

2013 AMENDMENT TO THE
SOUTHERN ILLINOIS COUNTIES INSURANCE TRUST
TRUST AGREEMENT
(the “2013 Amendment”)

WHEREAS, The Counties of Pulaski and Union, Illinois (each presently a “County”, “Grantor”, “Charter Member”, “Member” or “Participant”, as applicable), under the Southern Illinois Counties Insurance Trust Trust Agreement (including with respect to the continuation of the Trust Agreement dated as of April 1, 1989, and as supplemented and amended, including by this 2013 Amendment, collectively, the “Trust Agreement”, with respect to which undefined terms herein shall have the meanings therein) with the Trustees, established and continued the self-insurance Trust and Fund; and

WHEREAS, to provide supplemental funding for the Trust and Fund, The County of Pulaski, Illinois proposes to issue up to \$2,200,000 General Obligation Bonds, Series 2013 (the “Pulaski 2013 Bonds”), and the County of Union, Illinois proposes to issue up to (A) \$2,700,000 General Obligation Limited Bonds, Series 2013A; and (B) \$400,000 General Obligation Refunding Bonds, Series 2013B (Collectively, (A) and (B) are the “Union 2013 Bonds”)., with respect to which related provisions are required for the Trust Agreement and the Depositary Agreement.

NOW THEREFORE, THE COUNTIES OF PULASKI AND UNION, ILLINOIS AND THE TRUSTEES HEREBY AMEND AND SUPPLEMENT THE TRUST AGREEMENT, as follows:

Section 1. Amendments. Trust Agreement supplements and amendments shall be, as follows:

- (a) Section 1.6 shall be amended to read, as follows:
 - “1.6 “**Bonds**” shall mean self-insurance bonds issued by Charter Members or Members to pay and/or supplement Initial Contributions and/or Member Contributions.”

- (b) To Section 2.1 there shall be added at the end: “, subject to any restrictions or limitations under the Acts or other Applicable Law.”

- (c) The introduction phrase to Section 3.6 shall read, as follows: “The Trust, to the extent lawful, ...”

- (d) A new subsection 5.8 shall be added, as follows:
 - “5.8 All funds, accounts and subaccounts related to the Trust shall be identifiable and traceable to each Charter Member or Member, as applicable.”

(e) To Section 6.5 a new (C) is added, as follows:

“(C) The foregoing (A) and (B) shall apply to the extent not in violation of the Acts or other Applicable Law,”

(f) Section 10.1 and 10.2 are amended to read, as follows:

“10.1 As long as no Bonds are outstanding, the Trust may be terminated at any time upon the concurrence of two-thirds of all Members.”

“10.2 This Trust Agreement and the Trust shall be in effect for 12 years under 745 ILCS 10/9-107(b), unless early terminated or extended in accordance with applicable law, subject to a vote of the majority of the Trustees to extend the term of the Trust for such period as may then be authorized by law.”

(g) The introductory phrase to Section 10.4 shall be amended to read, as follows:

“10.4 If the Trust is dissolved, or otherwise terminated, to the extent in compliance with the Acts and other Applicable Law, and not otherwise...”

(h) There shall be an introductory paragraph to Section 11, as follows:

“This Section 11 is applicable and binding to the extent in compliance with the Acts and other Applicable Law, and not otherwise.”

(i) Section 12.3 is amended to read, as follows:

“12.3 All questions pertaining to the validity, construction and administration of this Trust shall be determined in accordance with the laws of the State of Illinois, including but not limited to that Acts and Applicable Law and, if applicable, the requirement of a prior appropriation and/or budget by Charter Members or Members as to financial obligations hereunder.”

Section 2. Effective. This 2013 Amendment shall be effective upon the last to occur of: (i) execution by The Counties of Pulaski and Union, Illinois; (ii) a majority of the Trustees; and (iii) the issuance of any Pulaski 2013 Bonds and/or any Union 2013 Bonds. The Trustees are authorized to make conforming modifications and revisions to the Depository Agreement.

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**SOUTHERN ILLINOIS COUNTIES
INSURANCE TRUST**

THE COUNTY OF PULASKI, ILLINOIS

Bobby Toler, Jr., Trustee/Chairman

By: _____
Monte Russell, Chairman

Attest:

Robert Moore, Trustee

(SEAL)

County Clerk
THE COUNTY OF UNION, ILLINOIS

By: _____
Don Denny, Chairman

Attest:

(SEAL)

Terry Bartoff
County Clerk

[This page may be executed in counterparts.]