

**WLC: 0054/1**

**ALTERNATIVE LANGUAGE REGARDING LIABILITY INSURANCE**

- 1           **1.** Replace the material on page 9, lines 7 to 13 with the following:
- 2           (3) (e) The commission maintains liability insurance that does all of the following:
- 3           1. Covers the commission and commission wardens for acts or omissions under sub.
- 4           (4).
- 5           2. Has a limit of coverage not less than [\$2,000,000] [\$\_\_\_\_\_] for any [claim]
- 6           [occurrence] [and \$\_\_\_\_\_ for any individual].
- 7           3. Provides that the insurer, in defending a claim against the policy, may not raise the
- 8           defense of sovereign immunity of the insured up to the limits of the policy.
- 9           **2.** Insert the following after page 9, line 19:
- 10          **(5)** Subsections (2) and (3) apply only if the commission has presented evidence to the
- 11          department of justice of the insurance under sub. (3) (e) and states in its submission to the
- 12          department of justice that, in defending a claim against the policy, the commission will not
- 13          raise the defense of sovereign immunity up to the limits of the policy. [Upon receipt of
- 14          evidence of insurance under sub. (3) (e) and receipt of the statement described in this
- 15          subsection, the department of justice shall notify the sheriff of each county in the ceded
- 16          territory and the chief of police of each municipality in the ceded territory that the commission
- 17          has met this criterion for performing the powers and duties described under subs. (2) and (3).]