

Construction Liability Apportionment Study Committee

PURPOSE: To research and make recommendations for the apportionment of liability in the construction industry, including: (1) the use of an indemnity provision in construction contracts; (2) the allocation of liability base on degrees of fault; (3) the assignment of financial responsibility to negligent parties; (4) the opportunity to address and remedy alleged construction defects prior to litigation; (5) the frequency of construction defect litigation; (6) the affordability of insurance costs associated with construction claims. The Study Committee shall submit a report regarding its findings and recommendations on or before December 15, 2018 to the Governor, the President of the Senate and the Speaker of the House of Representatives and provide a copy of this report to the Secretary of State.

MEMBERSHIP:

House Three members of the House of Representatives, not more than two from the same political party and one appointed as Co-Chair, appointed by the Speaker of the House of Representatives:
Diego Espinoza, Jill Norgaard, Thomas R. Shope (Co-Chair)

Senate Three members of the Senate, not more than two from the same political party and one appointed as Co-Chair, appointed by the President of the Senate:
Lupe Contreras, Karen Fann (Co-Chair), Rick Gray

Notes: The Study Committee may hold hearings, conduct fact-finding tours and take testimony from witnesses who may assist the Committee in fulfilling its responsibilities. All hearings shall be open to the public.

CONTACT: Grant Hanna, Senate Research Staff; Diana Clay, House Research Staff
REPORT DATE: 12/15/18
EXPIRATION DATE: 06/30/2019
STATUTORY CITE: Laws 2018, Chapter 336