



Sen. Iris Y. Martinez

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09600SB2525sam001

LRB096 16690 AMC 37165 a

1 AMENDMENT TO SENATE BILL 2525

2 AMENDMENT NO. \_\_\_\_\_. Amend Senate Bill 2525 by replacing  
3 everything after the enacting clause with the following:

4 "Section 5. The Illinois Pension Code is amended by  
5 changing Section 1-107 as follows:

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, other than a retirement system  
11 established under Article 2, 14, 15, 16, or 18 of this Code,  
12 must indemnify and protect the trustees against all damage  
13 claims and suits, including defense thereof, when damages are  
14 sought for negligent or wrongful acts alleged to have been  
15 committed in the scope of their powers and duties as trustees.

16 Every retirement system established under Article 2, 14,

1 15, 16, or 18 of this Code may indemnify and protect the  
2 trustees against all damage claims and suits, including defense  
3 thereof, when damages are sought for negligent or wrongful acts  
4 alleged to have been committed in the scope of their powers and  
5 duties as trustees.

6 Every retirement system, pension fund, or other system or  
7 fund established under this Code may indemnify and protect the  
8 ~~trustees,~~ staff and consultants against all damage claims and  
9 suits, including defense thereof, when damages are sought for  
10 negligent or wrongful acts alleged to have been committed in  
11 the scope of employment or under the direction of the trustees.

12 However, the trustees, staff, and consultants shall not be  
13 indemnified for wilful misconduct and gross negligence.

14 Each board is authorized to insure against loss or  
15 liability of the trustees, staff, and consultants which may  
16 result from these damage claims. This insurance shall be  
17 carried in a company which is licensed to write such coverage  
18 in this State.

19 (Source: P.A. 80-1364.)

20 Section 99. Effective date. This Act takes effect upon  
21 becoming law."