



Rep. Angelo Saviano

Filed: 5/2/2011

09700SB0152ham001

LRB097 02684 RPM 54988 a

1 AMENDMENT TO SENATE BILL 152

2 AMENDMENT NO. \_\_\_\_\_. Amend Senate Bill 152 by replacing  
3 everything after the enacting clause with the following:

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

6 (215 ILCS 5/143.24d new)

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.

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

10 Section 99. Effective date. This Act takes effect January  
11 1, 2012."