

CSAC EXCESS INSURANCE AUTHORITY

EXECUTIVE COMMITTEE

FINAL AGENDA

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

Thursday, September 1, 2016
10:30 a.m.
Seventh 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/Introductions9

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 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, June 2, 2016..... 11
An action to approve the Minutes of the above meeting.

2.B. Approval of Minutes, June 23, 2016 20
An action to approve the Minutes of the above meeting.

2.C. CSAC EIA Membership Applications 23
An action to approve the list of entities for membership in the EIA.

2.D. Disclosure of Underwriting Authority..... 24
An action to acknowledge receipt of the disclosure.

2.E.	Disclosure of Settled Claims.....	28
	<i>An action to acknowledge receipt of the disclosure.</i>	

COMMITTEE REPORTS

3.A.	Legislative Committee – 6/9/16, 8/11/16.....	31
3.B.	Claims Review Committee – 6/10/16, 7/8/16, 8/18/16.....	33
3.C.	EIAHealth Committee – 6/16/16, 8/31/16.....	37
3.D.	Property Committee – 6/17/16.....	40
3.E.	Underwriting Committee – 6/22/16.....	41
3.F.	General Liability 2 Committee – 6/22/16.....	42
3.G.	Medical Malpractice Committee – 6/23/16.....	44
3.H.	Employee Benefits Committee – 8/3/16.....	46
3.I.	Loss Prevention Committee – 8/11/16.....	47
3.J.	Primary Workers’ Compensation Committee – 8/24/16.....	49

INSURANCE PROGRAMS

Primary Workers’ Compensation Program

4.A.	State of the Program (Brian).....	50
	<i>An informational report regarding the state of the PWC Program.</i>	

Excess Workers’ Compensation Program

4.B.1.	State of the Program (Brian).....	53
	<i>An informational report regarding the state of the EWC Program.</i>	
4.B.2.	Tower Update (Mike F.).....	57
	<i>An informational report regarding actions taken by California regulators.</i>	

Primary General Liability Program

4.C.	State of the Program (Brian).....	60
	<i>An informational report regarding the state of the PGL Program.</i>	

General Liability 1 Program

- 4.D. State of the Program (Brian)..... 63
An informational report regarding the state of the GL1 Program.

General Liability 2 Program

- 4.E. State of the Program (Brian)..... 66
An informational report regarding the state of the GL2 Program.

Property Program

- 4.F. State of the Program (Brian)..... 69
An informational report regarding the state of the Property Program.

Medical Malpractice Program

- 4.G. 2016/17 Renewal Status and Premium Allocation (Alliant)..... 72
An informational report regarding the 2016/17 renewal of the Medical Malpractice Program.

EIAHealth Program

- 4.H. State of the Program (Sidney) 75
An informational report regarding the state of the EIAHealth Program.

Dental Program

- 4.I. State of the Program (Sidney) 77
An informational report regarding the state of the Dental Program.

Master Rolling Owner Controlled Insurance Program (MR OCIP)

- 4.J. New Member Application – Solano County (Alliant)
An action to approve Solano County as a new member to MR OCIP.

FINANCIAL MATTERS

- 5.A. Premium Billings Update (Vicki)..... 78
An informational report regarding the premium billings.

GENERAL BUSINESS

- 6.A. 2016 Public Entity Board Election Results (Kelli)..... 79
An action to certify the results of the election.

- 6.B. Committee Appointments (Kelli) 80
An action to make appointments to vacancies on various committees.

- 6.C. Public Entity Fees (Mike F.)..... 81
Provide direction regarding the possible elimination of public entity fees.
- 6.D. Board and Executive Committee Composition (Mike F.)..... 82
Provide direction on whether to consider amending the Board and Executive Committee composition.
- 6.E. Establishment of the EAGLE Awards Program (Rick) 84
An action to establish an EIA EAGLE Awards Program.
- 6.F. Risk Assessment Tool Surveys (Charles)..... 93
Provide direction to staff regarding the development of the surveys.
- 6.G. Staff Report (Mike)
Staff will report on matters of interest to the Committee.
- Staffing Update

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 **Thursday, October 6, 2016**, at **9:00 a.m.**, at the **Andaz Hotel**, to be held in conjunction with the October Board of Directors meeting in **San Diego**.

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 list of claims:

- 7.A. Report of Pending Workers' Compensation and General Liability Claims Over \$1M (see attached)

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 the 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.

EXECUTIVE COMMITTEE MEETING

September 1, 2016

Closed Session Claims

Workers' Compensation Claims – Pending

McKay v. ACCEL	Kleinheinz v. City of Daly City
Fanchier v. ACCEL	Beardsley v. City of El Cajon
Garcia v. ACCEL	Sota v. City of Escondido
Scott v. ACCEL	Martin v. City of Fremont
Adams/Clevenger v. ACCEL	Dern v. City of Fresno
Quick v. ACCEL	Martin (Elora) v. City of Garden Grove
McLaughlin v. ACCEL	Navas/Johnson v. City of Fremont
Hinshaw v. ACCEL	Vance v. City of Fresno
Moses v. ACCEL	Cassells v. City of Hayward
Nicasio v. ACCEL	Healy v. City of Oakland
West v. ACCEL	Cage v. City of Oakland
Baker/Butler v. ACCEL	White v. City of Oakland
Seaton v. ACCEL	The Oakland Officers v. City of Oakland
Hughes v. ACCEL	Ross v. City of Oakland
Corbett v. ACCEL	Ow v. City of Oakland
Gledhill v. Alameda County	Kitterle v. City of Rialto
Lozano v. Alameda County	Vu v. City of Richmond
Thomas v. Alameda County	Castro v. City of Santa Clara
Hilliard v. Alameda County	Sanchez v. City of Santa Clara
Smith-Franklin v. Alameda County	Johnson v. City of Simi Valley
Drayden v. Alameda County	Carney v. City of Simi Valley
Wright v. Alameda County	Hoensch v. City of South San Francisco
Royster v. BAHARMA	Segovia v. City of Stockton
Sanchez v. BICEP	Whitlock v. City of Stockton
Lopez-Perez v. BICEP	Carranco v. City of Stockton
Cuellar v. BICEP	Long v. City of Stockton
Overn v. BICEP	Howard v. City of Sunnyvale
Ahearn v. BICEP	Smith v. City of Torrance
Rosas v. BICEP	Burton/Desmond v. Contra Costa Co.
Garcia v. BICEP	Sancen-Vega v. Contra Costa County
Christopher v. Butte County	Chase v. Contra Costa County
Gassaway v. Butte County	Duvall v. Contra Costa County
Wilson v. Calaveras County	Hernandez-Bautista v. CSRSM
Bettencourt v. Campbell Union HSD	Blacketer v. CSRSM
Dickerson v. CAPRI	Peterson v. CSRSM
Kaiser v. City of Burlingame	Aguayo v. CSRSM
Anglin v. City of Chula Vista	Petersen v. El Dorado County
Hunley v. City of Concord	Van De Pol v. Elk Grove USD
Phipps v. City of Concord	Larssen v. Fresno County
Sanderson v. City of Corona	Micek v. Fresno County
Porter v. City of Corona	Jensen v. Fresno County
Portuguiz v. City of Daly City	OBrien v. Fresno County

EXECUTIVE COMMITTEE MEETING

September 1, 2016

Closed Session Claims

Cavin v. Fresno County
Carter v. Fresno County
Phillips v. Fresno County
Fresno Gasline Explosion v. Fresno Co.
Carrick v. GSRMA
Sanchez v. ICRMA
Estrada v. ICRMA
Vela v. Imperial County
Luna v. Imperial County
Bohl v. Kern County
Chase v. Kern County
VanDenBerg/Murillo v. Kings County
Muskrat v. Kings County
White v. Kings County
Tufts v. Lake County
Bergstrom v. Lake County
Nelson v. LAWCX
Ginsburg v. Madera County
Stevenson v. Madera County
Martin/Lando v. Marin County
Molina v. Marin County
Pierce v. Merced County
Barclay v. Monterey County
Perez v. Monterey County
Morrow v. Monterey County
Cryder v. Monterey County
Lumpkin v. Monterey County
Duenas v. Monterey County
Larsen v. Mt. Diablo USD
Lasater v. Municipal Pooling Authority
Vincent v. Municipal Pooling Authority
Jaquith v. Municipal Pooling Authority
Bennett v. Napa County
Bailey v. NCCSIF
P. (minor) v. NCSDIA
Edwards, et al. v. Nevada County
Kuhl v. Orange County Fire Authority
Davis/Malloy v. PASIS - San Bernardino
Woodcock Jr v. PASIS - San Bernardino
Strikwerda v. PASIS - San Diego
Linville v. PASIS - San Diego
Harper v. Placer County
Elorza v. Plumas County
Randall v. Plumas County
Nickell v. Riverside County
Lewis v. Riverside County
Foote v. Riverside County
Ogden v. Sacramento County
Eichman v. Sacramento County
Soares v. Sacramento County
Hammel v. Sacramento County
Acosta v. Sacramento County
Sekany v. Sacramento County
Wise v. Sacramento Co. Contracts
Thierry v. San Bernardino County
Annear v. San Bernardino County
Pruitt v. San Bernardino County
Archev v. San Bernardino County
SB Shooting 1 v. San Bernardino Co.
Christensen v. San Diego County
Perez/Johnson v. San Diego County
Pero v. San Diego County
Budziak v. San Diego County
Huse v. San Diego County
Miner v. San Joaquin County
Hutchings-Hempstead v. S. Joaquin Co.
Prasad v. San Joaquin County
Spangle v. San Joaquin County
Conner v. San Luis Obispo County
Addy v. San Luis Obispo County
Hebrard v. San Luis Obispo County
Silbert v. San Luis Obispo County
Ludford-Orum v. San Luis Obispo Co.
Wasley v. San Luis Obispo County
Calora v. San Luis Obispo County
Gamlowski v. Santa Barbara County
Torres v. Santa Barbara County
Read Sr. v. Santa Barbara County
Bainer v. Santa Barbara County
Fondern v. Santa Barbara County
Shellhart v. Santa Barbara County
Baker v. Santa Barbara County
Manzer v. Santa Barbara County
Stetson v. Santa Barbara County
McSkimming v. Santa Barbara County
Carpenter v. Santa Barbara County
Benderas v. Santa Clara County
Vandenberg v. Santa Clara County
Alongi v. Santa Clara County
Herfindahl v. Santa Cruz County

EXECUTIVE COMMITTEE MEETING

September 1, 2016

Closed Session Claims

Deering v. Santa Cruz County	Levin v. Sonoma County
Kester v. Santa Cruz County	Pearson v. Sonoma County
Scofield v. Santa Cruz County	Anderson v. Stanislaus County
Fino v. SDRMA	Brooks v. Stanislaus County
Fernandez v. SDRMA	Millheim v. Stanislaus County
Kim v. SDRMA	Hess v. Sutter County
Walker v. SDRMA	Short v. Sutter County
McCafferty v. SDRMA	Baldrige v. Sutter County
Myers v. SDRMA	Winn v. Trinity County
Waite, Jr. v. SDRMA	Stewart v. Trinity County
Krein v. SDRMA	Hinds/Gregory v. Tulare County
Van Laak v. Shasta County	Rodriguez/Hernandez, et al. v Tulare Co
Carroll v. Shasta County	Milton v. Tulare County
Fraley v. Siskiyou County	Howell v. Tulare County
Pizarro-Mack v. SLIM	Ballantyne/Chavez v. Tulare County
Gonzales v. SLIM	Daly v. Tuolumne County
Anderson v. Solano County	Rogers v. Tuolumne County
Bryon v. Solano County	Peterson v. Tuolumne County
Tedesco-Brady v. Solano County	D'Hondt v. Tuolumne County
Smith v. Sonoma County	Lucio v. West San Gabriel WC JPA
Blinn v. Sonoma County	Herman v. West San Gabriel WC JPA
Wright v. Sonoma County	
Eagan v. Sonoma County	

General Liability 1 Claims – Pending

Alvarez v. Anaheim Union HSD	Pinheiro v. Fresno County
Medina v. Anaheim Union HSD	Yardley v. Imperial County
Devlin v. Butte County	Craig v. Irvine Ranch Water District
Arriaga-Rodriguez v. Butte County	Garcia (minors) v. PARSAC
Sears v. Butte County	McGowen/Camacho Estate v. PARSAC
Hrdlicka v. Butte County	Brenneise v. San Diego USD
Orozco, et al. v. Campbell Union HSD	Sholes v. Solano County
PG&E v. Fresno County	Swindell v. Sonoma County
Marshall v. Fresno County	Lopez (minor) v. Sonoma County
Hudson v. Fresno County	H. (minor) v. Torrance USD
Rincon v. Fresno County	

EXECUTIVE COMMITTEE MEETING

September 1, 2016

Closed Session Claims

General Liability 2 Claims – Pending

Petrov v. Alameda County	Lapaglia v. Riverside County
Lewis (minor) v. City of Oakland	Blanco v. Riverside County
Vinolo v. City of San Diego	Soriano v. Riverside County
Haytasingh v. City of San Diego	Vivas v. Riverside County
Brown, Jr. v. City of San Diego	Schmuck v. Riverside County
Aavang v. City of San Diego	Lizardl v. Riverside County
Bartoni v. City of San Diego	Batten v. Riverside County
Abbe v. City of San Diego	Sengul v. Riverside County
Aglio v. City of San Diego	Martin v. San Joaquin County
Campbell et al. v. City of San Diego	PG&E, et al. v. San Joaquin County
Lopez v. City of San Diego	Song v. Santa Clara County
McCormack-Jackson v City of San Diego	Golin, et al. v. Santa Clara County
Toepppe v. City of San Diego	Doe v. Santa Clara County
Ontiveros v. Contra Costa County	Tyree v. Santa Clara County
Cardenas v. Contra Costa County	Hanson v. San Bernardino Departments
Horton v. Exclusive Risk Mgmt Authority	Romero v. Santa Clara County
Huynh v. Exclusive Risk Mgmt Authority	Campbell v. Santa Cruz County
Kaelin et al. v. Riverside County	Cuevas v. Tulare County
Anderson v. Riverside County	Fox v. Tulare County
Nieto v. Riverside County	Moreno, A. v. Tulare County
Hakimbachi v. Riverside County	Moreno, R. v. Tulare Co