



Sen. Robert F. Martwick

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10400HB3193sam004

LRB104 06092 RPS 26943 a

1 AMENDMENT TO HOUSE BILL 3193

2 AMENDMENT NO. _____. Amend House Bill 3193, AS AMENDED,
3 with reference to page and line numbers of Senate Amendment
4 No. 2, on page 20, by replacing lines 7 through 23 with the
5 following:

6 "(40 ILCS 5/1-107) (from Ch. 108 1/2, par. 1-107)

7 Sec. 1-107. Indemnification of trustees, consultants, and
8 employees of retirement systems and pension funds. Every
9 retirement system, pension fund, or other system or fund
10 established under this Code shall ~~may~~ indemnify and protect
11 the trustees and staff ~~and consultants~~ against all damage
12 claims and suits, including the defense thereof, when damages
13 are sought for negligent or wrongful acts alleged to have been
14 committed in the scope of employment or under the direction of
15 the trustees. Every retirement system, pension fund, or other
16 system or fund established under this Code may indemnify and
17 protect its consultants against all damage claims and suits,

1 including the defense thereof, when damages are sought for
2 negligent or wrongful acts alleged to have been committed in
3 the scope of employment or under the direction of the
4 trustees. However, the trustees, staff, and consultants shall
5 not be indemnified for willful ~~wilful~~ misconduct and gross
6 negligence. Each board is authorized to insure against loss or
7 liability of the trustees, staff and consultants which may
8 result from these damage claims. This insurance shall be
9 carried in a company which is licensed to write such coverage
10 in this State.

11 (Source: P.A. 80-1364.)"; and

12 on page 121, by deleting lines 10 through 20.