

**PUBLIC CHAPTER NO. 636**

**SENATE BILL NO. 2970**

**By Lowe Finney, Tracy, Burks, Marrero, Tate**

**Substituted for: House Bill No. 3135**

**By Fincher, DuBois, Hardaway**

AN ACT to amend Tennessee Code Annotated, Title 12; Title 47, Chapter 18 and Title 65, Chapter 15, relative to motor carrier transportation contracts.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Title 65, Chapter 15, Part 1, is amended by adding the following language as a new section thereto:

65-15-1\_\_.

(a) A covenant, promise, agreement or understanding in or in connection with or collateral to a motor carrier transportation contract purporting to indemnify the promisee against liability for damages resulting from the negligence of the promisee, the promisee's agents or employees, or indemnitee, is against public policy and is void and unenforceable.

(b) The provisions of subsection (a) shall not apply to the Uniform Intermodal Interchange and Facilities Access Agreement administered by the Intermodal Association of North America or other agreements providing for the interchange, use or possession of intermodal chassis, containers or other intermodal equipment.

SECTION 2. This act shall take effect upon becoming a law, the public welfare requiring it.

**PASSED: March 10, 2008**

  
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RON RAMSEY  
SPEAKER OF THE SENATE

  
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JIMMY NAIFEH, SPEAKER  
HOUSE OF REPRESENTATIVES

APPROVED this 18th day of March 2008

  
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PHIL BREDESEN, GOVERNOR