



# County Counsel Risk Management

## COUNTY OF TULARE AGENDA ITEM

### BOARD OF SUPERVISORS

ALLEN ISHIDA  
District One

PETE VANDER POEL  
District Two

PHILLIP A. COX  
District Three

J. STEVEN WORTHLEY  
District Four

MIKE ENNIS  
District Five

**AGENDA**  
**DATE:**

December 11, 2012-REVISED

Public Hearing Required	Yes	<input type="checkbox"/>	N/A	<input checked="" type="checkbox"/>
Scheduled Public Hearing w/Clerk	Yes	<input type="checkbox"/>	N/A	<input checked="" type="checkbox"/>
Published Notice Required	Yes	<input type="checkbox"/>	N/A	<input checked="" type="checkbox"/>
Advertised Published Notice	Yes	<input type="checkbox"/>	N/A	<input checked="" type="checkbox"/>
Meet & Confer Required	Yes	<input type="checkbox"/>	N/A	<input checked="" type="checkbox"/>
Electronic file(s) has been sent	Yes	<input checked="" type="checkbox"/>	N/A	<input type="checkbox"/>
Budget Transfer (Aud 308) attached	Yes	<input type="checkbox"/>	N/A	<input checked="" type="checkbox"/>
Personnel Resolution attached	Yes	<input type="checkbox"/>	N/A	<input checked="" type="checkbox"/>
Agreements are attached and signature line for Chairman is marked with tab(s)/flag(s)	Yes	<input checked="" type="checkbox"/>	N/A	<input type="checkbox"/>

CONTACT PERSON: Robyn H. Henry    PHONE: 559 623-0290

**SUBJECT:**            Medical Malpractice Program Extended Participation Agreement

**REQUEST(S):**

That the Board of Supervisors:

1. Approve an agreement with California State Association of Counties-Excess Insurance Authority to extend the County's participation in the Medical Malpractice Insurance Program, retroactive to 10/1/2012 through 10/1/2014. The agreement is retroactive due to the timing of the receipt of the request from CSAC-EIA.
2. Find that the Board had authority to enter into the proposed agreement as of October 1, 2012, and that it was in the County's best interest to enter into the agreement on that date.
3. Authorize the Chairman to sign the agreement.

**SUMMARY:**

The County of Tulare participates in the Medical Malpractice Insurance Program through California State Association of Counties-Excess Insurance Authority (CSAC-EIA). The Medical Malpractice program provides members with coverage for medical professional services and limited general liability exposures at County health care facilities.

The current program was due to expire on October 1, 2012. As part of the yearly

**SUBJECT:** Medical Malpractice Program Extended Participation Agreement

**DATE:** December 11, 2012

renewal CSAC-EIA negotiated a two year extension of the current program in exchange for a reduction in premium. The agreement is contingent upon a minimum level of participation by other members of the program sufficient to comprise 75% of the total program premium.

Your approval of this agreement will result in a reduction in premium for the County in the amount of \$3,433. If member participation in the extended agreement is not sufficient, the agreement will revert to a one year renewal with no reduction in premium.

The Medical Malpractice Program is cost effective and the coverage is appropriate to insure the medical liability exposures of the County. Risk Management recommends your Board execute the Medical Malpractice Extended Participation Agreement in order to achieve the cost savings.

**FISCAL IMPACT/FINANCING:**

If approved, the County will receive a credit of approximately \$3,433 for the two year period.

**LINKAGE TO THE COUNTY OF TULARE STRATEGIC BUSINESS PLAN:**

Strategic Initiative 4.2

1. Organizational Performance – Continuously improve organizational effectiveness and fiscal stability.
2. Provide for the stability of County operations through periods of economic fluctuations, changing priorities and service demands.

**ADMINISTRATIVE SIGN-OFF:**

---

Robyn H. Henry  
Risk Manager

Cc: Auditor-Controller  
County Counsel  
County Administrative Office (2)

Attachment(s) Medical Malpractice Program Extended Participation Agreement

**BEFORE THE BOARD OF SUPERVISORS  
COUNTY OF TULARE, STATE OF CALIFORNIA**

IN THE MATTER OF Medical Malpractice )  
Program Extended Participation Agreement ) **Resolution No.** \_\_\_\_\_  
 ) **Agreement No.** \_\_\_\_\_  
 )

UPON MOTION OF SUPERVISOR \_\_\_\_\_, SECONDED BY  
SUPERVISOR \_\_\_\_\_, THE FOLLOWING WAS ADOPTED BY THE  
BOARD OF SUPERVISORS, AT AN OFFICIAL MEETING HELD \_\_\_\_\_  
\_\_\_\_\_, BY THE FOLLOWING VOTE:

AYES:  
NOES:  
ABSTAIN:  
ABSENT:

ATTEST: JEAN M. ROUSSEAU  
COUNTY ADMINISTRATIVE OFFICER/  
CLERK, BOARD OF SUPERVISORS

BY: \_\_\_\_\_  
Deputy Clerk

\* \* \* \* \*

1. Approved an agreement with California State Association of Counties-Excess Insurance Authority to extend the County's participation in the Medical Malpractice Insurance Program for the period of 10/1/2012 to 10/1/2014. The agreement is retroactive due to the timing of the receipt of the request from CSAC-EIA.
2. Found that the Board had authority to enter into the proposed agreement as of October 1, 2012, and that it was in the County's best interest to enter into the agreement on that date.
3. Authorized the Chairman to sign the agreement.