

AND INSTRUMENTS GOVERNING THE PLAN INSCFAR AS THESE DOCUMENTS AND INSTRUMENTS ARE CONSISTENT WITH THE PROVISIONS OF THIS SUBTITLE.

~~(B) NO FIDUCIARY MAY MAINTAIN THE INTEREST OF OWNERSHIP OF ANY ASSETS OF A PLAN OUTSIDE THE JURISDICTION OF THE DISTRICT COURTS OF THE UNITED STATES.~~

77 75.

(A) EXCEPT AS OTHERWISE PROVIDED IN SUBSECTION (C) ~~(3)~~ AND SUBJECT TO THE PROVISIONS OF SECTION 46 OF THIS ARTICLE, IN EXERCISING THE STANDARDS SET FORTH IN SECTION 76 74:

(1) EACH INDIVIDUAL TRUSTEE OF THE PLANS, IN HIS FIDUCIARY CAPACITY, SHALL USE REASONABLE CARE TO PREVENT A COTRUSTEE FROM COMMITTING A BREACH.

(2) TRUSTEES SHALL JOINTLY MANAGE AND CONTROL THE ASSETS OF A PLAN, EXCEPT THAT NOTHING IN THIS SECTION SHALL PRECLUDE ANY AGREEMENT ALLOCATING SPECIFIC RESPONSIBILITIES, OBLIGATIONS, OR DUTIES AMONG TRUSTEES, IN WHICH EVENT A TRUSTEE TO WHOM CERTAIN RESPONSIBILITIES, OBLIGATIONS, OR DUTIES HAVE NOT BEEN ALLOCATED SHALL NOT BE LIABLE BY REASON OF THIS SUBSECTION EITHER INDIVIDUALLY OR AS A TRUSTEE FOR ANY LOSS RESULTING TO THE PLAN ARISING FROM THE ACTS OR OMISSIONS ON THE PART OF ANOTHER TRUSTEE TO WHOM SUCH RESPONSIBILITIES, OBLIGATIONS, OR DUTIES HAVE BEEN ALLOCATED.

(B) FIDUCIARY RESPONSIBILITIES ~~(OTHER THAN TRUSTEE RESPONSIBILITIES)~~ MAY BE ALLOCATED BY THE TRUSTEES AMONG FIDUCIARIES, AND THE TRUSTEES MAY DESIGNATE PERSONS OTHER THAN THEMSELVES TO CARRY OUT FIDUCIARY RESPONSIBILITIES ~~(OTHER THAN TRUSTEE RESPONSIBILITIES)~~ UNDER A PLAN.

(C) IF ANY FIDUCIARY RESPONSIBILITY OF THE TRUSTEES IS ALLOCATED TO ANY PERSON, OR A PERSON IS DESIGNATED TO CARRY OUT THIS RESPONSIBILITY, THEN THE TRUSTEES SHALL NOT BE LIABLE FOR AN ACT OR OMISSION OF THE PERSON IN CARRYING OUT THE RESPONSIBILITY EXCEPT TO THE EXTENT THAT THE TRUSTEES NAMED FIDUCIARY VIOLATED SECTION 76 74(A) OF THIS SUBTITLE:

(1) WITH RESPECT TO THE ALLOCATION OR DESIGNATION DELEGATION;

(2) WITH RESPECT TO THE ESTABLISHMENT OR IMPLEMENTATION OF THE PROCEDURE FOR THE ALLOCATION OR DESIGNATION, OR DELEGATION; OR

(3) IN CONTINUING AND REVIEWING THE ALLOCATION, OR DESIGNATION DELEGATION.

~~(D) FOR PURPOSES OF THIS SECTION, THE TERM "TRUSTEE RESPONSIBILITY" MEANS THE RESPONSIBILITY TO~~