

CSAC EXCESS INSURANCE AUTHORITY

CLAIMS REVIEW COMMITTEE

FINAL AGENDA

CSAC Excess Insurance Authority
75 Iron Point Circle, Suite 200
Folsom, California 95630
916-850-7300

Friday, September 9, 2016
9:00 a.m.
Ninth Meeting – 2016

As to each agenda item, the Committee may take action and/or receive informational reports as appropriate.

ROLL CALL/INTRODUCTIONS

- 1.A. Establishment of Quorum/Introductions4

CONSIDERATION OF OFF AGENDA ITEMS

Pursuant to Government Code Section 54954.2(b), except as provided in this paragraph, no action or discussion shall be taken at a regular meeting on any item which does not appear on the posted Final Agenda. Pursuant to Government Code Section 54954.2 (b)(2) an item may be added to the Final Agenda after the Final Agenda has been posted upon a determination by a two-thirds vote of the Committee (or an unanimous vote if less than two-thirds of the Committee is present); the vote shall be on a motion stating that there is a need to take immediate action and that the need for action came to the attention of the Committee subsequent to the Final Agenda being posted. Any such motion shall be accompanied by distribution of a written statement on a form provided by the office of the Chief Executive Officer/Secretary of the Board, to be included in the record, stating the facts upon which it can be determined that the need to take action arose after the Final Agenda was posted. In addition, action may be taken on an item not on the posted Final Agenda under the circumstances stated in Government Code Section 54954.2 (b)(1) [emergency] and 54954.2 (b)(3) [continued regular meetings].

CONSENT AGENDA

The following Consent Agenda is expected to be routine and non-controversial. It will be acted upon by the Committee at one time without discussion. Any Committee member, staff member, or interested party may request that any item be removed from the Consent Agenda for later discussion.

- 2.A. Approval of Minutes, July 8, 20166
An action to approve the Minutes of the above meeting.
- 2.B. Approval of Minutes, August 18, 2016 11
An action to approve the Minutes of the above meeting.
- 2.C. Disclosure of Claims Settled with Committee or Staff Authority 14
An action to acknowledge receipt of settled claims with committee or staff authority.

GENERAL BUSINESS

- 3.A. Workers' Compensation Carve Out Programs – (Kathy)..... 26
An informational report regarding the Workers' Compensation Carve Out Programs.
- 3.B. Policy on Claims Allocation (Jen) 27
An action to approve the revised draft Policy on Claims Allocations to be sent out for review and comment.
- 3.C. Workers' Compensation Claims Audits (Suzanne)..... 32
Provide direction to staff regarding workers' compensation claims audits.
- 3.D. General Liability Claims Audits (Mike) 33
An informational report regarding liability claims audits.
- 3.E. EIA Liability Claims Audit (Mike) 34
An informational report regarding the EIA's liability claims audit.
- 3.F. Underwriting Committee Report (Mike) 35
An informational report regarding the actions taken by the Underwriting Committee.
- 3.G. Draft Defense Counsel Litigation Guidelines (Mike) 36
Provide direction to staff regarding Draft Defense Counsel Guidelines for use by members.

PUBLIC COMMENT

This portion of the agenda is reserved for members of the general public to address the Committee on any matter not on this agenda that is under the jurisdiction of the Committee.

FUTURE MEETINGS

The next regularly scheduled meeting will be held on Friday, October 21, 2016 at 9:00 a.m. via WebEx.

CLOSED SESSION

For the following claims items, those in attendance may include members of the Committee and their alternates, legal counsel, as well as authorized staff, which may include the CEO, COO, CCO, claims manager and the primary claims handler and their supervisor.

Pursuant to Government Code Section 54956.95, the Committee will hold a closed session to discuss the following claims:

Workers' Compensation – Request for Authority

- 4.A.1. Anderson v. CAPRI – 1/17/2003 (Lindsey C.) 3

4.A.2. Fernandez v. SDRMA (Monterey Reg. Waste Mgmt.) – 11/3/2005 (Lisa).....5
4.A.3. Hurren v. Lake Elsinore USD – 5/16/2006 (Nicole)8
4.A.4. Pearson v. Sonoma County – 5/1/1998 (Paul) 10
4.A.5. Singh-Dhalliwal v. Colusa County (Trindel) – 5/16/2006 (Lindsey C.) 12
4.A.6. Stevenson v. Madera County – 3/5/2010 (Lisa)..... 14

Workers’ Compensation – Request for Reimbursement

4.B.1. Carter v. Fresno County – 11/14/2007 (Paul)..... 17
4.B.2. Hall v. CSRM – 7/11/2011 (Pam) 19
4.B.3. Veron v. Santa Barbara County – 3/15/1998 (Nick) 21
4.B.4. Woodcock v. PASIS (Apple Valley Fire Protection) – 5/9/2005 (Lindsey C.)..... 22

ADJOURNMENT

Disability Access: All posted locations for this meeting are wheelchair accessible and disabled parking is available. If you are a person with a disability and you need disability-related modifications or accommodations to participate in this meeting, please contact Meeting Planner at (916) 850-7300 or (916) 850-7800 (fax). Requests for such modifications or accommodations must be made at least two full business days before the start of the meeting.