



Sen. William R. Haine

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09800SB0644sam001

LRB098 04880 JLS 57928 a

1 AMENDMENT TO SENATE BILL 644

2 AMENDMENT NO. \_\_\_\_\_. Amend Senate Bill 644 by replacing  
3 everything after the enacting clause with the following:

4 "Section 5. The Illinois Insurance Code is amended by  
5 changing Section 143.24d as follows:

6 (215 ILCS 5/143.24d)

7 Sec. 143.24d. Arbitration of physical damage subrogation  
8 claims between insurers in certain cases.

9 (a) With respect to physical damage subrogation claims  
10 arising from auto damages incurred on or after January 1, 2012,  
11 insurers shall arbitrate and settle such claims where the  
12 amount in controversy, exclusive of the costs of the  
13 arbitration, is less than \$2,500. Such arbitration shall be in  
14 accordance with the terms of and rules adopted pursuant to the  
15 Nationwide Inter-Company Arbitration Agreement, or any  
16 successor thereto, as adopted and from time to time amended by

1 its members, unless the parties on a case-by-case basis  
2 mutually agree to use another forum; the alternate forum may  
3 include a court of competent jurisdiction, in which case the  
4 claim shall be arbitrated or tried in that alternate forum.  
5 Mandatory arbitration of disputed claims shall be limited  
6 solely to the issues of liability and damages. Nothing in this  
7 Section shall preclude a party from seeking resolution in a  
8 court of competent jurisdiction after a decision has been  
9 rendered in an arbitration.

10 (b) Nothing in this Section shall be interpreted to require  
11 an insurer to become a member of any organization or to sign  
12 the Nationwide Inter-Company Arbitration Agreement.

13 (Source: P.A. 97-513, eff. 1-1-12.)".