parties. Makes act effective for contracts entered into on or after October 1, 2005.

July 14, 2005

SL 2005-185 (H 1163). HOLD HARMLESS/MOTOR CARRIER CONTRACTS. AN ACT TO PROVIDE THAT PROVISIONS IN MOTOR CARRIER FREIGHT TRANSPORTATION CONTRACTS THAT HOLD HARMLESS THE SHIPPER FOR THE SHIPPER'S NEGLIGENCE OR INTENTIONAL ACTS ARE VOID. Summarized in *Daily Bulletin* 4/11/05, 6/1/05, and 6/22/05. Enacted July 12, 2005. Effective October 1, 2005.