

INSURANCE, DEFENSE AND INDEMNIFICATION POLICY

As a condition to entering into any transaction, the NADC shall require evidence that any attorney or law firm acting in the capacity of NADC Counsel or Bond Counsel, carries professional liability insurance coverage in amounts and relating to substantive areas satisfactory to the NADC in an amount of at least \$1 million.

NADC General Counsel will furnish the NADC documentation showing at least \$1 million in professional liability insurance. Bond Counsel will furnish the Agency documentation showing at least \$5 million in professional liability insurance.

The NADC provides a Public Officials Liability Insurance Policy with a 5,000,000 limit for each loss and aggregate for each policy year. The Policy covers all Board members and employees.

The policy covers all loss which the incurred shall be legally obligated to pay for any civil claim or claims first made against them because of a wrongful act. The Policy will reimburse the NADC for all loss for which the NADC shall be required by law to indemnify the insured for any civil claim or claims first made against them because of a wrongful act.

Pursuant to the Bylaws of the NADC, the NADC shall indemnify all members of the Board of the NADC and each officer and employees thereof, in the performance of their duties, and to the extent authorized by the Board, each other person authorized to act for the NADC or on its behalf, to the full extent to which indemnification is permitted under the General Municipal Law of the State of New York.