Sec. 13. Minnesota Statutes 1998, section 115B.20, subdivision 6, is amended to read:

Subd. 6. **REPORT TO LEGISLATURE.** Each year, the commissioner of agriculture and the agency shall submit to the senate finance committee, the house ways and means committee, the environment and natural resources committees of the senate and house of representatives, the finance division of the senate committee on environment and natural resources, and the house of representatives committee on environment and natural resources finance, and the environmental quality board, and the legislative water commission a report detailing the activities for which money from the account has been spent during the previous fiscal year.

Presented to the governor April 19, 1999

Signed by the governor April 22, 1999, 9:31 a.m.

CHAPTER 87—H.F.No. 872

An act relating to contracts; regulating building and construction contracts; providing for the enforceability of certain agreements indemnifying against environmental liability; amending Minnesota Statutes 1998, section 337.02.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:

Section 1. Minnesota Statutes 1998, section 337.02, is amended to read:

337.02 UNENFORCEABILITY OF CERTAIN AGREEMENTS.

An indemnification agreement contained in, or executed in connection with, a building and construction contract is unenforceable except to the extent that: (1) the underlying injury or damage is attributable to the negligent or otherwise wrongful act or omission, including breach of a specific contractual duty, of the promisor or the promisor's independent contractors, agents, employees, or delegatees; or (2) an owner, a responsible party, or a governmental entity agrees to indemnify a contractor directly or through another contractor with respect to strict liability under environmental laws.

Sec. 2. **EFFECTIVE DATE.**

Section 1 is effective the day following final enactment and applies to agreements entered into on or after that date.

Presented to the governor April 20, 1999

Signed by the governor April 23, 1999, 11:39 a.m.

New language is indicated by underline, deletions by strikeout.