

# Workers' Compensation Program Committee Meeting



YOUR BEST PROTECTION

JPIA Executive Conference Room  
2100 Professional Drive  
Roseville, CA 95661

Monday  
March 20, 2017  
3:00 PM

Chairman: W.D. "Bill" Knutson, Yuima Municipal Water District  
Vice-chair: David Drake, Rincon del Diablo Municipal Water District  
Scott Alcantara, South Feather Water & Power Agency  
Dennis Erdman, South Coast Water District  
Rick Gilmore, Byron-Bethany Irrigation District  
Traci Hart, Soquel Creek Water District  
Robert Kunde, Wheeler Ridge-Maricopa Water Storage District  
Wayne Nygaard, Palm Ranch Irrigation District  
Neil Schild, Sacramento Suburban Water District





## WORKERS' COMPENSATION PROGRAM COMMITTEE MEETING

### AGENDA

JPIA Executive Conference Room  
2100 Professional Drive, Roseville, CA 95661  
(800) 231-5742 - [WWW.ACWAJPIA.COM](http://WWW.ACWAJPIA.COM)

**Monday, March 20, 2017, 3:00 PM**

**WebEx call-in: (855) 749-4750; Access code: 800 223 673; Password: 1234**

This meeting shall consist of a simultaneous WebEx teleconference call at the ACWA Joint Powers Insurance Authority, 2100 Professional Drive, Roseville, CA 95661 and the following remote sites:

- Hart, 5180 Soquel Drive, Soquel, CA
- Schild, 10970 East Southwind Lane, Scottsdale, AZ

### **WELCOME**

### **CALL TO ORDER AND ANNOUNCEMENT OF QUORUM**

**ANNOUNCEMENT RECORDING OF MEETING** This meeting may be recorded to assist in preparation of minutes. Recordings will only be kept 30 days following the meeting, as mandated by the California Brown Act.

### **EVACUATION PROCEDURES**

**PUBLIC COMMENT** Members of the public will be allowed to address the Workers' Compensation Program Committee on any agenda item prior to the Committee's decision on the item. They will also be allowed to comment on any issues that they wish which may or may not be on the agenda. If anyone present wishes to be heard, please let the Chairman know.

### **INTRODUCTIONS**

### **ADDITIONS TO OR DELETIONS FROM THE AGENDA**

Presenter

Page#

#### **I. CONSENT AGENDA**

Knutson \* A. Approve the minutes of the meeting of March 29, 2016.

**1**

Knutson B. Report on meetings attended on behalf of the JPIA.



<u>Presenter</u>		<u>Page#</u>
Thesing	* C. Membership Report.	6
<b>II. <u>LOSS REPORTS</u></b>		
Sells	* A. Reported losses per \$1 million of payroll.	8
Sells	* B. Claims per \$1 million of payroll.	10
<b>III. <u>NEW BUSINESS</u></b>		
Thesing	* A. Review and take action on proposed changes to the Memorandum of Workers' Compensation Coverage.	27
Thesing	* B. Review and take action on Workers' Compensation Excess Insurance Renewal Proposal.	42
deBernardi	* C. Review and take action on July 1, 2017 renewal pricing.	56
Tucker	* D. Overview of the Workers' Compensation Program.	65
<b>IV. <u>UPCOMING MEETING</u></b>		
Knutson	* A. There are no additional meetings scheduled for the remainder of the year.	67

## **ADJOURN**

\*Related items enclosed.

***Americans With Disabilities Act*** – The JPIA conforms to the protections and prohibitions contained in Section 202 of the Americans with Disabilities Act of 1990 and the Federal Rules and Regulations adopted in implementation thereof. A request for disability-related modification or accommodation, in order to participate in a public meeting of the JPIA, shall be made to: Suzanne Wallace, Administrative Assistant II, ACWA JPIA, PO Box 619082, Roseville, CA 95661-9082; telephone (916) 786-5742. The JPIA's normal business hours are Monday – Friday, 7:30 a.m. to 4:30 p.m. (Government Code Section 54954.2, subdivision. (a)(1).)

*Written materials relating to an item on this Agenda that are distributed to the JPIA's Workers' Compensation Program Committee within 72 hours before it is to consider the item at its regularly scheduled meeting will be made available for public inspection at ACWA JPIA, 2100 Professional Drive, Roseville, CA 95661-3700; telephone (916) 786-5742. The JPIA's normal business hours are Monday – Friday, 7:30 a.m. to 4:30 p.m.*





ASSOCIATION OF CALIFORNIA WATER AGENCIES  
**JOINT POWERS**  
 INSURANCE AUTHORITY

*Unapproved Minutes*

## **WORKERS' COMPENSATION PROGRAM COMMITTEE MEETING March 29, 2016**

ACWA JOINT POWERS INSURANCE AUTHORITY  
 Executive Conference Room  
 2100 Professional Drive, Roseville, CA 95661  
 (800) 231-5742

This meeting consisted of a simultaneous WebEx teleconference call at the ACWA Joint Powers Insurance Authority, 2100 Professional Drive, Roseville, CA 95661 and the following remote sites:

- Hart – 5180 Soquel Drive, Soquel
- Kunde – 12109 Highway 166, Bakersfield

### **MEMBERS PRESENT**

Chairman: W.D. "Bill" Knutson, Yuima Municipal Water District  
Vice-chair: David Drake, Rincon del Diablo Municipal Water District  
 Scott Alcantara, South Feather Water & Power Agency  
 Dennis Erdman, South Coast Water District  
 Rick Gilmore, Byron-Bethany Irrigation District  
 Traci Hart, Soquel Creek Water District (WebEx)  
 Robert Kunde, Wheeler Ridge-Maricopa Water Storage District (WebEx)  
 Wayne Nygaard, Palm Ranch Irrigation District  
 Neil Schild, Sacramento Suburban Water District

### **MEMBERS ABSENT**

None

### **STAFF PRESENT**

Chief Executive Officer/Secretary: Walter "Andy" Sells  
 Ginny Bolan, Administrative Assistant II (Recording Secretary)  
 David deBernardi, Director of Finance  
 Robin Flint, Senior Risk Management Consultant  
 Robert Greenfield, Counsel to Casualty Operations  
 John Haaf, Risk Management Manager  
 Debbie Kyburz, Member Services Representative II  
 Jennifer Nogosek, Liability & Property Claims Manager  
 Patricia Slaven, Training Manager  
 Nancy Stangel, Director of Administration  
 Dianna Sutton, Finance Manager



Karen Thesing, Director of Insurance Services  
 Nidia Watkins, Member Services Representative II  
 Chuck Wagenseller, Cost Estimator/Risk Management Consultant  
 Bobbette Wells, Executive Assistant to the CEO

### ***OTHERS IN ATTENDANCE***

---

Tom Cuquet, South Sutter Water District  
 William S. "Billy" Deeb, Aon Risk Insurance Services, JPIA Broker  
 E.G. "Jerry" Gladbach, Castaic Lake Water Agency  
 Brent Hastey, ACWA Vice President  
 David Hodgins, Scotts Valley Water District  
 Melody McDonald, San Bernardino Valley Water Conservation District  
 Charles Muse, Helix Water District  
 J. Bruce Rupp, Humboldt Bay Municipal Water District  
 Alex Tokar, Aon Risk Solutions, JPIA Broker

### ***WELCOME***

---

Chairman Knutson welcomed everyone in attendance.

### ***CALL TO ORDER AND ANNOUNCEMENT OF QUORUM***

---

Chairman Knutson called the meeting to order at 3:00 p.m. He announced that there was a quorum.

### ***ANNOUNCEMENT RECORDING OF MEETING***

---

Chairman Knutson noted that the meeting was being recorded to assist in preparation of the minutes. Recordings are only kept 30 days following the meeting, as mandated by the California Brown Act.

### ***EVACUATION PROCEDURES***

---

The building evacuation procedures were briefly reviewed.

### ***PUBLIC COMMENT***

---

Chairman Knutson noted that, as the agenda stated, members of the public would be allowed to address the Workers' Compensation Committee on any agenda item prior to the Committee's decision on that item. Comments on any issues on the agenda, or not on the agenda, were also welcomed. No comments were brought forward.

### ***INTRODUCTION OF GUESTS***

---

Chairman Knutson requested that the Committee members and JPIA staff in attendance introduce themselves. He also welcomed the new committee member, Dennis Erdman.

### ***ADDITIONS TO OR DELETIONS FROM THE AGENDA***

---

No additions or deletions were noted.

### ***APPROVAL OF MINUTES***

---

Chairman Knutson called for approval of the minutes of March 30, 2015.



M/S/C (Nygaard/Drake) (Alcantara-yes; Erdman-yes; Gilmore – yes; Hart-yes; Kunde-yes; Nygaard-yes; Schild-yes; Drake-yes; Knutson-yes): That the Workers' Compensation Program Committee approve the minutes of the March 30, 2015 meeting.

---

### **REPORT ON MEETINGS ATTENDED ON BEHALF OF THE JPIA**

---

None reported.

### **MEMBERSHIP**

---

#### New members approved or under consideration

Ms. Kyberz advised that four agencies joined the Workers' Compensation Program this past year. Currently we have 179 members for an estimated annual payroll of \$464,691,608. Two more districts are being considered by the Executive Committee on March 30, 2016.

#### Intent to withdraw

Ms. Kyberz reported there are no pending intents to withdraw.

### **LOSS REPORTS**

---

#### Reported losses per \$1 million of payroll

Mr. Sells noted that the graph illustrates the stability of this program over the last three program years. The self-insured retention remains at \$2 million.

#### Claims per \$1 million of payroll

Mr. Sells advised that this graph also shows the stability of the program for the past three program years. The number of claims has declined since the 2008-09 program year. Chairman Knutson stated that effective training contributes to this trend.

### **NEW BUSINESS**

---

#### Workers' Compensation excess insurance renewal proposal

Mr. Deeb advised that there are few companies that market workers' compensation policies to municipalities. The handout provided details the Arch proposal. A recent audit performed by Arch showed four claims that they felt may require additional reserves. The quote provided represents a slight increase from the current program year. A portion of the increase (1.5%) reflects the increase in payroll.

M/S/C (Gilmore/Schild) (Alcantara-yes; Erdman-yes; Gilmore-yes; Hart-yes; Kunde-yes; Nygaard-yes; Schild-yes; Drake-yes; Knutson-yes): That the Workers' Compensation Program Committee recommend to the Executive Committee an excess rate of \$.0932 per \$100 of payroll for the 7/1/2016-17 policy year.



#### July 1, 2015 renewal program

Mr. deBernardi reviewed the various components of the budget that contribute to the renewal pricing. Three options were presented; no price change, 10% rate decrease, and 15% rate decrease. There haven't been any rate changes in this program since policy year 2007-08.

M/S/C (Gilmore/Nygaard) (Alcantara-yes; Erdman-yes; Gilmore-yes; Hart-yes; Kunde-yes; Nygaard-yes; Schild-yes; Drake-yes; Knutson-yes): That the Workers' Compensation Program Committee recommend to the Executive Committee that funding for the 7/1/2016-17 policy year be with a 10% reduction in rates.

#### Memorandum of Coverage - Alternative Dispute Resolution

The addition of the Alternative Dispute Resolution (ADR) to the Memorandum of Coverage (MOC) was at the request of the California Association of Joint Powers Authority (CAJPA). They approved the JPIA's application of accreditation with excellence after reviewing this proposed language.

M/S/C (Gilmore/Schild) (Alcantara-yes; Erdman-yes; Gilmore-yes; Hart-yes; Kunde-no; Nygaard-yes; Schild-yes; Drake-yes; Knutson-yes): That the Workers' Compensation Program Committee recommend to the Executive Committee approval of the proposed changes to the Memorandum of Coverage.

#### Overview of the Workers' Compensation Program

Ms. Tucker explained the six graphs she provided which illustrate that policy year 2015-16 is on pace to have a slight reduction in claims frequency over the last policy year. The most frequent cause of injury is strains, lifting, pushing and pulling. The most frequent body part injured is wrist, hands, and fingers. The most frequent nature of injury is sprains and strains. Another graph showed the number of bills submitted to our bill review service for calendar year 2015. The final graph showed that charges submitted for bill review totaling \$4,449,245 were reduced to \$3,029,100. The cost for that service was \$124,808.

Ms. Tucker advised that AB 1124 requires that a drug formulary be implemented by July 1, 2017. This could result in a reduction of \$120 million to \$420 million of the \$1 billion spent annually on prescription medications in California. Specific details are yet to be determined.

Ms. Tucker advised that there are changes coming regarding fees for interpreters. A fee schedule is under development.

Ms. Tucker advised SB 305 would end apportionment based on gender.

Another bill being considered is SB 2407 which would add yoga to the list of possible treatment for back injuries.



The final topic presented by Ms. Tucker is Medicare Set Asides (MSA). In the past, claims were settled by Compromise & Release (C&R) with a cash payout with the intent that it would cover future medical costs. Often a claimant would use the money for non-medical purchases then look to Medicare for treatment costs related to the workers' compensation injury. Medicare decided to put an end to that. Currently if a claimant receives a settlement of \$25,000 or more, and is a Medicare recipient or will be in a few years, the claim must be sent to Medicare. They will then advise what that settlement figure should be. Medicare doesn't look at any reductions for medical bills, they look at full value of the treatment. The result is that these MSA's are coming in so high that we can't settle the claim. One example is a claim in which we have paid \$477,000 in medical costs and the MSA came in at \$1.3 million (not including permanent disability). One strategy would be to settle the permanent disability but keep the medical open until the claimant is treating less, then try to settle the claim.

#### **UPCOMING MEETING(S)**

---

No meetings are schedule for the remainder of this year.

The Workers' Compensation Program Committee meeting adjourned at 4:50 p.m.



**ACWA JPIA**  
**Membership Report**  
**March 20, 2017**

**BACKGROUND**

At each Workers' Compensation Program Committee meeting a list of new and potential members is provided in order to review the membership progress.

**CURRENT SITUATION**

Six agencies joined the Workers' Compensation Program during the 2016-17 coverage year.

There are no pending intents to withdraw for the July 1, 2017 renewal.

Current Program Membership Status as of February 15, 2017:

Total number of program members:	183
Total number of employees covered:	6,557
Total estimated annual payroll:	\$484,990,293

**RECOMMENDATION**

None, informational only.



New Members	Payroll/ Employees	Status	Type of Agency
San Andreas Sanitary District	\$342,584/ 7	Joined 4/1/16	San Andreas Sanitary District (SASD) provides wastewater collection, treatment and disposal services for the unincorporated community of San Andreas and neighboring areas.
Florin Resources Conservation District/ Elk Grove Water District	\$2,201,629/ 29	Joined 7/1/16	California Resource Conservation District – formed for soil conservation and in 1999 purchased Elk Grove Water Works, now operating as Elk Grove Water District.
Forestville Water District	\$454,191/ 6	Joined 7/1/2016	The Forestville Water District (FWD) provides potable water to 865 metered customers in the community of Forestville, California, ten miles west of Santa Rosa.
Water Employee Services Authority	\$14,213,058/ 164	Joined 7/1/16	WESA was established as a joint powers authority between the Elsinore Valley Municipal Water District and Meeks and Daley Mutual Water Company in western Riverside County, California. The purpose of WESA is to provide professional water and wastewater service to both agencies.
Main San Gabriel Basin Watermaster	\$873,216/ 8	Approved by Exco and expected to join 7/1/17	The Main San Gabriel Basin Watermaster is charged with administering adjudicated water rights, along with management and protection of groundwater resources within the watershed and groundwater basin known as the Main San Gabriel Groundwater Basin in Los Angeles County.
Sonoma Mountain County Water District	\$30,800/ 2, plus 5 member board	Approved by Exco and expected to join 7/1/17	Sonoma Mountain County Water District was formed in 1963, and services 55 homes within its boundaries.



**ACWA JPIA**  
**Reported Losses Per \$1 Million of Payroll**  
**March 20, 2017**

**BACKGROUND**

The graph represents the value of reported losses per \$1 million of payroll.

**CURRENT SITUATION**

The JPIA has seen a favorable trend which suggests that the pool is making significant progress. The loss values moved slightly upward for the policy year of 2008-2009 as economic conditions deteriorated. Currently, loss values appear to be stable.

Legislative changes, such as SB899, which was passed in 2004, are showing positive results statewide. The predicted benefits of SB863, which was passed in 2012, have yet to manifest itself and given the long term nature of workers' compensation claims, it may take some additional time to measure the results. The drought may also be impacting claims as the number of member projects and the reduced growth in field personnel may be leading to fewer claims.

Beginning in 2006, the JPIA reduced the rates charged to members by more than 50 percent. For policy period 2016-17, rates were reduced by 10%, as losses and rates in the industry, as a whole, increased.

**RECOMMENDATION**

None, informational only.

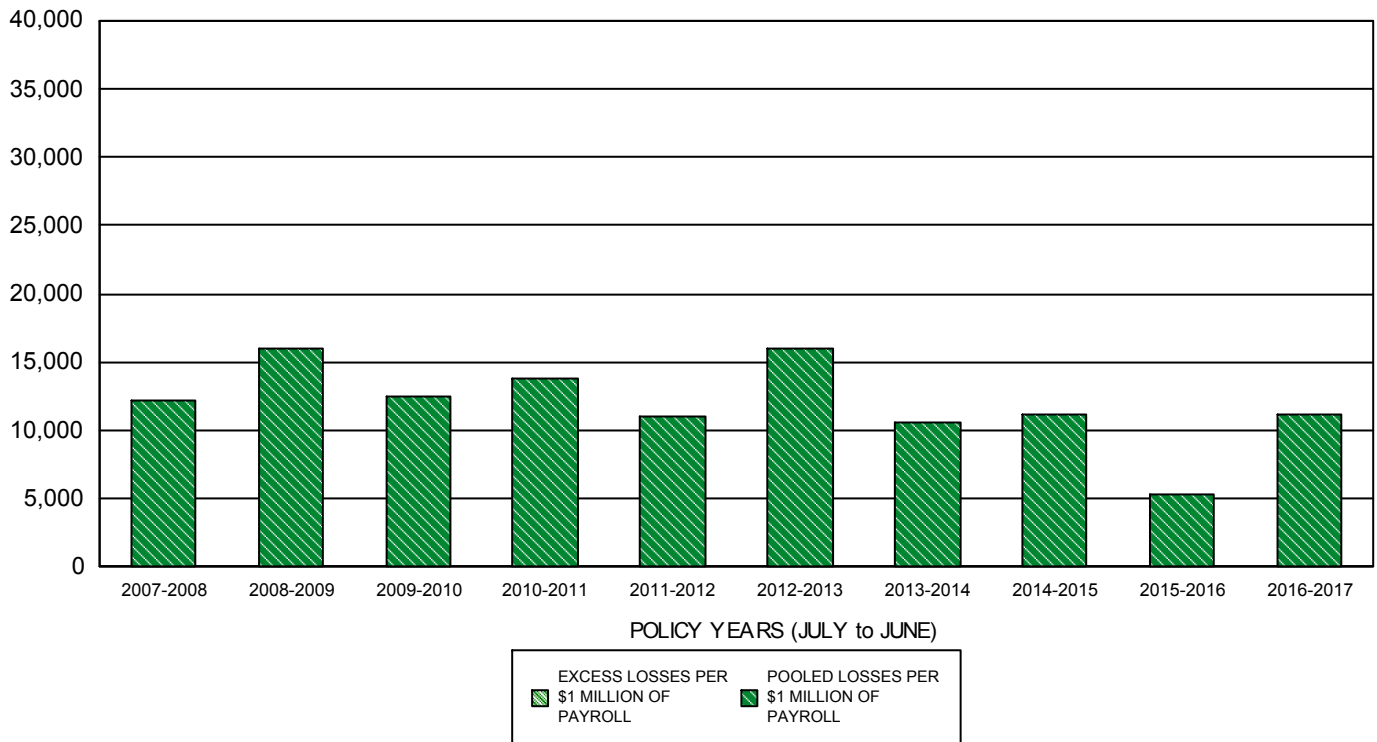


# ACWA JPIA - WORKERS' COMPENSATION PROGRAM

## REPORTED LOSSES PER \$1 MILLION OF PAYROLL REPORT

### FOR MONTH ENDING 2/28/2017

9



<u>PROGRAM YEAR (7/1)</u>	<u># OF MEMBERS</u>	<u>SELF INSURED RETENTION</u>	<u>POOLED LOSSES</u>	<u>EXCESS LOSSES</u>	<u>TOTAL LOSSES</u>	<u>ACTUAL PAYROLL</u>	<u>EXCESS LOSSES PER \$1 MILLION OF PAYROLL</u>	<u>TOTAL LOSSES PER \$1 MILLION OF PAYROLL</u>
2002-2003	127	650,000	3,988,751	0	3,988,751	241,916,942	0	16,488
2003-2004	148	2,000,000	3,691,575	0	3,691,575	293,598,986	0	12,574
2004-2005	152	2,000,000	3,232,085	0	3,232,085	313,397,689	0	10,313
2005-2006	152	2,000,000	2,878,897	0	2,878,897	323,787,008	0	8,891
2006-2007	152	2,000,000	2,091,292	0	2,091,292	334,631,058	0	6,250
2007-2008	152	2,000,000	4,678,803	0	4,678,803	383,018,244	0	12,216
2008-2009	151	2,000,000	6,067,702	0	6,067,702	378,180,537	0	16,044
2009-2010	154	2,000,000	4,856,977	0	4,856,977	387,355,399	0	12,539
2010-2011	161	2,000,000	5,483,115	0	5,483,115	397,385,704	0	13,798
2011-2012	165	2,000,000	4,524,715	0	4,524,715	407,655,190	0	11,099
2012-2013	171	2,000,000	6,859,153	0	6,859,153	428,168,461	0	16,020
2013-2014	177	2,000,000	4,720,915	0	4,720,915	445,374,309	0	10,600
2014-2015	175	2,000,000	5,090,125	0	5,090,125	453,070,613	0	11,235
2015-2016	180	2,000,000	2,491,430	0	2,491,430	471,721,330	0	5,282
2016-2017	183	2,000,000	1,844,498	0	1,844,498	247,395,551	0	11,183

- Latest Policy Year's 'Losses' include partial activity.

- Latest Policy Year's 'Losses Per \$1 Million of Payroll' have been annualized using 8 months data.



**ACWA JPIA**  
**Claims Per \$1 Million Of Payroll**  
**March 20, 2017**

**BACKGROUND**

The graph represents the number of claims reported each policy period per \$1 million of payrolls.

**CURRENT SITUATION**

Since 1994, the pool has made steady progress in reducing the number of claims reported per policy period. There is a slight increase in the number of claims reported for the 2008-2009 policy period that may be explained by deterioration of the economy.

When the number of claims reported per policy period increases, there is generally a corresponding increase in severity of those claims. When the number of claims reported per policy period decreases there is generally a corresponding decrease in the severity of claims.

The JPIA's training programs have emphasized workplace safety and management over the last several years. The downward trend in number of claims reported under all three programs suggests that the emphasis is correct.

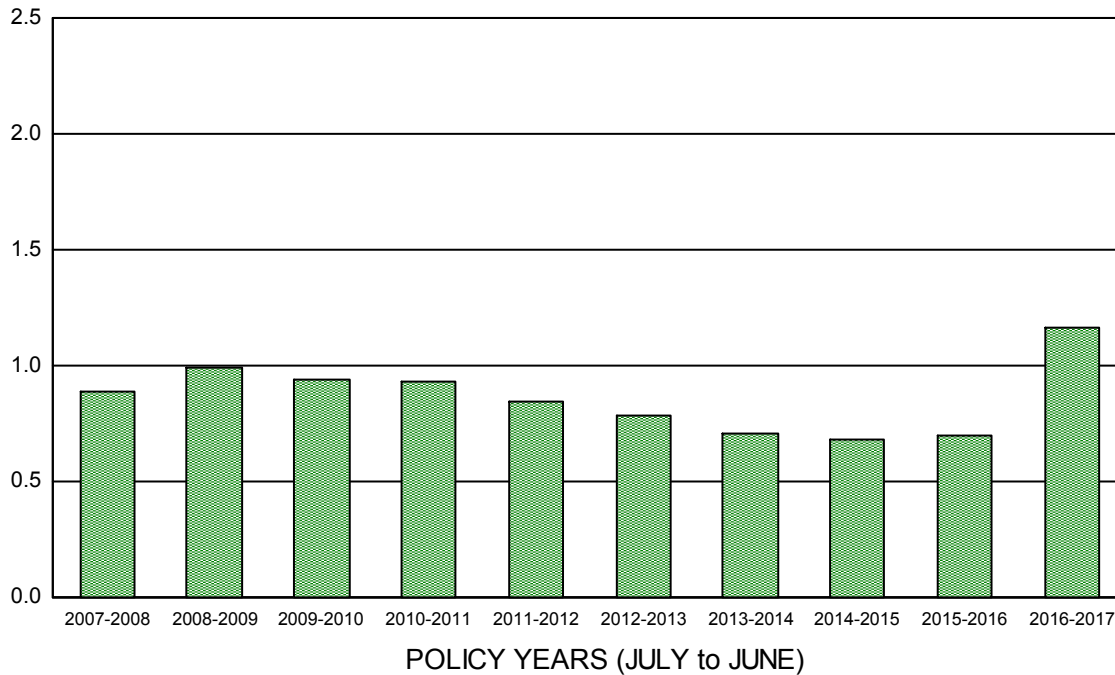
In addition, the impact of legislative changes in the form of SB899 appears to have a favorable impact as well. Eventually, the benefits from changes in the law will begin to taper off.

**RECOMMENDATION**

None, informational only.



**ACWA JPIA - WORKERS' COMPENSATION PROGRAM  
CLAIMS PER \$1 MILLION OF PAYROLLS REPORT  
FOR MONTH ENDING 2/28/2017**



<b>PROGRAM YEAR (7/1)</b>	<b>NUMBER OF CLAIMS</b>	<b>ACTUAL PAYROLLS</b>	<b>INFLATION ADJUSTMENT FACTOR</b>	<b>INFLATION ADJUSTED PAYROLLS</b>	<b>NUMBER OF CLAIMS PER \$1 MILLION OF INFLATION ADJUSTED PAYROLLS</b>
2002-2003	412	241,916,942	1.352	327,008,318	1.260
2003-2004	465	293,598,986	1.325	389,087,157	1.195
2004-2005	418	313,397,689	1.294	405,590,876	1.031
2005-2006	405	323,787,008	1.256	406,831,509	0.996
2006-2007	392	334,631,058	1.207	403,897,049	0.971
2007-2008	400	383,018,244	1.174	449,708,172	0.890
2008-2009	420	378,180,537	1.115	421,679,144	0.996
2009-2010	408	387,355,399	1.115	431,909,306	0.945
2010-2011	415	397,385,704	1.115	443,093,304	0.937
2011-2012	382	407,655,190	1.106	450,936,502	0.847
2012-2013	364	428,168,461	1.075	460,279,587	0.791
2013-2014	332	445,374,309	1.056	470,310,229	0.706
2014-2015	322	453,070,613	1.036	469,516,623	0.686
2015-2016	334	471,721,330	1.013	477,853,707	0.697
2016-2017	193	247,395,551	1.000	247,395,551	1.170

- Latest Policy Year's 'Number of Claims' include partial activity.
- Latest Policy Year's 'Number of Claims Per \$1 Million of Inflation Adjusted Payrolls' has been annualized using 8 months data.
- Payrolls Adjusted for Inflation - CNP's Omitted.
- Factor based on CPI for West Coast from US Dept of Labor



**ACWA JPIA - WORKERS' COMPENSATION PROGRAM  
SIGNIFICANT LARGE CLAIMS - OPEN & CLOSED  
WITH LOSS AMOUNTS OVER \$100,000  
FOR MONTH ENDING 2/28/2017**

<b>DISTRICT</b>	<b>CLAIM NUMBER</b>	<b>DESCRIPTION</b>	<b>STATUS</b>	<b>LOSS AMOUNT</b>
<b>POLICY YEAR 1984-1985</b>				
Helix Water District	96108536	stained shoulder	Open	158,948
Valley Center Municipal Water District	96248517	slipped hurt both ankles	Closed	220,004
<b>1984-1985 TOTALS</b>				<b>378,951</b>
<b>POLICY YEAR 1985-1986</b>				
Helix Water District	96108611	valley fever	Closed	260,065
<b>1985-1986 TOTALS</b>				<b>260,065</b>
<b>POLICY YEAR 1988-1989</b>				
Helix Water District	96108916	herniated disc	Open	105,678
Western Municipal Water District	96268907	hands- applying pressure on ha	Closed	155,552
<b>1988-1989 TOTALS</b>				<b>261,231</b>
<b>POLICY YEAR 1989-1990</b>				
Mission Springs Water District	96089006	r. shoulder & back-strained du	Closed	132,131
Western Municipal Water District	96269002	back- removing meter box.	Closed	126,817
Yolo County Flood Control & Water Conservation District	96279002	sharp pain in neck-ee picking	Closed	107,393
<b>1989-1990 TOTALS</b>				<b>366,342</b>
<b>POLICY YEAR 1990-1991</b>				
Palo Verde Irrigation District	96349108	l. shoulder-muscle pulled	Closed	104,997
<b>1990-1991 TOTALS</b>				<b>104,997</b>
<b>POLICY YEAR 1991-1992</b>				
Browns Valley Irrigation District	96029203	injury climbing on stairs	Closed	152,157
San Diego County Water Authority	96189201	uppr back strain	Closed	241,617
Yolo County Flood Control & Water Conservation District	96279206	leg, hip and foot	Open	486,333
<b>1991-1992 TOTALS</b>				<b>880,107</b>
<b>POLICY YEAR 1992-1993</b>				
Butte Water District	96039301	lft thumb;amputated when his h	Closed	165,952
Reclamation District #108	96379301	low back strain	Closed	196,880
<b>1992-1993 TOTALS</b>				<b>362,832</b>



**ACWA JPIA - WORKERS' COMPENSATION PROGRAM  
SIGNIFICANT LARGE CLAIMS - OPEN & CLOSED  
WITH LOSS AMOUNTS OVER \$100,000  
FOR MONTH ENDING 2/28/2017**

DISTRICT	CLAIM NUMBER	DESCRIPTION	STATUS	LOSS AMOUNT
<b>POLICY YEAR 1994-1995</b>				
Palo Verde Irrigation District	96349505	shldr - strn,sprn,dsloc-liftn	Closed	255,099
Paradise Irrigation District	01-3253	bilateral upper extremities, left and right shoulder including hands, low back bilateral lower extremities caused from unknown reasons. the district first notice of this was from an attorney.	Closed	143,843
Walnut Valley Water District	96259503	low back/while working ee had	Closed	226,618
<b>1994-1995 TOTALS</b>				<b>625,560</b>
<b>POLICY YEAR 1995-1996</b>				
Calaveras County Water District	83158	possible chemical expos	Open	216,177
Mission Springs Water District	09667	turning/water valve	Closed	100,646
Rancho California Water District	62037	lifting vault lid	Closed	128,349
San Diego County Water Authority	69669	pulling meter	Closed	132,129
Western Municipal Water District	09184	lifting a concret meter	Closed	100,577
<b>1995-1996 TOTALS</b>				<b>677,877</b>
<b>POLICY YEAR 1996-1997</b>				
Elsinore Valley Municipal Water District	91769	tire blow out	Closed	131,739
Oakdale Irrigation District	40940	cleaning trash fr gate	Closed	106,631
Paradise Irrigation District	18354	painting overhead	Open	196,570
Reclamation District #108	90522	boom fell	Open	683,778
Reclamation District #108	90525	picked up boom off co-wk	Open	114,138
Soquel Creek Water District	83351	using jackhammer	Open	124,649
Valley Center Municipal Water District	24013	open electrical panel	Open	266,602
<b>1996-1997 TOTALS</b>				<b>1,624,107</b>
<b>POLICY YEAR 1997-1998</b>				
East Contra Costa Irrigation District	75977	twisted his right knee	Open	383,845
Elsinore Valley Municipal Water District	56277	loosening water valve	Open	139,708
Humboldt Community Services District	38478	running wacker	Open	277,584
Rainbow Municipal Water District	54476	putting equipment back	Open	103,033
South Sutter Water District	49729	lifting spray tank	Open	240,271
Tahoe City Public Utility District	81104	situational stress	Closed	139,098
Walnut Valley Water District	75607	moving meter assembler	Open	102,184
<b>1997-1998 TOTALS</b>				<b>1,385,723</b>



**ACWA JPIA - WORKERS' COMPENSATION PROGRAM  
SIGNIFICANT LARGE CLAIMS - OPEN & CLOSED  
WITH LOSS AMOUNTS OVER \$100,000  
FOR MONTH ENDING 2/28/2017**

<b>DISTRICT</b>	<b>CLAIM NUMBER</b>	<b>DESCRIPTION</b>	<b>STATUS</b>	<b>LOSS AMOUNT</b>
<b>POLICY YEAR 1998-1999</b>				
Carmichael Water District	99-1569	pulled on chain on back of dumpster and right wrist popped.	Closed	106,837
Newhall County Water District	99-1639	alleges cumulative stress and strain of employment	Closed	146,277
Orange County Water District	99-1430	strained back while digging out a sprinkler.	Closed	113,924
San Diego County Water Authority	99-1408	strained back while opening barbed wire gate	Open	210,674
South Coast Water District	99-1682	while working to repair a service break, digging to expose the water main with a hand shovel. felt a pull in his back and became increasingly more painful.	Closed	134,542
South Coast Water District	99-1423	stuck an underground power line while digging with a pneumatic clay spade to create a clearance around a water line.	Closed	1,623,100
<b>1998-1999 TOTALS</b>				<b>2,335,355</b>
<b>POLICY YEAR 1999-2000</b>				
Merced Irrigation District	00-2265	twisted back while pushing concrete.	Open	816,231
Palo Verde Irrigation District	00-2205	cumulative trauma	Closed	165,800
Reclamation District #108	00-2543	lumbar strain caused when putting pads on crane.	Closed	161,288
Soquel Creek Water District	00-2373	alleged cumulative trauma	Closed	243,428
Trabuco Canyon Water District	00-1939	lifting a jack hammer out of a ditch, 4 1/2 feet deep, to ground level.	Closed	173,449
<b>1999-2000 TOTALS</b>				<b>1,560,197</b>



**ACWA JPIA - WORKERS' COMPENSATION PROGRAM  
SIGNIFICANT LARGE CLAIMS - OPEN & CLOSED  
WITH LOSS AMOUNTS OVER \$100,000  
FOR MONTH ENDING 2/28/2017**

<b>DISTRICT</b>	<b>CLAIM NUMBER</b>	<b>DESCRIPTION</b>	<b>STATUS</b>	<b>LOSS AMOUNT</b>
<b>POLICY YEAR 2000-2001</b>				
Consolidated Irrigation District	01-2685	motor vehicle accident	Closed	683,247
Fallbrook Public Utility District	01-2866	lifted oxygen tank off of mount of welding truck and felt pain in his back, right hip, and leg.	Open	114,272
Montecito Water District	01-3286	lumbar strain caused when moving pipes.	Closed	197,172
Montecito Water District	01-3443	ct	Closed	126,439
Otay Water District	01-2957	lumbar strain caused when responding to an alarm at the treatment plant when he stepped off the catwalk and turned towards an engine located off the catwalk.	Closed	519,410
Otay Water District	01-3324	tingling sensation in right arm and wrist caused when operating a payment processing machine.	Closed	110,305
Otay Water District	01-3444	hand and thumb pain caused from heavy typing and keying.	Closed	744,367
Palmdale Water District	01-2821	using district bathroom and black widow spider bit him on the left arm	Closed	1,269,808
Rancho California Water District	01-3309	pain in lower back and left leg caused when digging, driving, moving, that occurred over a three month period.	Closed	122,748
Scotts Valley Water District	01-3398	limited motion and pain to right shoulder area, the rotator cup that occurred when shoveling in the reclaim tank ditch.	Closed	142,323
Soquel Creek Water District	01-2811	alleged cumulative trauma	Closed	104,505
Tehama-Colusa Canal Authority	01-2978	pain in the groin area caused when moving hydro crane pushing block (hook) to secure it in place for transport.	Closed	120,984
Trabuco Canyon Water District	01-3393	neck, back, and lumbar strain that occurred when on a service call in a district owned vehicle he was rear-ended.	Closed	199,573
<b>2000-2001 TOTALS</b>				<b>4,455,152</b>



**ACWA JPIA - WORKERS' COMPENSATION PROGRAM  
SIGNIFICANT LARGE CLAIMS - OPEN & CLOSED  
WITH LOSS AMOUNTS OVER \$100,000  
FOR MONTH ENDING 2/28/2017**

<b>DISTRICT</b>	<b>CLAIM NUMBER</b>	<b>DESCRIPTION</b>	<b>STATUS</b>	<b>LOSS AMOUNT</b>
<b>POLICY YEAR 2001-2002</b>				
Amador Water Agency	02-3817	deep cut on top of left foot caused when using a gas powered weed eater to cut tall grass he hit a rock that was hidden by the tall grass. the cutting blade broke off and struck him on the top of his foot.	Closed	102,526
Central Basin Municipal Water District	02-3893	standing on ladder stepped down and experienced pain.	Closed	145,485
Coastside County Water District	02-4308	twisted left knee when shoveling rock.	Closed	143,487
Consolidated Irrigation District	02-4325	head, back, and ribs were injured when employee was driving a district vehicle, he was in an auto accident.	Closed	189,419
Desert Water Agency	02-4031	pain and numbness which began in his back right side caused when he was standing up from a stooped position he experienced the pain.	Closed	188,112
Elsinore Valley Municipal Water District	02-4233	while reading meters, twisted right knee	Closed	112,461
Humboldt Community Services District	02-3702	injury to ankles when prepping an area on the roof for painting he reached at an odd angle, became unsteady and fell. his feet became tangled in the ladder steps.	Closed	209,961
Municipal Water District of Orange County	02-4311	sprained right arm and side of neck caused while using the computer and the phone.	Closed	237,409
Orange County Water District	02-4126	superficial lacerations to back, shoulders, neck and arms caused when closing a rolling gate.	Open	139,829
Quartz Hill Water District	03-5027	continuous trauma	Closed	141,706
Riverview Water District	02-4161	low back, right lower extremities, (leg, ankle, feet) pains that occurred during the course of his job.	Closed	175,543
Santa Ynez River WCD Improvement District No. 1	02-3590	lumbar, right hip, and neck area were injured when employee was preparing to install a water service and meter when another employee was spraying the area with water for dust control the employee was shutting down the hose which diverted towards claimant.	Open	531,894
<b>2001-2002 TOTALS</b>				<b>2,317,832</b>



**ACWA JPIA - WORKERS' COMPENSATION PROGRAM  
SIGNIFICANT LARGE CLAIMS - OPEN & CLOSED  
WITH LOSS AMOUNTS OVER \$100,000  
FOR MONTH ENDING 2/28/2017**

<b>DISTRICT</b>	<b>CLAIM NUMBER</b>	<b>DESCRIPTION</b>	<b>STATUS</b>	<b>LOSS AMOUNT</b>
<b>POLICY YEAR 2002-2003</b>				
East Contra Costa Irrigation District	03-4916	employee suffers pain in both knees as a result of repetitive activities.	Open	175,141
Helix Water District	03-4850	left shoulder strain caused when throwing debris into dump truck beds.	Open	105,190
Merced Irrigation District	03-4725	massive head trauma caused when changing oil filter on gradall. the hood was open. he grabbed the hood to stabilize himself and the hood closed causing him to fall.	Closed	196,509
Newhall County Water District	03-5131	employee strained lumbar in the course of either shoveling or pulling a hose out of mud.	Closed	354,567
Padre Dam Municipal Water District	03-4640	pain in right side of body, arm, leg and foot caused when shoveling dirt.	Closed	126,669
Rancho California Water District	03-4792	lower back pain experienced while bending over to read meter	Closed	123,862
Rancho California Water District	03-4981	while lifting cement meter lids repeatedly, employee started to feel lower back pain.	Closed	114,188
Reclamation District #108	03-5255	employee suffered shoulder strain as a result of lifting 20 lb chemical bottles.	Closed	145,924
San Diego County Water Authority	03-4366	left shoulder injury caused when loading computer (laptop) file folder and docking station into truck.	Open	102,461
San Gabriel County Water District	03-4714	tore, damaged tissue in left knee caused when shoveling and squatting to put in a water service.	Closed	117,273
Yolo County Flood Control & Water Conservation District	03-5191	employee suffered a lumbar strain after slipping while stepping from board walk to cement. employee did not fall but twisted his back.	Closed	117,783
<b>2002-2003 TOTALS</b>				<b>1,679,568</b>



**ACWA JPIA - WORKERS' COMPENSATION PROGRAM  
SIGNIFICANT LARGE CLAIMS - OPEN & CLOSED  
WITH LOSS AMOUNTS OVER \$100,000  
FOR MONTH ENDING 2/28/2017**

<b>DISTRICT</b>	<b>CLAIM NUMBER</b>	<b>DESCRIPTION</b>	<b>STATUS</b>	<b>LOSS AMOUNT</b>
<b>POLICY YEAR 2003-2004</b>				
Calaveras County Water District	04-5911	employee injured his right wrist and elbow when he slipped and fell on some ice while performing an inspection.	Closed	165,883
Calleguas Municipal Water District	04-5357	employee suffers from whiplash as a result of being rear-ended while stopped at a traffic light in a district vehicle.	Closed	111,817
Castaic Lake Water Agency	04-6041	employee injured his right knee when he stepped over a drain pipe and slipped.	Closed	155,062
Helix Water District	04-5715	employee has swollen knees due to repeated climbing lake terrain	Open	311,034
Orange County Water District	04-5761	strain to neck and middle back when employee got off dozer	Open	140,177
Otay Water District	04-5559	employee experienced pain and swelling in both hands and her fingers as a result of keyboarding.	Closed	103,790
Reclamation District #108	04-6231	burns to hands, arms face while trying to start pump	Open	176,176
San Diego County Water Authority	04-5924	injured left hand and fingers - while inspecting area employee made contact with blade of rotary fan. the fan guard had been removed.	Closed	120,189
San Juan Water District	04-5473	employee felt sharp pain in lower back when stepping on a shovel and rocking the handle side to side. employee also heard a pop.	Open	237,596
Stockton-East Water District	04-5977	landed on buttocks when slipped and fell while pulling on a rope	Open	156,250
<b>2003-2004 TOTALS</b>				<b>1,677,974</b>
<b>POLICY YEAR 2004-2005</b>				
Consolidated Irrigation District	05-6396	shoulder and back pain after travel to read wells	Closed	117,153
Elsinore Valley Municipal Water District	05-7207	asthma from cloud of sand blasting materials	Closed	401,552
Helix Water District	05-7142	right knee strain while standing on a ladder	Closed	146,249
Palmdale Water District	05-7240	left ankle, left shoulder, left arm, right knee and back strain after hose struck employee	Closed	166,983
Quartz Hill Water District	05-6897	dirt/rock in both ears while bending over pipe when loose piece of dirt fell on his head	Closed	358,413
San Luis & Delta-Mendota Water Authority	05-6707	strain to left shoulder, neck and spine after pouring concrete	Open	146,114
Sweetwater Authority	05-7255	right knee strain from climbing down ladder	Closed	144,675
Yolo County Flood Control & Water Conservation District	06-7427	strained middle and lower back when fell walking downhill.	Closed	345,749
<b>2004-2005 TOTALS</b>				<b>1,826,887</b>



**ACWA JPIA - WORKERS' COMPENSATION PROGRAM  
SIGNIFICANT LARGE CLAIMS - OPEN & CLOSED  
WITH LOSS AMOUNTS OVER \$100,000  
FOR MONTH ENDING 2/28/2017**

<b>DISTRICT</b>	<b>CLAIM NUMBER</b>	<b>DESCRIPTION</b>	<b>STATUS</b>	<b>LOSS AMOUNT</b>
<b>POLICY YEAR 2005-2006</b>				
Orange County Water District	06-8222	death, possibly due to heart attack while sitting in truck.	Closed	191,451
Orange County Water District	07-8605	back injury from repetitive sitting on bulldozer and heavy equipment	Closed	320,852
South Sutter Water District	06-7447	back strain & spasms from using weed eater	Open	329,401
Tahoe City Public Utility District	07-8553	strained lower back and tailbone from prolonged sitting at computer.	Open	259,024
Valley County Water District	06-7635	strained thoracic and lumbar back regions while painting office walls.	Open	358,820
<b>2005-2006 TOTALS</b>				<b>1,459,548</b>
<b>POLICY YEAR 2006-2007</b>				
Walnut Valley Water District	09-0210	strained wrist performing job duties.	Closed	147,834
Western Municipal Water District	07-8338	electrical shock while operating backhoe when struck 12kv underground electric cable.	Closed	132,512
<b>2006-2007 TOTALS</b>				<b>280,346</b>
<b>POLICY YEAR 2007-2008</b>				
Clear Creek Community Services District	08-9328	strained right shoulder moving broken concrete pieces by hand.	Open	296,297
El Dorado Irrigation District	08-0028	strained neck when climbing a ladder to exit vault.	Open	550,939
Mammoth Community Water District	08-9423	abrasions on right hip and lower back when hit with backhoe.	Open	317,480
Merced Irrigation District	08-9395	strained lower back when stepped in sewer cleanout that was uncovered.	Open	153,071
Merced Irrigation District	08-9761	strained lower middle back while moving kelly bar with anchors and anchor rod attached.	Closed	215,266
Rancho California Water District	08-9830	strained lower back when bent down to pick up meter box lid.	Open	571,899
Sweetwater Authority	08-9373	strained lower back while mixing cement in wheelbarrow.	Closed	159,007
Western Municipal Water District	09-0600	contracted valley fever while performing normal duties.	Open	520,133
Yolo County Flood Control & Water Conservation District	08-9474	broke right leg above ankle when fell off ladder while painting.	Open	412,389
<b>2007-2008 TOTALS</b>				<b>3,196,480</b>



**ACWA JPIA - WORKERS' COMPENSATION PROGRAM  
SIGNIFICANT LARGE CLAIMS - OPEN & CLOSED  
WITH LOSS AMOUNTS OVER \$100,000  
FOR MONTH ENDING 2/28/2017**

DISTRICT	CLAIM NUMBER	DESCRIPTION	STATUS	LOSS AMOUNT
<b>POLICY YEAR 2008-2009</b>				
Consolidated Irrigation District	09-0906	left ankle and bilateral legs when boot got tangled on mower door while trying to get off mower.	Open	192,697
Consolidated Irrigation District	09-0674	strained neck and right shoulder when grader stopped suddenly after running over stump.	Closed	389,916
Crescenta Valley Water District	09-0782	strained lower back and ankle when lost balance and fell while inspecting work at reservoir.	Closed	193,800
Crescenta Valley Water District	09-0606	strained lower back and right sciatica while shoveling.	Open	226,541
East Contra Costa Irrigation District	09-0819	strained right bicep while opening inline valve.	Closed	103,078
El Dorado Irrigation District	09-0159	strained right knee, cut right elbow when fell when climbing onto backhoe trailer when missed handle.	Open	103,485
Elsinore Valley Municipal Water District	09-0877	strained bilateral arms, elbow and wrists from doing repetitive computer and lab work.	Open	916,697
Laguna Beach County Water District	09-0655	legs, neck and back when fell 20 ft off fence when bricks gave way, landing on hood of truck, while climbing over dist fence to enter parking lot because driver forgot remote for gate.	Closed	330,683
Merced Irrigation District	09-0673	strained right shoulder while pulling boards out of the weirs to send water downstream.	Open	586,510
Mesa Water District	09-0324	strained lower back and right shin when he stepped on a curb and fell while digging a hole.	Open	428,600
Patterson Irrigation District	10-1016	injured right hip and back, cause unknown.	Open	153,186
Ramona Municipal Water District	09-0822	strained left shoulder and neck while tying backhoe to trailer when binder came loose jerking the arm back.	Closed	150,975
Western Municipal Water District	09-0582	back and neck injuries when veh hydroplaned, he lost control and struck ov.	Open	242,953
Yolo County Flood Control & Water Conservation District	09-0577	strained right clavicle and right shoulder while pushing up on trip switch to open dam gate.	Open	118,858
<b>2008-2009 TOTALS</b>				<b>4,137,980</b>



**ACWA JPIA - WORKERS' COMPENSATION PROGRAM  
SIGNIFICANT LARGE CLAIMS - OPEN & CLOSED  
WITH LOSS AMOUNTS OVER \$100,000  
FOR MONTH ENDING 2/28/2017**

DISTRICT	CLAIM NUMBER	DESCRIPTION	STATUS	LOSS AMOUNT
<b>POLICY YEAR 2009-2010</b>				
Antelope Valley-East Kern Water Agency	10-1719	strained left knee while walking on gravel.	Closed	259,838
Bella Vista Water District	10-1142	strained left knee while stepping off step.	Closed	166,626
Crescenta Valley Water District	10-1379	bruised left ribcage, hip and pelvis when slipped while descending ladder after filling vactor truck with diesel.	Closed	296,246
East Contra Costa Irrigation District	10-1730	injured rt elbow, left hip, back, shoulder and had difficulty breathing when fell while walking down stairs carrying a moss hook.	Open	238,389
Elsinore Valley Municipal Water District	10-1407	strained neck and shoulder when backing dist truck when left rear tire left pavement and truck slide down slope then rolled.	Closed	134,328
Helix Water District	10-1428	strained right wrist after one week of breaking off concrete and cleaning welds.	Open	106,379
Helix Water District	10-1697	bilateral knees and back from repetitive walking, climbing ladders, kneeling and squatting.	Open	514,845
Orange County Water District	10-1396	bruised left hip and left shoulder when slipped and fell while reading water gauge in the rain.	Closed	125,405
San Luis Water District	10-1273	injured chest, back and right thigh when dump truck overturned because the load shifted.	Open	134,122
Serrano Water District	10-1349	leg burns from using a cut off saw	Closed	102,707
South Coast Water District	10-1723	strained right shoulder and right upper arm while cleaning sewer line.	Closed	107,943
South Coast Water District	10-1647	strained left shoulder from jetting with large heavy storm drain nozzle.	Open	182,569
Weaverville Community Services District	10-1055	strained right shoulder while installing conduit in limited access attic.	Closed	111,230
Yolo County Flood Control & Water Conservation District	10-1625	strained right foot and ankle when hopped down to get out of canal.	Closed	297,035
<b>2009-2010 TOTALS</b>				<b>2,777,663</b>



**ACWA JPIA - WORKERS' COMPENSATION PROGRAM  
SIGNIFICANT LARGE CLAIMS - OPEN & CLOSED  
WITH LOSS AMOUNTS OVER \$100,000  
FOR MONTH ENDING 2/28/2017**

<b>DISTRICT</b>	<b>CLAIM NUMBER</b>	<b>DESCRIPTION</b>	<b>STATUS</b>	<b>LOSS AMOUNT</b>
<b>POLICY YEAR 2010-2011</b>				
Beaumont-Cherry Valley Water District	11-0848	struck and killed by motor vehicle while marking water line in street.	Closed	149,241
Cucamonga Valley Water District	11-0833	repetitive injuries to neck, back, bilateral shoulders, knees, hips, legs and waist.	Closed	131,633
El Dorado Irrigation District	11-0718	strained right shoulder while pulling "shoe" from manhole.	Open	226,384
Glenn-Colusa Irrigation District	11-0654	strained neck and back from repetitive operation of backhoe and other equipment.	Open	166,795
Kern County Water Agency	11-0507	injury to neck, rt upper extremity and bilateral feet, cause unknown.	Closed	323,879
Merced Irrigation District	11-0322	strained right knee while walking on uneven ground while performing work activity.	Open	178,740
Merced Irrigation District	11-0104	left wrist and hand while spraying weeds when tripped and fell on driveway.	Open	185,413
Mesa Water District	11-0539	injured right knee from repetitive work.	Open	124,463
Mesa Water District	11-0481	injured while replacing gate chain rollers when struck by gate.	Open	142,000
Mission Springs Water District	11-0437	strained lower back moving tamper.	Open	505,084
Moulton Niguel Water District	11-0049	strained lower back while shoveling asphalt into truck.	Open	251,507
Ramona Municipal Water District	11-0638	injured left knee in 1997 when stood up after kneeling on retaining wall.	Closed	116,776
Reclamation District #108	11-0789	unknown	Open	163,690
South Feather Water and Power Agency	11-0037	ears (hearing), bilateral knees, pulmonary, cause unknown.	Open	501,565
Walnut Valley Water District	11-0367	strained lower back while vacuuming a meter box.	Open	113,773
Walnut Valley Water District	11-0530	strained right knee when jumped from tailgate of truck after cleaning it out.	Open	118,310
<b>2010-2011 TOTALS</b>				<b>3,399,252</b>



**ACWA JPIA - WORKERS' COMPENSATION PROGRAM  
SIGNIFICANT LARGE CLAIMS - OPEN & CLOSED  
WITH LOSS AMOUNTS OVER \$100,000  
FOR MONTH ENDING 2/28/2017**

DISTRICT	CLAIM NUMBER	DESCRIPTION	STATUS	LOSS AMOUNT
<b>POLICY YEAR 2011-2012</b>				
Calaveras County Water District	12-0074	injured left hand while driving forklift when forklift tipped over.	Open	1,119,771
Carpinteria Valley Water District	12-0488	strained bilateral hands, bilater wrists, forearm and rt shldr from repetitious job duties.	Open	156,655
Desert Water Agency	12-0083	sprained lower back while tightening bolts on gate valve.	Closed	105,493
Elsinore Valley Municipal Water District	12-0055	strained lower back and bruised tailbone when fell backwards after tagging a sprinkler.	Closed	149,787
Georgetown Divide Public Utility District	12-0232	injured right side and back when he stepped off roof and fell 8-10 feet to ground.	Open	110,715
Helix Water District	12-0484	strained left knee when slipped on debris on asphalt while hooking bag to crane.	Closed	100,291
Mission Springs Water District	12-0122	injured rt knee when slipped while climbing out of hole.	Open	239,810
Moulton Niguel Water District	12-0518	injured left foot, left arm and right leg when tripped on paper roll and fell into desk then floor.	Open	113,485
Solano Irrigation District	12-0797	strained lower back and left hip when slipped while coming down ladder.	Open	229,570
Sweetwater Authority	12-0682	strained right shoulder and neck when bathroom stall door fell off the hinges while clmt was exiting the stall.	Open	133,818
Tulare Irrigation District	12-0295	injured bilateral knees and left wrist when fell while stepping off structure while measuring weir.	Open	216,558
Tulare Irrigation District	12-0306	strained left knee when lost balance, tripped after pulling a board out of a weir.	Open	109,773
<b>2011-2012 TOTALS</b>				<b>2,785,726</b>



**ACWA JPIA - WORKERS' COMPENSATION PROGRAM  
SIGNIFICANT LARGE CLAIMS - OPEN & CLOSED  
WITH LOSS AMOUNTS OVER \$100,000  
FOR MONTH ENDING 2/28/2017**

<b>DISTRICT</b>	<b>CLAIM NUMBER</b>	<b>DESCRIPTION</b>	<b>STATUS</b>	<b>LOSS AMOUNT</b>
<b>POLICY YEAR 2012-2013</b>				
Bard Water District	13-0125	strained lower back while picking up barricade and loading into bucket.	Open	477,268
Berrenda Mesa Water District	13-0509	strained left knee while unloading valve off service truck when valve slipped.	Open	355,787
Central Basin Municipal Water District	13-0399	concussion when leg gave way while walking out of meeting and hit head against a wall.	Closed	369,929
East Contra Costa Irrigation District	13-0534	strained right knee when tripped over concrete while installing a new gate.	Open	115,396
El Toro Water District	13-0504	depressed, stressed, and has sleep disorder, cause unknown.	Open	107,000
Las Virgenes Municipal Water District	14-0117	injured multiple body parts for uncertain reasons.	Open	208,429
Mammoth Community Water District	13-0128	ruptured right hamstring while digging dirt with shovel.	Closed	115,218
Merced Irrigation District	13-0195	strained lower back while lifting 5 gallon buckets out of back of pickup.	Closed	187,206
Merced Irrigation District	13-0092	lacerated top of head while operating bulldozer on uneven land when hit head on top of dozer.	Open	233,206
Mesa Water District	14-0667	claiming ct hearing loss	Open	245,852
Paradise Irrigation District	13-0306	strained back and neck while turning off main control valve.	Open	170,421
Paradise Irrigation District	13-0129	strained left shoulder from doing prep and installing asphalt	Open	152,000
Patterson Irrigation District	13-0094	strained right shoulder while pulling starter cord on water pump.	Open	165,920
Ramona Municipal Water District	13-0629	strained knee performing normal duties.	Open	575,145
Stockton-East Water District	13-0454	dislocated right shoulder when slipped and fell while walking on wet concrete pads.	Open	196,095
Sweetwater Authority	13-0206	strained neck, shoulders, upper extremities, elbows, wrists, hands and fingers while doing repetitive and cumulative work activities	Open	147,117
Vallecitos Water District	13-0319	strained lower back while carrying two 55 lb buckets of chlorine.	Open	486,749
Yolo County Flood Control & Water Conservation District	13-0067	strained lower back while adjusting fan belts when mount broke.	Closed	381,383
<b>2012-2013 TOTALS</b>				<b>4,690,122</b>



**ACWA JPIA - WORKERS' COMPENSATION PROGRAM  
SIGNIFICANT LARGE CLAIMS - OPEN & CLOSED  
WITH LOSS AMOUNTS OVER \$100,000  
FOR MONTH ENDING 2/28/2017**

DISTRICT	CLAIM NUMBER	DESCRIPTION	STATUS	LOSS AMOUNT
<b>POLICY YEAR 2013-2014</b>				
Beaumont-Cherry Valley Water District	14-0141	sprained knee after twisting ankle and falling on rocks.	Open	161,070
Crescenta Valley Water District	14-0286	incurred contusions to lower back, wrists, elbows and shoulders after tripping over boulders.	Closed	165,737
Desert Water Agency	14-0537	injured neck and upper body while passenger in head on mva.	Open	212,640
El Toro Water District	14-0692	strained left shoulder when sledge hammer came in contact with manhole cover.	Open	112,594
Elsinore Valley Municipal Water District	14-0718	sprained left knee while walking from wet grass to mud and slid.	Open	203,945
Helix Water District	14-0308	experienced ct to lft neck and shldr from daily work duties.	Open	194,502
Las Virgenes Municipal Water District	14-0736	ct to lft foot from water meter reading.	Open	149,859
Mammoth Community Water District	14-0311	strained left side of neck while lifting and lowering ice breaker into ice.	Open	273,063
San Luis & Delta-Mendota Water Authority	14-0360	strained back while lifting a pipe w/shovel as lever.	Open	433,915
San Luis Water District	14-0113	strained lower back while clearing tumbleweeds from canal.	Open	198,557
South Feather Water and Power Agency	14-0145	strained left shoulder while moving materials off of shelving.	Closed	146,967
Stockton-East Water District	14-0475	cut left leg while climbing barbed wire fence for land surveying and slipped.	Open	122,787
Walnut Valley Water District	14-0519	ct to lft shldr, leg, foot, stress and sleep due to unknown.	Open	229,083
<b>2013-2014 TOTALS</b>				<b>2,604,718</b>



**ACWA JPIA - WORKERS' COMPENSATION PROGRAM  
SIGNIFICANT LARGE CLAIMS - OPEN & CLOSED  
WITH LOSS AMOUNTS OVER \$100,000  
FOR MONTH ENDING 2/28/2017**

<b>DISTRICT</b>	<b>CLAIM NUMBER</b>	<b>DESCRIPTION</b>	<b>STATUS</b>	<b>LOSS AMOUNT</b>
<b>POLICY YEAR 2014-2015</b>				
Alta Irrigation District	15-0310	injured back and body when dozer rolled over onto claimant.	Open	560,718
Clearlake Oaks County Water District	15-0395	injured left leg, arm, shoulder, and back while at desk and tripped and fell to floor.	Open	120,000
El Dorado Irrigation District	15-0670	strained lft leg and back while walking and fell in hole.	Open	200,817
El Toro Water District	15-0760	ct to neck, lft hand, fingers and arm from job duties.	Open	100,002
Helix Water District	15-0545	respiratory infection - valley fever	Open	135,000
Kaweah Delta Water Conservator District	15-0722	strained lower back and legs climbing up onto dozer and fell backwards.	Open	106,531
Mission Springs Water District	15-0386	strained lower back and left leg exercising valve to close and valve broke.	Open	113,143
Palmdale Water District	15-0268	laceration w/possible partial dislocation of righ thumb while loading trucks when tonneau cove came down on hand.	Closed	206,289
Palmdale Water District	15-0553	strained right hip while pulling sample station can when twisted to set it down.	Open	191,020
Palmdale Water District	15-0282	experienceing ct to rt wrist due to typing.	Open	116,541
Santa Fe Irrigation District	15-0284	broke 4 ribs and bruised spleen falling back onto asphalt edge of excavation.	Open	166,867
Solano Irrigation District	15-0029	sprained lft knee stepping off weir structure; heard "pop".	Open	143,922
Sweetwater Authority	15-0112	alleges numbness in rt finger tips and pain from upper to lower shldr.	Open	150,000
<b>2014-2015 TOTALS</b>				<b>2,310,850</b>
<b>POLICY YEAR 2015-2016</b>				
Goleta Water District	16-0196	strained lft shldr pulling tape off box with hands.	Open	146,512
Laguna Beach County Water District	16-0207	sprained ankle and knee stepping in hole/ uneven terrain.	Open	108,700
Palmdale Water District	16-0749	lacerated left arm when fell on metal lifting machine.	Open	119,000
Trabuco Canyon Water District	16-0263	ct cervical radiculopathy and carpal tunnel due to unknown.	Open	143,590
<b>2015-2016 TOTALS</b>				<b>517,802</b>
<b>GRAND TOTAL</b>				<b>50,941,244</b>



**ACWA JPIA**  
**Memorandum of Workers' Compensation Coverage**  
March 20, 2017

**BACKGROUND**

The Workers' Compensation Program Committee meets annually to discuss coverage issues and potential revisions to the JPIA's Memorandum of Workers' Compensation and Employer's Liability Coverage (MOWC and ELC).

**CURRENT SITUATION**

Staff is proposing the following changes to the MOWC and ELC to be effective July 1, 2017:

- Declaration page – add the form number and Limits, Page 28
- Add Table of Contents, Page 29
- Add Government Code and Contract Law to beginning of document, Page 30
- Definitions moved forward to General Section, Page 30
- Add definitions for Bodily Injury, Communicable disease, Employee, Occupational Disease, Occurrence, Volunteers, Page 30
- Add United States of America to the Locations Letter C, Page 32
- Add Qualified Self Insurer Section General Section Letter D, Page 33
- Combine to reduce redundancy: Part ONE and Part TWO Coverage Provisions & Exclusions, Page 33
- Add Defense for Serious & Willful claims, Page 35
- Expand definition to Exclusions F. #1.4, Page 36
- Add Waiver of Subrogation Exclusion to Exclusions F.#3, Page 37
- Add word Subrogation to Letter G. Recovery from Others, Page 38
- Add Reporting Duties – Catastrophic Injury, Page 38
- Add Privacy and Confidentiality of Claim Records, Page 41

For ease of reading, all additions and revisions are highlighted in yellow.

**RECOMMENDATION**

That the Workers' Compensation Program Committee recommends that the Executive Committee approve the proposed revisions to the Memorandum of Workers' Compensation and Employer's Liability Coverage, effective July 1, 2017.



# MEMORANDUM OF WORKERS' COMPENSATION & EMPLOYER'S LIABILITY COVERAGE

For The

Association of California Water Agencies  
Joint Powers Insurance Authority

## DECLARATIONS

**FORM NUMBER:** MOWC&ELC-070117

**MEMBER AGENCY:** Member Water Agency

**MAILING ADDRESS:** P.O. Box 123  
Anytown, CA 95768-0123

**COVERAGE PERIOD:** July 1, 2017 to July 1, 2018  
12:01 A.M. Pacific Standard Time

### LIMITS OF COVERAGE:

#### Part 1: Workers' Compensation

**JPIA - Self Insured Retention:**  
Bodily Injury by Accident, or Disease

\$2,000,000 Each Accident

**Excess Coverage**  
Bodily Injury by Accident, or Disease

Statutory Limits for Each Accident

#### Part 2: Employer's Liability:

**JPIA - Self Insured Retention:**  
Bodily Injury by Accident, or Disease:

\$2,000,000 Each Accident

**Excess Coverage**  
Bodily Injury by Accident, or Disease

\$2,000,000 Each Accident

Signed by: \_\_\_\_\_  
(Authorized Representative)

Date: June 18, 2017



# **WORKERS' COMPENSATION & EMPLOYER'S LIABILITY PROGRAM**

## **TABLE OF CONTENTS**

<b>MEMORANDUM OF COVERAGE</b>	<b><u>Page</u></b>
Memorandum of Workers' Compensation & Employer's Liability Coverage General Section.....	2
Definitions.....	3
Part One – Workers Compensation Coverage .....	5
Part Two – Employer's Liability Coverage .....	5
Part Three – Your Duties if Injury Occurs .....	10
Part Four – Premium .....	11
Part Five – Conditions .....	12
Part Six – Dispute Resolution .....	13



## **WORKERS' COMPENSATION & EMPLOYER'S LIABILITY COVERAGE PROVISIONS**

This is a **Memorandum** of understanding between all of the **Member Agencies** of the Association of California Water Agencies Joint Powers Insurance Authority (**Authority**), a California public entities risk pool operating under Sections 990.4 and 990.8 of the California Government Code and other provisions of law. The purpose of this **Memorandum** is to set forth the terms on which the **Authority's Member Agencies** have agreed to pool certain Workers' Compensation risks among their membership, and have agreed to purchase excess insurance (or reinsurance) above the limit of coverage provided by the **Member Agencies'** pooled funds. This **Memorandum** shall be applied according to the principles of contract law, giving full effect to the intent of the **Member Agencies** of the **Authority** in adopting this **Memorandum**. None of the parties to the **Memorandum** are entitled to rely on any contract interpretation principle which would require the interpretation of ambiguous language against the drafter of an agreement. The **Member Agencies** participating in the pool understand and acknowledge that their risk-pooling arrangement governed by this **Memorandum** is not insurance nor is it subject to regulation under the Insurance Code.

Throughout this **Memorandum**, words and phrases that are shown in **bold** type have special meaning and are defined in the GENERAL SECTION. Words that appear in CAPITAL LETTERS have reference to the like titled section in the **Memorandum**.

### **INTRODUCTION**

In return for the payment of the premium and subject to all terms and conditions of this **Memorandum**, we (the **Authority**) agree with you (the **Member Agency** named in the **Declarations**) as follows:

### **GENERAL SECTION**

#### **Definitions - Words And Phrases With Special Meaning**

**Authority** means the Association of California Water Agencies Joint Powers Insurance Authority.

**Bodily injury** shall have the meaning as provided by the applicable **Workers' Compensation Law**, and include death resulting therefrom, but shall not include **occupational disease**.



**Communicable disease** means a disease caused by an infectious organism, which is transmissible from one source to another, directly or indirectly.

**Coverage Period** means the period of time in which an accident or exposure to disease must occur in order for this **Memorandum** to provide coverage.

**Declarations** means the statements made on page one of this **Memorandum** and presumed to be true and accurate.

**Deposit Premium** means the initial premium which a **Member Agency** must pay for coverage. This premium may be later adjusted as a result of any audit by the **Authority** or its agent.

**Employee** means any person performing work which renders the **Member Agency** legally liable under the Workers' Compensation Act of the State of California, or under the common law of the State of California.

**Member Agency** means the local public agency, designated in the **Declarations**, which is a party signatory to the **Authority**, a participant in its Workers' Compensation Program.

**Memorandum** means this document, the **Memorandum Of Workers' Compensation & Employer's Liability Coverage**.

**Occupational disease** shall have the same meaning as provided by the applicable **Workers' Compensation Law**, and include (1) death resulting therefrom and (2) related cumulative trauma injuries or illnesses.

**Occurrence** means an injury or disease of an **employee** arising out of and in the course of employment, **Bodily Injury**, illness, or disease sustained by one or more **employees** as a result of a single accident, incident or exposure, shall be deemed to arise from a single occurrence. The occurrence shall be deemed to take place for the earlier or (a) the last day of the last exposure, in the employment of the **Member Agency**, to conditions causing or aggravating the disease, or (b) the date upon which the employee first suffered disability and either knew, or in the exercise of reasonable diligence should have known, that such disability and either knew, or in the exercise of reasonable diligence should have known, that such disability was caused by employment with the **Member Agency**. All **occupational disease** sustained by one or more **employees** as result of an outbreak of the same **communicable disease** that spans more than one **coverage period** shall be deemed to take place during the first such **coverage period**.



**Volunteers** means any person while acting within the course and scope of his or her duties of the **Member Agency**, provided that, prior to the **occurrence**, the governing Board of the **Member Agency** has adopted a resolution as provided in Division 4, Part 1, Chapter 2, Article 2 of the California Labor Code, declaring such volunteer workers to be **Employees** of the **Member Agency** for purposes of the Workers' Compensation Act; or provided that such volunteer workers are statutorily deemed by the Workers' Compensation Act to be **Employees** for the purposes of workers' compensation.

**Workers' Compensation Law** means the **Workers' Compensation Laws** of the State of California and includes injury by both accidents and diseases. It includes any amendments to those laws which are in effect during the **coverage period**. It does not include the provisions of any law that provides non-occupational disability benefits.

#### A. The Memorandum

This **Memorandum** includes the **Declarations** and all addenda and schedules attached to it. It is a contract of coverage between you and us. The only agreements relating to this coverage are stated in this **Memorandum**.

Neither the terms nor conditions of this **Memorandum** may be changed, except by addendum issued by us to become part of this **Memorandum**. You are responsible for telling us at once when the information contained in the **Memorandum** is no longer accurate for your operations.

#### B. Who Is Covered

You are covered for your liability to your **employees** if you are the **Member Agency** named in the **Declarations**, subject to the provisions of this **Memorandum**.

This **Memorandum** does not cover the liability of any employer other than the **Member Agency** named in the **Declarations**.

#### C. Locations

This **Memorandum** covers all of your workplaces ~~listed in the~~ **DECLARATIONS**; ~~and it covers all of your other workplaces~~ in the United States of America, its territories or possessions, or while **employees** are working temporarily outside the country. ~~world-wide, unless you have other coverage, insurance or are self-insured of such workplaces.~~



#### D. **Qualified Self Insurer**

The **Member Agency** represents that it is a duly qualified self-insured under the **Workers' Compensation Law** of the State of California, with a current and valid certificate of self-insurance, and will continue to maintain such qualifications during the terms this **Memorandum** is in effect. If the **Member Agency** should fail to qualify or fail to maintain such qualifications, the coverage provided under this Memorandum may be terminated the first date of such failure.

## COVERAGE PROVISIONS

### PART ONE – WORKERS' COMPENSATION COVERAGE

This workers' compensation coverage applies to **bodily injury** by accident or **bodily injury** by disease, includes resulting death, subject to the following conditions:

1. **Bodily injury** by accident must occur during the **coverage period**. A disease is not **bodily injury** by accident unless it results directly from **bodily injury** by accident.
2. **Bodily injury** by disease must be caused or aggravated by the conditions of your employment. Your **employee's** last day of last exposure to those conditions causing or aggravating such **bodily injury** by disease must occur during the **coverage period**. **Bodily injury** by disease does not include disease that results directly from **bodily injury** by accident.

### PART TWO - EMPLOYER'S LIABILITY COVERAGE

This employer's liability coverage applies to **bodily injury** by accident or **bodily injury** by disease.

1. The **bodily injury** must arise out of and in the course of the covered employee's employment by you.
2. The employment must be necessary or incidental to your work in California.
3. **Bodily injury** by accident must occur during the **coverage period**.



4. **Bodily injury** by disease must be caused or aggravated by the conditions of your employment. The employee's last day of last exposure to the conditions causing or aggravating such **bodily injury** by disease must occur during the **coverage period**.
5. If you are sued, the original suit and any related legal actions for damages for **bodily injury** by accident or by disease must be brought in the United States of America, its territories or possessions.

#### A. We Will Pay

We will pay promptly when due, the benefits required by the **Workers' Compensation Law**, to those eligible under PART ONE - Workers' Compensation Coverage.

We will also pay all sums you legally must pay as damages because of **bodily injury** to your employees eligible for benefits under this coverage, provided that the **bodily injury** is covered by the PART TWO - Employers Liability Coverage.

The damages we will pay, where recovery is permitted by law, include damages:

1. For which you are liable to a third party by reason of a claim or suit against you by that third party to recover the damages claimed against such third party as a result of injury to your employee;
2. For care and loss of services;
3. For consequential **bodily injury** to a spouse, child, parent, brother or sister of the injured employee;

Provided that these damages are the direct consequence of **bodily injury** that arises out of and in the course of the injured employee's employment by you; and

4. Because of **bodily injury** to your employee that arises out of and in the course of employment claimed against you in a capacity other than as employer.



**B. We Will Defend**

We have the right and duty to defend at our expense any claim, proceeding or suit against you for benefits payable by this coverage. We also have the right to investigate and settle any such claim, proceeding or suit.

We have no duty to defend a claim, proceeding or suit that is not covered by this **Memorandum** except we hereby assume the duty of defending against claims, proceedings or suits brought under Labor Code Section 132(a) and **Serious or Willful Misconduct, Labor Code sections 4553 and 4553.1**.

However, even if the defense is unsuccessful, we shall not be obligated to pay any related judgment or award entered on such claims, proceedings or suits nor shall we be obligated to pay any settlement that is either proposed or accepted. We have no duty to defend or continue defending after we have paid our limit of liability under this **Memorandum**.

**C. We Will Also Pay**

We will pay the following costs, in addition to other amounts payable under this coverage, as part of any claim, proceeding or suit we defend:

1. Reasonable expenses incurred at our request, but not loss of earnings;
2. Premiums for bonds to release attachments and for appeal bonds in amounts up to twice the amount payable under this coverage;
3. Litigation costs taxed against you;
4. Interest on an award or judgment as required by law; and
5. Expenses we incur.

**D. Other Coverage Or Insurance**

If there is any other indemnity, insurance or reinsurance protecting against benefits, damages or expenses covered by this **Memorandum**, the coverage afforded by this **Memorandum** shall apply in excess of such other indemnity, insurance or reinsurance unless such other indemnity, insurance or reinsurance specifically applies to this coverage.

**E. Limit Of Liability**

Our liability to pay for claims is limited.



With regards to PART ONE - Workers' Compensation Coverage: Our limit is shown in the **Declarations**. It is the most we will pay for claims covered by this **Memorandum** because of any one accident or **occurrence**, or series of accidents or **occurrences** arising out of any one event to one or more **employees**.

With regards to PART TWO - Employers Liability: Our limit is shown in the **Declarations**. It is the most we will pay for all damages covered by this **Memorandum** because of **bodily injury** to one or more employees in any one accident or **occurrence**, or series of accidents or **occurrences** arising out of any one event or for disease to any one employee

We will not pay any claims for damages after we have paid the limit of our liability under this **Memorandum** as explained above.

#### **F. Exclusions - Payments You Must Make**

##### **1. PART ONE - Workers' Compensation Coverage**

You are responsible for any payments in excess of the benefits regularly provided by the **Workers' Compensation Law**, including but not limited to those required because:

1. Of your serious and willful misconduct;
2. Of knowingly employing an employee in violation of law;
3. Of knowingly failing to comply with a health or safety law or regulation.
4. Of discharging, coercing, criticism, evaluation, reassignment, discipline, harassment, discriminating against or termination of any employee or any personnel policies, practices, omissions or acts in violation of the law; or;
5. Of fines, penalties, punitive damage or exemplary damages of any kind or imposed for violation of law whether state or federal.

##### **2. PART TWO - Employers Liability Coverage**

This Coverage Does Not Apply to:



1. Liability assumed under a contract.
2. Punitive or exemplary damages where coverage for such liability is prohibited by law or contrary to public policy;
3. **Bodily injury** to an employee while employed in violation of law with your actual knowledge or the actual knowledge of any of your executive officers;
4. Any obligation imposed by a Workers' Compensation, **Occupational Disease**, Unemployment Compensation or Disability Benefits law, or any similar law;
5. **Bodily injury** intentionally caused or aggravated by you;
6. **Bodily injury** occurring outside of the United States of America, or its territories. This exclusion does not apply to **bodily injury** to a citizen or resident of the United States of America who is temporarily outside these countries; or
7. Damages arising out of the discharge of, coercion, criticism, demotion, evaluation, reassignment, discipline, defamation, harassment, humiliation, discrimination against or termination of any employee, or any personnel practices, policies, acts or omissions.
8. Fines or Penalties imposed for violation of law whether state or federal.

3. **Waiver of Subrogation**

This **Memorandum** shall not apply to claims involving a waiver of subrogation approved by a **Member Agency** after the date of injury or illness that resulted in the claim. This exclusion does not apply to a waiver of subrogation in an agreement or contract that was approved by the **Member Agency** prior to the date of injury or illness that resulted in a claim. This exclusion applies to PART ONE AND PART TWO as described in COVERAGE PROVISIONS Section.



### G. **Subrogation - Recovery From Others**

We may enforce your rights, and the rights of persons entitled to the benefits of this coverage, to recover our payments from anyone liable for injury. You will do everything necessary to protect those rights for us and to help us enforce them.

### I. **Statutory Provisions**

These statements apply where they are required by law:

1. Your default or bankruptcy or insolvency, will not relieve us of our duties under this coverage after an injury occurs.
2. Terms of this coverage that conflict with the **Workers' Compensation Law**, are changed by this statement to conform to that Law.

### H. **Action Against Us**

There will be no right of action against us under this coverage unless:

1. You have complied with all the terms of this **Memorandum**; and
2. The amount you owe has been determined with our consent or by actual trial and final judgment.

This coverage does not give anyone the right to add us as a defendant in an action against you to determine your liability.

## **PART THREE – YOUR DUTIES IF INJURY OCCURS**

### A. **Reporting Duties**

The **Member Agency** agrees to give us written notice, immediately if an injury to your employee occurs involving:

- a. Quadriplegia;
- b. Paraplegia;
- c. A fatality;
- d. A major extremity or multiple minor extremity amputation;
- e. Partial or total blindness;
- f. Any serious head injury including but not limited to brain stem injury, or unconsciousness exceeding 24 hours;
- g. Asbestos, mesothelioma, silicosis or any other disease or condition.



- h. Second or third degree burns over 25 percent or more of the body;
- i. Any accident which causes serious injury to two or more employees.

The **Member Agency** agrees to report every occupational injury or illness which results in medical treatment, beyond the definition of First Aid, or any claim by an **Employee** for workers' compensation benefits, to the **Authority**, but in no instance to cause the delay of such report of injury, illness or claim more than five days after date of knowledge or as otherwise required by Labor Code §6409.1. The **Member Agency** agrees to give every employee a claim form pursuant to Labor Code 5401 within one working day of receiving notice or knowledge of a claim or potential claim. Your other duties are listed below:

1. 1. Provide for immediate medical and other services required by the **Workers' Compensation Law**.
2. Give us or our representative the names and addresses of the injured persons and witnesses, and other information we may need.
3. Promptly give us all notices, demands and legal papers related to the injury, claim, proceeding or suit.
4. Cooperate with us, assist us, and give us any information we may request, in the investigation, settlement or defense of any claim, proceeding or suit.
5. Do nothing after any injury occurs that would interfere with our right to recover from others.
6. Do not voluntarily make payments, assume obligations or incur expenses, except at your own cost.

## PART FOUR – PREMIUM

### A. Premium Payments

You will pay all premiums when due.



**B. Records**

You will keep records of information needed to compute your **Deposit Premium**. You will provide us with copies of those records when we ask for them.

**C. Audit**

You will let us examine and audit all your records that relate to the coverage provided by this **Memorandum**. These records include ledgers, journals, registers, vouchers, contracts, tax reports, payroll and disbursement records and programs for storing and retrieving data. We may conduct the audits during regular business hours during the **coverage period** and within three years after the **coverage period** ends. Information developed by the audit will be used to determine the final **Deposit Premium**.

**PART FIVE – CONDITIONS****A. Inspection**

We have the right, but are not obliged, to inspect your workplaces at any reasonable time. Our inspections help us determine whether to accept the risk of covering your **employees** in their workplaces. We may give you reports on the conditions we find. We may also recommend changes. While they may help reduce losses, we do not undertake to perform the duty of any person to provide for the health or safety of your **employees** or the public. We do not warrant that your workplaces are safe or healthful or that they comply with laws, regulations, codes or standards.

**B. Transfer Of Your Rights And Duties**

Your rights or duties under this coverage may not be transferred without our written consent.

**C. Our Notice To You**

Mailing documents that relate to this coverage to you at the mailing address shown in the **Declarations** or by electronic address on file will be sufficient to prove notice to you of the document.



#### **D. Privacy and Confidentiality of Claim Records**

All Claim records, including Claim files, examiners notes, medical reports, subpoenaed records, correspondence, tapes and films, and whether electronic or hard files, are the property of the **Authority**. Because these records may contain confidential or private medical and/or psychological information related to workers' compensation Claims administered by or on behalf of the **Authority**, access to Claim files and the information contained therein is restricted to the **Authority** and its agents and assignees, with the exception that the **Member Agency** is entitled to medical information limited to the diagnosis of the mental or physical condition for which workers' compensation is being claimed and the treatment provided for this condition, or what is necessary for the **Member Agency** to have in order to provide temporary or permanent modification or accommodation of the employee's work duties.

### **PART SIX – DISPUTE RESOLUTION**

#### **A. Arbitration**

In the event that the **Authority** denies coverage for defense and/or indemnity on any claim, the **Member Agency** will have the right to appeal to the Workers' Compensation Committee and if left unresolved to the Executive Committee the decision to deny coverage. Any dispute concerning the decision of the **Authority** to deny coverage for all or part of a claim shall not be subject to any court action, but shall instead be submitted to binding arbitration. The **Member Agency** must exhaust the right to appeal to the Worker's compensation Committee and Executive Committee, before requesting arbitration of the dispute.

Arbitration shall be conducted pursuant to the California Code of Civil Procedure. The covered parties and the **Authority** shall attempt to stipulate to an arbitrator, and if they are unable to agree upon an arbitrator one will be appointed by the Superior Court. No arbitrator shall be employed or affiliated with the **Authority** or any **Member Agency**. The decision of the arbitrator shall be final and binding, shall not be subject to further appeal.



**ACWA JPIA**  
**Excess Workers' Compensation Insurance Proposal**  
**March 20, 2017**

**BACKGROUND**

The Workers' Compensation Program renews on July 1, 2017 which includes the pooled portion as well as the excess layer.

**CURRENT SITUATION**

The Program maintains a \$2 million self-insured layer and then purchases Statutory limits through the excess workers' compensation market. The industry as a whole has experienced relatively flat rates; however, the JPIA's rates per 100 of payroll have been increasing since July 1, 2014. We have been buying excess through Arch Insurance Company since July 2014 and below are our historical rates:

2014-15	\$0.0854
2015-16	\$0.0870
2016-17	\$0.0932

Since the market is relatively soft and carriers are interested again in California, our program was marketed for this renewal period. Three carriers responded - Arch, Safety National and Midlands.

The attached AON analysis outlines the differences amongst the carriers.

After careful review, staff recommends the excess be placed with Safety National at a rate of \$0.090 per \$100 payroll.

**RECOMMENDATION**

That the Workers' Compensation Program Committee recommends that the Executive Committee approve Safety National's excess renewal terms as presented with an effective date of July 1, 2017.



Aon Risk Solutions  
National Casualty | Excess Workers' Compensation

Renewal  
Proposal

## Presented to Association of California Water Agencies Joint Powers Insurance Authority

Excess Workers' Compensation  
Effective 07/01/2016

Proposal Date: March 9, 2017



# Table of Contents

**Executive Summary .....2**

**Insured’s Acknowledgement and Instruction to Bind .....3**

**Quote Comparison.....4**

**Coverage Comparison.....5**

**Details of Payment Terms .....8**

**Appendix.....9**

**Quote Disclosure Report.....10**

**Large Loss Information From Arch .....11**

**Listening to Your Feedback .....12**

This insurance document is furnished to you as a matter of information for your convenience. It only summarizes the listed proposed policy(ies) and is not intended to reflect all the terms and conditions or exclusions of such proposed policy(ies). Moreover, the information contained in this document reflects proposed coverage as of the effective date(s) of the proposed policy(ies) and does not include subsequent changes. This document is not an insurance policy and does not amend, alter or extend the coverage afforded by the listed proposed policy(ies). The insurance afforded by the listed proposed policy(ies) is subject to all the terms, exclusions and conditions of such policy(ies).

The services and placements outlined in this proposal will be provided in accordance with the terms of the notices and policies set forth in the ARS US Business Terms.





## Executive Summary

- The rate increases for the Excess WC market in general appear to be holding steady. We are starting to see more flat rate renewals on accounts that have not experienced negative loss development.
- We placed the incumbent on notice the account was being marketed, and sent it to the markets we thought might be competitive. A list of those markets and the results is outlined in the Quote Disclosure Report, along with the various pages comparing the quotes.
- The incumbent advised they would need to do a claims audit prior to being able to offer the renewal quote, however they were unable to get this done due to timing issues. They did another internal review on the four large claims that had caused them concern last year. Additional information on those is included in the Appendix.
- Arch has quoted a small rate increase, and Safety and New York Marine have quoted decreases. Detailed information for your review follows in the comparisons, along with the quote documents from the carriers.



## Insured's Acknowledgement and Instruction to Bind

We hereby acknowledge receipt and review of the information presented in the Renewal Proposal ("Proposal") dated 3/9/2017 for Excess Workers' Compensation and provided in the attached Quote Disclosure Report (QDR) dated 3/9/2017. We hereby instruct Aon Risk Services to bind the insurance program(s) selected by us and understand that our instruction to bind constitutes an acceptance of the terms and conditions and payments described in this Renewal Proposal.

**Date:** \_\_\_\_\_

\_\_\_\_\_  
**On behalf of Association of California Water  
Agencies Joint Powers Insurance Authority**

- ☐ Arch, \$2,000,000 SIR, \$466,713
- ☐ Safety, \$2,000,000 SIR, \$437,543
- ☐ Midlands, \$2,000,000 SIR, \$407,605

**Thank You**



## Quote Comparison

Carrier	Arch Insurance Company			Safety National Casualty Co		Midlands/NY Marine & General	
AM Best Rating	A XV			A+ XIV		A IX	
Option	Expiring	Renewal Quote	% Change From Expiring		% Change From Expiring		% Change From Expiring
Policy Term	07/01/2016-2017	07/01/2017-2018					
States Covered	CA						
Workers Compensation Limit	Statutory	Statutory		Statutory		Statutory	
Employers Liability Limit	\$2,000,000	\$2,000,000		\$2,000,000		\$2,000,000	
Self-Insured Retention (*See note below)	\$2,000,000	\$2,000,000	0%	\$2,000,000	0%	\$2,000,000	0%
Aggregate Limit	N/A	N/A		N/A		N/A	
Loss Limit	N/A	N/A		N/A		N/A	
Estimated Annual Payroll	\$465,445,508	\$486,158,965	4%	\$486,158,965	4%	\$486,158,965	4%
Estimated Annual Manual Premium	N/A	N/A		N/A		15,453,315	
Policy Period Years	1	1		1		1	
Estimated Normal Policy Premium	N/A	N/A		N/A		N/A	
Rate % of Normal Premium	N/A	N/A		N/A		N/A	
Rate Per \$100 Payroll	0.0932	0.0960	3%	0.0900	-3%	0.0828	-10%
TRIA Premium	\$13,014 Incl	\$14,001 Incl		\$2,188 Incl		\$5,065	
Additional Flat Charge	N/A	N/A		N/A		N/A	
Estimated Policy Period Premium	\$433,795	\$466,713	8%	\$437,543	1%	\$407,605	-6%
Policy Period Minimum Premium	\$433,795	\$466,713	8%	\$393,789	-9%	\$366,844	-15%
Annual Deposit Premium	\$433,795	\$466,713	8%	\$437,543	1%	\$407,605	-6%
Commission (To Be Discounted)	15%	15%		15%		15%	



## Coverage Comparison

Coverages	Carrier Form # Form Date	Arch Insurance Co 00 GL00401 00 01/2008	NY Marine & General Insurance Co XSWC 00 01 01 06	Safety National SPWC-A 09/2008
Best Rating		A+ XV	A IX	A+ XIV
Broadened Named Insured		Yes – 30 Day Notice Of New Entity	No	No
Coverage Continues If Qualification Terminated		No	No	No
Broad Form Other/All States		Yes	Incl By Endt	Incl By Endt XWC0276
NOC/Non-Pay		90/10 By Endt GL0371	90 By Endt	90/10 Incl By Endt XWC0385
Combined WC And EL Retention		Yes	Yes	Yes
Loss Expenses		Incl By Endt GL0386	Included In Definition Of Loss	Incl In Definition Of Loss
Employers Liability		Per Occurrence And Aggregate	Per Occurrence	Per Occurrence
Voluntary Compensation		Yes	Incl By Endt	Incl By Endt XWC0463 Covers Volunteer Employees
Include Volunteers		Incl By Endt GL0368	Incl By Endt	Incl By Endt XWC0291
Foreign Voluntary		Not Unless US or CAN citizen May Need Endt GL0393 which Includes US or CAN <u>Resident</u>	Incl By Endt (Covers <u>US or</u> <u>CAN Resident</u> )	Incl By Endt XWC0428 Covers <u>US Citizens or</u> <u>Residents</u>
Include Repatriation		No Only By Endt GL0393	Incl By Endt (\$50,000)	Incl By Endt XWC0428 (\$25,000)
Include Endemic Disease		No	Incl By Endt	Incl By Endt XWC0428 (Must Manifest w/in 30 Days)
Communicable Disease As Single Occurrence		No	No	Incl By Endt XWC0339
USL&H		Incl By Endt GL0388	Incl By Endt (Incidental Basis)	Incidental Incl By Endt XWC0241
Maritime/ Jones Act		Incl By Endt GL0376	Incl By Endt (Limit no > State Benefits)	Incl By Endt XWC0245
Defense Base Act		No	No	No
Outer Continental Shelf		No	No	No
Nonappropriated Funds		No	No	No
Federal Coal Mine Health & Safety Act		No	No	No
FELA		No	No	No
Migrant And Seasonal		No	No	No
Alternate Employer		No	No	No
Waiver Of Subrogation		Prior Written Contract	Prior Written Contract By Endt WC000313	Incl By Endt XWC0456
Unintentional E&O		Yes	No	No
Omnibus Reconciliation Act		Yes	No	No
In Rem		No	No	No
Stop Gap		Yes	No	No
Late Reporting Penalty		No	1 Yr=15%, 3 Yr=40% Removed By Endt	No
Commutation Clause		No	No	No
Sunset Clause		No	No	No
Escalation Exclusion		No	No	No
Arbitration Clause		No	No	No
Assessments		Silent	Silent	Silent
Owned, Leased, Chartered Aircraft		No Excl In Policy	No Exclusion In Policy	No Excl In Policy



Carrier Form # Form Date	Arch Insurance Co 00 GL00401 00 01/2008	NY Marine & General Insurance Co XSWC 00 01 01 06	Safety National SPWC-A 09/2008
<b>Coverages</b>			
Punitive Damages Where Allowed	Excluded	Excluded	Excluded
Accident/Disease	Disease must be caused or aggravated by employment and last day of last exposure occur during policy period	Event is deemed to end 24 hrs after commencing. Subsequent 24 hrs is separate occurrence. (Removed by Endt) Disease must be caused or aggravated by employment and last day of last exposure occur during policy period	Disease must be caused or aggravated by employment and last day of last exposure occur during policy period
Right/Duty to Defend	Right to request cooperation in investigation...defense of any claim	Right to participate on claims likely to involve carrier	Right to participate on claims likely to involve carrier
Payroll Basis	Policy is Silent But Underwriting Requires Gross	Gross Payroll	Limited By WC Manual
Audit Due Date	Silent	45 Days After Expiration (Physical Audit)	30 Days After Expiration
Change in TPA Notification	Silent	Prior Written Approval of Carrier	During Life of Claims – Prior Written Approval of Carrier

### Claims Reporting Requirements

Type of Claim	Arch	NY Marine & General	Safety 0908
Loss Runs Required	For Renewal or Claims Audit	Quarterly Electronic Data Feed	Quarterly
Notice Required For The Following Types Of Claims	As Soon As Possible	Immediately After Knowledge	Immediate
Failure To Comply May Result In Denial Of Coverage			If Prejudiced By Failure
Any Claim Likely To Involve Coverage Under This Policy	✓	✓	✓
If Carrier Named In Suit Or Suit Which May Involve Indemnity By Carrier	✓	✓	✓
Reopening Any Case Which May Involve Liability Of Carrier	✓	✓	✓
Any EL Claim	✓	✓	✓
Amount 50% Of SIR	✓	✓	✓
Dollar Value of Claim		\$100,000 Or Greater Incurred)	
Two Or More Employees	✓	✓	✓
Fatality	✓	✓	✓
Amputation	Major Extremity Or Multiple Minor Extremity	Major Extremity	Major Extremity
Spinal	Paraplegia Or Quadriplegia	Any Spinal Cord Injury	Paraplegia And Quadriplegia, Any Spinal Cord Injury
Head Or Brain Injury	Serious Including 24 Hour + Unconsciousness	Any Brain Injury	Any Brain Injury
Paralysis			
Loss Of Sight	Partial Or Total	✓	
Loss Of Hearing		✓	
Burns	2 <sup>nd</sup> Or 3 <sup>rd</sup> Over 25% Or More	2 <sup>nd</sup> Or 3 <sup>rd</sup> Over 25% Or More	2 <sup>nd</sup> Or 3 <sup>rd</sup> Over 25% Or More
Disability	Any Likely To Be More Than 1 Year	Any Permanent Total, Temporary Total 1 Yr +, Or Any 9 Mo Or More	
Occupational Disease	Asbestosis, Mesothelioma, Silicosis, Etc.		



Type of Claim	Arch	NY Marine & General	Safety 0908
Fracture		Multiple Or Serious	
Back			
Nerve Damage			
Internal Injury		Massive Or Crushing	
Hospitalization 1 Mo +		✓	
Medical Transplant			
HIV			
Cancer			
Cardiac Event			
Impairment Of Taste Or Smell			
Sexual Abuse Or Molestation			
Psychological/Neurological Involvement			
Any Claim Still Pending 36 Mo After Inception			
Any Notice Received 36 Mo After Inception			
Appealed To State Or Federal Appeals Court			
Unconsciousness			



## Details of Payment Terms

Your insurance premium can be paid up front as invoiced and premium is due upon receipt. Alternatively, the premium can be financed and paid in monthly installments. Should you desire any further information, please do not hesitate to contact your Aon service team, who will be happy to obtain a firm quote on your behalf.



## Appendix

### Insurer Quotes

#### Arch



ACWA Quote.pdf



Quote Email.pdf

#### Midlands Management/New York Marine & Fire



Assoc of CA Water  
Agencies 070117 quot



Assoc of CA Water  
Agencies 070117 UW



Quote Email With  
Terms.pdf

#### Safety National



SNCC Quote.pdf



# Quote Disclosure Report

Trade ID	Program	Line Of Business	Carrier	Carrier Response	Carrier Declination Reason	Premium <sup>2</sup>	Quoted ARS Commission	National Additional Commission Rate <sup>3</sup>	Intermediary, if applicable	Intermediary Commission	ARS Fee <sup>4</sup>	Total ARS Income <sup>1,5,7</sup>	Total Cost to Client (Premium + Fee) <sup>6</sup>	Currency
<b>Policy Term: 07/01/2017 To 07/01/2018</b>														
710000260337	Arch	Excess Workers Compensation	Arch Insurance Company	Quoted	N/A	\$466,713.00	15.00%	N/A	N/A	N/A	N/A	\$70,006.95	\$466,713.00	USD
710000261027	Midlands	Excess Workers Compensation	New York Marine & General Insurance Co.	Quoted	N/A	\$407,605.00	15.00%	N/A	N/A	N/A	N/A	\$61,140.75	\$407,605.00	USD
710000263890	Safety	Excess Workers Compensation	Safety National Casualty Corp	Quoted	N/A	\$437,543.00	15.00%	4.00%	N/A	N/A	N/A	\$83,133.17	\$437,543.00	USD

Presentation Date: Tuesday, March 07, 2017

## Disclosures

1. Aon Risk Services is an insurance producer licensed in your state. Insurance producers are authorized by their license to confer with insurance purchasers about the benefits, terms and conditions of insurance contracts; to offer advice concerning the substantive benefits of particular insurance contracts; to sell insurance; and to obtain insurance for purchasers. The role of the producer in any particular transaction involves one or more of these activities. Compensation will be paid to the producer, based on the insurance contract the producer sells. Depending on the insurer(s) and insurance contract(s) the purchaser selects, compensation will be paid by the insurer(s) selling the insurance contract or by another third party. Such compensation may vary depending on a number of factors, including the insurance contract(s) and the insurer(s) the purchaser selects. In placing, renewing, consulting on or servicing your insurance coverages, Aon Risk Services and its affiliates ("Aon") may participate in contingent commission arrangements with insurance companies that provide for additional contingent compensation, if, for example, certain underwriting, profitability, volume or retention goals are achieved.

Such goals are typically based on the total amount of certain insurance coverages placed by Aon with the insurance company or the overall performance of the policies placed with that insurance company, not on an individual policy basis. As a result, Aon may be considered to have an incentive to place your insurance coverages with a particular insurance company. The insurance purchaser may obtain information about compensation expected to be received by the producer based in whole or in part on the sale of insurance to the purchaser, and (if applicable) compensation expected to be received based in whole or in part on any alternative quotes presented to the purchaser by the producer, by contacting your Account Executive or emailing Aon Email Box. Where Aon participates in contingent commission arrangements with insurance companies, Aon may be entitled to additional commission in the range of 0 to 6% depending upon whether and when specified thresholds are achieved.

2. ARS receives premiums Clients pay for remittance to carriers, as well as refunds insurance companies pay for remittance to Clients, and deposits these payments into fiduciary accounts in accordance with applicable insurance laws until they are due to be remitted. ARS will retain the interest or investment income earned while such funds are on deposit pursuant to those laws and carrier agreements.

3. Notwithstanding whether any commission amounts are shown in the Quoted ARS Commission column, ARS has nationally-agreed commission rates with some carriers for certain lines of business and/or for outsourced administrative services performed on the carrier's behalf. Where there is a Nationally Agreed Commission Rate shown, ARS expects to earn this commission rate on the premium amount quoted herein. Collecting this commission will not change in any way the Premium quoted above.

4. When a carrier does not pay ARS an amount sufficient to cover the brokerage and administrative services performed by ARS on the carrier's behalf for the benefit of our clients, ARS may charge such fees to the client as ARS deems necessary and where permitted by applicable law.

5. Total ARS Income equals the sum of the commission ARS will receive from the Carrier, including quoted or nationally agreed commissions (as applicable), and the ARS fee, if any. Commission is calculated by multiplying the Premium amount by applicable commission rates.

6. The Total Cost to Client is Premium (inclusive of all ARS commission) plus ARS Fee (if applicable). Total Cost to Client does not include applicable surplus lines taxes and fees and it does not include applicable state fees, surcharges, or taxes assessed on the policy.

7. ARS performs various administrative functions related to the procurement of coverage, including, but not limited to, electronic policy filing and storage, expiration tracking, client data management, and administration. Where legally permitted to do so, ARS-US charges for its own account and collects from its clients, a \$300 policy administrative charge per policy placed. In some countries where legally permitted to do so, ARS charges for its own account and collects administrative fees from its clients. Administrative fees are in addition to and not in lieu of any other service fees agreed to and paid to us by our clients and/or any commissions paid to us by insurers, and these administrative fees appear separately on the invoices we issue.



## Large Loss Information From Arch

DOL	Status	Description	Incurred-client loss run val 1-31-17	2016 Arch Claims Value	2017 Arch Claims Value
7/29/11- Largest	Open	Left Hand Amputation	\$1,119,771	\$1,709,855	\$1,570,699
6/4/09	Open	Carpal tunnel	\$915,798	\$1,109,222	\$997,265
5/18/10	Open	CT knees	\$514,841	\$965,172	\$832,205
1/5/11	Open	Back strain	\$484,844	\$311,331	\$540,000



# Listening to Your Feedback

## Aon Service Team

This proposal was prepared by:

**Brokerage**

Marilynn Geyer

*Excess Workers' Compensation National Practice*

t 817.339.2045

m 817.313.9043

Marilynn.Geyer@aon.com

## About Aon

Aon plc (NYSE:AON) is the leading global provider of risk management, insurance and reinsurance brokerage, and human resources solutions and outsourcing services. Through its more than 66,000 colleagues worldwide, Aon unites to empower results for clients in over 120 countries via innovative and effective risk and people solutions and through industry-leading global resources and technical expertise. Aon has been named repeatedly as the world's best broker, best insurance intermediary, reinsurance intermediary, captives manager and best employee benefits consulting firm by multiple industry sources. Visit [www.aon.com](http://www.aon.com) for more information on Aon and [www.aon.com/manchesterunited](http://www.aon.com/manchesterunited) to learn about Aon's global partnership and shirt sponsorship with Manchester United.

© Aon plc 2015. All rights reserved.

The information contained herein and the statements expressed are of a general nature and are not intended to address the circumstances of any particular individual or entity. Although we endeavor to provide accurate and timely information and use sources we consider reliable, there can be no guarantee that such information is accurate as of the date it is received or that it will continue to be accurate in the future. No one should act on such information without appropriate professional advice after a thorough examination of the particular situation.

[www.aon.com](http://www.aon.com)



**ACWA JPIA**  
**Renewal Pricing for the Workers' Compensation Program**  
**March 20, 2017**

**BACKGROUND**

Rates charged to the members are reviewed prior to the beginning of a policy year and may be adjusted at that time. Billing rates for the Workers' Compensation Program are based on projected costs for a given policy year. The largest factor impacting the costs is estimated losses. Rates for each class code were recently reduced by 10% across the board for policy year 7/1/16-17.

**CURRENT SITUATION**

The current actuarially projected loss rates increased since the last actuary evaluation. The losses are estimated to be \$8.2 million based on approximately \$486 million in payrolls for the 7/1/17-18 policy year. The program maintains the current retention of \$2 million.

Pricing in the workers' compensation market appears to be trending towards leveling. The increase in the actuary projected loss rate is an indication of future uncertainty.

The class code Irrigation Drainage may need an increase to keep up with the losses incurred by that class code. Waterworks Operations class code has the opposite challenge where a reduction in rate may be in order due to the losses consistently being less than the related premiums. Five options provided include no rate change, 2%, 3%, 5% and 10% rate increase to the Irrigation Drainage class code. Such increases are offset in each option by proportionately reduced rates to the Waterworks Operations class code. The different options will be discussed during the meeting.

Staff recommends option three (3), a 3% rate increase (new rate of \$7.28) to Irrigation Drainage class code rate. This option reduces the class code pricing for Waterworks Operations to \$4.51 (previously \$4.56). Overall, there would be no change to the amounts collected in total from participating members for 7/1/2017-18 policy year as these rate changes in the class codes offset each other in total premiums collected.

**RECOMMENDATION**

That the Workers' Compensation Program Committee recommends to the Executive Committee to approve option three (3), as presented, with no overall change in rates collected from members for the 2017-18 policy year.



# ACWA JPIA

## WORKERS' COMPENSATION PROGRAM

### EXPECTED REVENUE/EXPENSE & FUNDING REQUIREMENTS COMPARISON

As of March 20, 2017

**OPTION 1 - NO PRICE CHANGE**

	Policy Year 7/1/2015-16 Budget	Policy Year 7/1/2015-16 Actual	Policy Year 7/1/2016-17 Estimate	Policy Year 7/1/2017-18 Projection	% Change from 7/1/2016-17 to 7/1/2017-18
<b>REVENUE:</b>					
1 Deposit Premiums Earned (Note	\$ 11,580,308	\$ 12,203,184	\$ 10,501,250	<b>\$ 11,014,492</b>	4.89%
2 Retrospective Premium Adjustme	(1,070,308)	(4,458,424)	(729,637)	<b>27,714</b>	-103.80%
3 Net Investment Income	808,105	169,285	735,677	<b>838,010</b>	13.91%
4 Total Revenue	<u>\$ 11,318,105</u>	<u>\$ 7,914,045</u>	<u>\$ 10,507,290</u>	<u><b>\$ 11,880,216</b></u>	13.07%
<b>EXPENSES:</b>					
5 Paid Claims and Claims Reserve	\$ 7,922,900	\$ 6,271,990	\$ 7,212,800	<b>\$ 8,216,100</b>	13.91%
6 Purchased Excess Insurance	422,773	497,247	428,777	<b>462,906</b>	7.96%
7 General & Admin. Expenses	<u>2,972,432</u>	<u>1,144,808</u>	<u>2,865,713</u>	<u><b>3,201,210</b></u>	11.71%
8 Total Expenses	<u>11,318,105</u>	<u>7,914,045</u>	<u>10,507,290</u>	<u><b>11,880,216</b></u>	13.07%
9 <b>CONT. TO CAT. RESERVES:</b>	<u><u>\$ 0</u></u>	<u><u>\$ 0</u></u>	<u><u>\$ 0</u></u>	<u><u>\$ 0</u></u>	N/A
10 Number of Program Members	164	180	179	<b>183</b>	2.23%
11 Payroll	\$ 455,341,843	\$ 471,794,000	\$ 462,356,521	<b>\$ 486,158,967</b>	5.15%
12 Ratio of Incurred Losses to Payroll	1.74	1.33	1.56	<b>1.69</b>	8.33%
13 Ratio of Deposit Premium to Payroll	2.54	2.59	2.27	<b>2.27</b>	-0.25%
14 District RAPs	\$250 - \$25,000	\$250 - \$25,000	\$250 - \$25,000	<b>\$250 - \$25,000</b>	
15 Pooled Layer	RAP to \$2M	RAP to \$2M	RAP to \$2M	<b>RAP to \$2M</b>	
16 Program Limits	\$2,000,000	\$2,000,000	\$2,000,000	<b>\$2,000,000</b>	
	Employer	Employer	Employer	<b>Employer</b>	
	Liability and	Liability and	Liability and	<b>Liability and</b>	
	Statutory Limit	Statutory Limit	Statutory Limit	<b>Statutory Limit</b>	
	on Work Comp	on Work Comp	on Work Comp	<b>on Work Comp</b>	



- 1 Deposit Premium - See (Note 1)
- 2 RPA - Calculated to balance budget
- 3 Interest Income - 3.0%
- 5 Claims Expense - Actuarially generated Loss Rate times payroll / 100
- 6 Excess Insurance - Excess Rate times payroll / 100
- 7 G&A Expenses - 33.3% of Annual Budget (\$9,604,589)

<u>VARIABLES</u>	<u>PROJECTION 7/1/2016-17</u>	<u>PROJECTION 7/1/2017-18</u>
PAYROLL	\$462,356,521	\$486,158,967
LOSS RATE/\$100 OF P/R	\$1.5600	\$1.6900
EXCESS RATE/100 OF P/R	\$0.0932	\$0.0900



**Interest Earning Calculations****7/1/2016-17**

Claims Payment Pattern	Unpaid Losses	Annual Interest Earnings 3.00%	Future Value	
	7,922,900			11
17.5%	6,536,393	216,889	291,481	10
26.1%	4,468,516	165,074	215,384	9
21.8%	2,741,323	108,148	136,998	8
15.8%	1,489,505	63,462	78,051	7
7.3%	911,134	36,010	42,997	6
5.3%	491,220	21,035	24,386	5
3.8%	190,150	10,221	11,503	4
1.2%	95,075	4,278	4,675	3
0.8%	31,692	1,901	2,017	2
0.3%	7,923	594	612	1
FV OF ANNUAL EARNINGS			808,104	
CAT FUND CONTRIBU		0		
Interest Earnings			0	
SIEF		0		
Interest Earnings			0	
TOTAL INTEREST EARNINGS			<u>808,104</u>	

**7/1/2017-18**

Claims Payment Pattern	Unpaid Losses	Interest Earnings 3.00%	Future Value	
	8,216,100			11
17.5%	6,778,283	224,916	302,268	10
26.1%	4,633,880	171,182	223,354	9
21.8%	2,842,771	112,150	142,068	8
15.8%	1,544,627	65,811	80,939	7
7.3%	944,852	37,342	44,589	6
5.3%	509,398	21,814	25,288	5
3.8%	197,186	10,599	11,929	4
1.2%	98,593	4,437	4,848	3
0.8%	32,864	1,972	2,092	2
0.3%	8,216	616	635	1
FV OF ANNUAL EARNINGS			838,010	
CAT FUND CONTRIB		0		
Interest Earnings			0	
SIEF		0		
Interest Earnings			0	
TOTAL INTEREST EARNINGS			<u>838,010</u>	



**Workers' Comp. Estimated Deposit Premiums****OPTION 1 - No changes**

<b>7/1/2016-17</b>		CURRENT			% of		% of
CLASS	CODE	RATE	AVG RATE	PAYROLL	Payroll	PREMIUM	Premium
Irrigation Drainage	0251	\$7.07	\$5.56	\$36,884,683	8.0%	\$2,048,975	19.5%
Analytical/Testing Laboratories	4511	1.67	1.31	3,611,437	0.8%	47,388	0.5%
Sewer Construction (<\$21)	6307	11.72	9.21	8,075	0.0%	744	0.0%
Waterworks Operations	7520	4.56	3.58	169,396,451	36.6%	6,069,323	57.8%
Electric Light & Power	7539	3.47	2.73	7,833,468	1.7%	213,577	2.0%
Sanitation District	7580	3.03	2.38	18,543,879	4.0%	441,483	4.2%
Salespersons-Meter Readers	8742	1.04	0.82	68,076,208	14.7%	556,288	5.3%
Clerical	8810	0.86	0.68	154,952,103	33.5%	1,047,049	10.0%
Parks & Recreation	9182	2.03	1.60	2,276,823	0.5%	36,316	0.3%
Camp - Recreational/Educational	9048	6.60	5.19	773,394	0.2%	40,107	0.4%
		\$2.89	\$2.27	\$462,356,521	100.0%	\$10,501,250	100.0%

<b>7/1/2017-18</b>		PROPOSED			% of		% of
CLASS	CODE	NEW RATE	AVG RATE	PAYROLL	Payroll	PREMIUM	Premium
Irrigation Drainage	0251	<b>\$7.07</b>	\$5.56	\$39,539,571	8.1%	\$2,196,456	19.9%
Analytical/Testing Laboratories	4511	<b>1.67</b>	\$1.31	3,794,708	0.8%	49,793	0.5%
Sewer Construction (<\$21)	6307	<b>11.72</b>	\$9.21	8,645	0.0%	796	0.0%
Waterworks Operations	7520	<b>4.56</b>	\$3.58	176,854,634	36.4%	6,336,543	57.5%
Electric Light & Power	7539	<b>3.47</b>	\$2.73	7,948,262	1.6%	216,707	2.0%
Sanitation District	7580	<b>3.03</b>	\$2.38	18,770,164	3.9%	446,871	4.1%
Salespersons-Meter Readers	8742	<b>1.04</b>	\$0.82	69,029,067	14.2%	564,075	5.1%
Clerical	8810	<b>0.86</b>	\$0.68	167,275,497	34.4%	1,130,321	10.3%
Parks & Recreation	9182	<b>2.03</b>	\$1.60	2,212,612	0.5%	35,292	0.3%
Camp - Recreational/Educational	9048	<b>6.60</b>	\$5.19	725,804	0.1%	37,639	0.3%
		<b>\$2.88</b>	\$2.27	\$486,158,967	100.0%	\$11,014,492	100.0%

**% of Increase/Decrease****0.00%****Comparison - % of Losses to % of Premium**

CLASS	CODE	16/17 PAYROLL	% of P/R	5 Yr. Loss 11/12 - 15/16	% of LOSSES	14/15 PREMIUM	% of Premium
Irrigation Drainage	0251	\$39,539,571	8.1%	\$6,377,815	25.3%	\$2,196,456	19.9%
Analytical/Testing Laboratories	4511	3,794,708	0.8%	1,138	0.0%	49,793	0.5%
Sewer Construction (<\$21)	6307	8,645	0.0%	-	0.0%	796	0.0%
Waterworks Operations	7520	176,854,634	36.4%	13,516,555	53.6%	6,336,543	57.5%
Electric Light & Power	7539	7,948,262	1.6%	373,734	1.5%	216,707	2.0%
Sanitation District	7580	18,770,164	3.9%	749,047	3.0%	446,871	4.1%
Salespersons-Meter Readers	8742	69,029,067	14.2%	1,385,076	5.5%	564,075	5.1%
Clerical	8810	167,275,497	34.4%	2,422,120	9.6%	1,130,321	10.3%
Parks & Recreation	9182	2,212,612	0.5%	344,350	1.4%	35,292	0.3%
Camp - Recreational/Educational	9048	725,804	0.1%	27,006	0.1%	37,639	0.3%
		\$486,158,964	100.0%	\$25,196,841	100.0%	\$11,014,492	100.0%



## Workers' Comp. Estimated Deposit Premiums

**OPTION 2 - 2% increase to Irrigatin Drainage  
.7% decrease to Waterworks Operations**

<u>7/1/2016-17</u>		CURRENT			% of		% of
CLASS	CODE	RATE	AVG RATE	PAYROLL	Payroll	PREMIUM	Premium
Irrigation Drainage	0251	\$7.07	\$5.56	\$36,884,683	8.0%	\$2,048,975	19.5%
Analytical/Testing Laboratorie	4511	1.67	1.31	3,611,437	0.8%	47,388	0.5%
Sewer Construction (<\$21)	6307	11.72	9.21	8,075	0.0%	744	0.0%
Waterworks Operations	7520	4.56	3.58	169,396,451	36.6%	6,069,323	57.8%
Electric Light & Power	7539	3.47	2.73	7,833,468	1.7%	213,577	2.0%
Sanitation District	7580	3.03	2.38	18,543,879	4.0%	441,483	4.2%
Salespersons-Meter Readers	8742	1.04	0.82	68,076,208	14.7%	556,288	5.3%
Clerical	8810	0.86	0.68	154,952,103	33.5%	1,047,049	10.0%
Parks & Recreation	9182	2.03	1.60	2,276,823	0.5%	36,316	0.3%
Camp - Recreational/Educati	9048	6.60	5.19	773,394	0.2%	40,107	0.4%
		\$2.89	\$2.27	\$462,356,521	100.0%	\$10,501,250	100.0%

<u>7/1/2017-18</u>		PROPOSED			% of		% of
CLASS	CODE	NEW RATE	AVG RATE	PAYROLL	Payroll	PREMIUM	Premium
Irrigation Drainage	0251	<b>\$7.21</b>	\$5.67	\$39,539,571	8.1%	\$2,240,385	20.3%
Analytical/Testing Laboratorie	4511	<b>1.67</b>	\$1.31	3,794,708	0.8%	49,793	0.5%
Sewer Construction (<\$21)	6307	<b>11.72</b>	\$9.21	8,645	0.0%	796	0.0%
Waterworks Operations	7520	<b>4.53</b>	\$3.56	176,854,634	36.4%	6,292,614	57.1%
Electric Light & Power	7539	<b>3.47</b>	\$2.73	7,948,262	1.6%	216,707	2.0%
Sanitation District	7580	<b>3.03</b>	\$2.38	18,770,164	3.9%	446,871	4.1%
Salespersons-Meter Readers	8742	<b>1.04</b>	\$0.82	69,029,067	14.2%	564,075	5.1%
Clerical	8810	<b>0.86</b>	\$0.68	167,275,497	34.4%	1,130,321	10.3%
Parks & Recreation	9182	<b>2.03</b>	\$1.60	2,212,612	0.5%	35,292	0.3%
Camp - Recreational/Educati	9048	<b>6.60</b>	\$5.19	725,804	0.1%	37,639	0.3%
		<b>\$2.88</b>	\$2.27	\$486,158,967	100.0%	\$11,014,492	100.0%
<b>% of Increase/Decrease</b>		<b>0.00%</b>				11,014,492	

**Comparison - % of Losses to % of Premium**

CLASS	CODE	16/17 PAYROLL	% of P/R	5 Yr. Loss 11/12 - 15/16	% of LOSSES	14/15 PREMIUM	% of Premium
Irrigation Drainage	0251	\$39,539,571	8.1%	\$6,377,815	<b>25.3%</b>	\$2,240,385	<b>20.3%</b>
Analytical/Testing Laboratorie	4511	3,794,708	0.8%	1,138	0.0%	49,793	0.5%
Sewer Construction (<\$21)	6307	8,645	0.0%	-	0.0%	796	0.0%
Waterworks Operations	7520	176,854,634	36.4%	13,516,555	<b>53.6%</b>	6,292,614	<b>57.1%</b>
Electric Light & Power	7539	7,948,262	1.6%	373,734	1.5%	216,707	2.0%
Sanitation District	7580	18,770,164	3.9%	749,047	3.0%	446,871	4.1%
Salespersons-Meter Readers	8742	69,029,067	14.2%	1,385,076	5.5%	564,075	5.1%
Clerical	8810	167,275,497	34.4%	2,422,120	9.6%	1,130,321	10.3%
Parks & Recreation	9182	2,212,612	0.5%	344,350	1.4%	35,292	0.3%
Camp - Recreational/Educati	9048	725,804	0.1%	27,006	0.1%	37,639	0.3%
		\$486,158,964	100.0%	\$25,196,841	100.0%	\$11,014,492	100.0%



## Workers' Comp. Estimated Deposit Premiums

**OPTION 3 - 3% increase to Irrigation Drainage  
1.1% decrease to Waterworks Operations**

7/1/2016-17	CURRENT				% of		% of
CLASS	CODE	RATE	AVG RATE	PAYROLL	Payroll	PREMIUM	Premium
Irrigation Drainage	0251	\$7.07	\$5.56	\$36,884,683	8.0%	\$2,048,975	19.5%
Analytical/Testing Laboratorie	4511	1.67	1.31	3,611,437	0.8%	47,388	0.5%
Sewer Construction (<\$21)	6307	11.72	9.21	8,075	0.0%	744	0.0%
Waterworks Operations	7520	4.56	3.58	169,396,451	36.6%	6,069,323	57.8%
Electric Light & Power	7539	3.47	2.73	7,833,468	1.7%	213,577	2.0%
Sanitation District	7580	3.03	2.38	18,543,879	4.0%	441,483	4.2%
Salespersons-Meter Readers	8742	1.04	0.82	68,076,208	14.7%	556,288	5.3%
Clerical	8810	0.86	0.68	154,952,103	33.5%	1,047,049	10.0%
Parks & Recreation	9182	2.03	1.60	2,276,823	0.5%	36,316	0.3%
Camp - Recreational/Educational	9048	6.60	5.19	773,394	0.2%	40,107	0.4%
		\$2.89	\$2.27	\$462,356,521	100.0%	\$10,501,250	100.0%

<u>7/1/2017-18</u>		PROPOSED			% of		% of
CLASS	CODE	NEW RATE	AVG RATE	PAYROLL	Payroll	PREMIUM	Premium
Irrigation Drainage	0251	<b>\$7.28</b>	\$5.72	\$39,539,571	8.1%	\$2,262,350	20.5%
Analytical/Testing Laboratories	4511	<b>1.67</b>	\$1.31	3,794,708	0.8%	49,793	0.5%
Sewer Construction (<\$21)	6307	<b>11.72</b>	\$9.21	8,645	0.0%	796	0.0%
Waterworks Operations	7520	<b>4.51</b>	\$3.55	176,854,634	36.4%	6,270,650	56.9%
Electric Light & Power	7539	<b>3.47</b>	\$2.73	7,948,262	1.6%	216,707	2.0%
Sanitation District	7580	<b>3.03</b>	\$2.38	18,770,164	3.9%	446,871	4.1%
Salespersons-Meter Readers	8742	<b>1.04</b>	\$0.82	69,029,067	14.2%	564,075	5.1%
Clerical	8810	<b>0.86</b>	\$0.68	167,275,497	34.4%	1,130,321	10.3%
Parks & Recreation	9182	<b>2.03</b>	\$1.60	2,212,612	0.5%	35,292	0.3%
Camp - Recreational/Educational	9048	<b>6.60</b>	\$5.19	725,804	0.1%	37,639	0.3%
		<b>\$2.88</b>	\$2.27	\$486,158,967	100.0%	\$11,014,492	100.0%
<b>% of Increase/Decrease</b>		<b>0.00%</b>				11,014,492	

1.1%

Comparison - % of Losses to % of Premium

		16/17		5 Yr. Loss	% of		% of
CLASS	CODE	PAYROLL	% of P/R	11/12 - 15/16	LOSSES	14/15 PREMIUM	Premium
Irrigation Drainage	0251	\$39,539,571	8.1%	\$6,377,815	<b>25.3%</b>	\$2,262,350	<b>20.5%</b>
Analytical/Testing Laboratories	4511	3,794,708	0.8%	1,138	0.0%	49,793	0.5%
Sewer Construction (<\$21)	6307	8,645	0.0%	-	0.0%	796	0.0%
Waterworks Operations	7520	176,854,634	36.4%	13,516,555	<b>53.6%</b>	6,270,650	<b>56.9%</b>
Electric Light & Power	7539	7,948,262	1.6%	373,734	1.5%	216,707	2.0%
Sanitation District	7580	18,770,164	3.9%	749,047	3.0%	446,871	4.1%
Salespersons-Meter Readers	8742	69,029,067	14.2%	1,385,076	5.5%	564,075	5.1%
Clerical	8810	167,275,497	34.4%	2,422,120	9.6%	1,130,321	10.3%
Parks & Recreation	9182	2,212,612	0.5%	344,350	1.4%	35,292	0.3%
Camp - Recreational/Educational	9048	725,804	0.1%	27,006	0.1%	37,639	0.3%
		\$486,158,964	100.0%	\$25,196,841	100.0%	\$11,014,492	100.0%



## Workers' Comp. Estimated Deposit Premiums

OPTION 4 - 5% increase to Irrigatin Drainage

<u>7/1/2016-17</u>		CURRENT					
CLASS	CODE	RATE	AVG RATE	PAYROLL	% of Payroll	PREMIUM	% of Premium
Irrigation Drainage	0251	\$7.07	\$5.56	\$36,884,683	8.0%	\$2,048,975	19.5%
Analytical/Testing Laboratori	4511	1.67	1.31	3,611,437	0.8%	47,388	0.5%
Sewer Construction (<\$21)	6307	11.72	9.21	8,075	0.0%	744	0.0%
Waterworks Operations	7520	4.56	3.58	169,396,451	36.6%	6,069,323	57.8%
Electric Light & Power	7539	3.47	2.73	7,833,468	1.7%	213,577	2.0%
Sanitation District	7580	3.03	2.38	18,543,879	4.0%	441,483	4.2%
Salespersons-Meter Reader:	8742	1.04	0.82	68,076,208	14.7%	556,288	5.3%
Clerical	8810	0.86	0.68	154,952,103	33.5%	1,047,049	10.0%
Parks & Recreation	9182	2.03	1.60	2,276,823	0.5%	36,316	0.3%
Camp - Recreational/Educati	9048	6.60	5.19	773,394	0.2%	40,107	0.4%
		\$2.89	\$2.27	\$462,356,521	100.0%	\$10,501,250	100.0%

<u>7/1/2017-18</u>		PROPOSED					
CLASS	CODE	NEW RATE	AVG RATE	PAYROLL	% of Payroll	PREMIUM	% of Premium
Irrigation Drainage	0251	<b>\$7.42</b>	\$5.83	\$39,539,571	8.1%	\$2,306,279	20.9%
Analytical/Testing Laboratori	4511	<b>1.67</b>	\$1.31	3,794,708	0.8%	49,793	0.5%
Sewer Construction (<\$21)	6307	<b>11.72</b>	\$9.21	8,645	0.0%	796	0.0%
Waterworks Operations	7520	<b>4.48</b>	\$3.52	176,854,634	36.4%	6,226,721	56.5%
Electric Light & Power	7539	<b>3.47</b>	\$2.73	7,948,262	1.6%	216,707	2.0%
Sanitation District	7580	<b>3.03</b>	\$2.38	18,770,164	3.9%	446,871	4.1%
Salespersons-Meter Reader:	8742	<b>1.04</b>	\$0.82	69,029,067	14.2%	564,075	5.1%
Clerical	8810	<b>0.86</b>	\$0.68	167,275,497	34.4%	1,130,321	10.3%
Parks & Recreation	9182	<b>2.03</b>	\$1.60	2,212,612	0.5%	35,292	0.3%
Camp - Recreational/Educati	9048	<b>6.60</b>	\$5.19	725,804	0.1%	37,639	0.3%
		<b>\$2.88</b>	\$2.27	\$486,158,967	100.0%	\$11,014,492	100.0%
% of Increase/Decrease		<b>0.00%</b>				11,014,492	

Comparison - % of Losses to % of Premium

CLASS	CODE	16/17 PAYROLL	% of P/R	5 Yr. Loss 11/12 - 15/16	% of LOSSES	14/15 PREMIUM	% of Premium
Irrigation Drainage	0251	\$39,539,571	8.1%	\$6,377,815	<b>25.3%</b>	\$2,306,279	<b>20.9%</b>
Analytical/Testing Laboratori	4511	3,794,708	0.8%	1,138	0.0%	49,793	0.5%
Sewer Construction (<\$21)	6307	8,645	0.0%	-	0.0%	796	0.0%
Waterworks Operations	7520	176,854,634	36.4%	13,516,555	<b>53.6%</b>	6,226,721	<b>56.5%</b>
Electric Light & Power	7539	7,948,262	1.6%	373,734	1.5%	216,707	2.0%
Sanitation District	7580	18,770,164	3.9%	749,047	3.0%	446,871	4.1%
Salespersons-Meter Reader:	8742	69,029,067	14.2%	1,385,076	5.5%	564,075	5.1%
Clerical	8810	167,275,497	34.4%	2,422,120	9.6%	1,130,321	10.3%
Parks & Recreation	9182	2,212,612	0.5%	344,350	1.4%	35,292	0.3%
Camp - Recreational/Educati	9048	725,804	0.1%	27,006	0.1%	37,639	0.3%
		\$486,158,964	100.0%	\$25,196,841	100.0%	\$11,014,492	100.0%



## Workers' Comp. Estimated Deposit Premiums

**OPTION 5 - 10% increase to Irrigation Drainage  
3.5% decrease to Waterworks Operations**

<u>7/1/2016-17</u>		CURRENT		PAYROLL	% of Payroll	PREMIUM	% of Premium
CLASS	CODE	RATE	AVG RATE				
Irrigation Drainage	0251	\$7.07	\$5.56	\$36,884,683	8.0%	\$2,048,975	19.5%
Analytical/Testing Laboratories	4511	1.67	1.31	3,611,437	0.8%	47,388	0.5%
Sewer Construction (<\$21)	6307	11.72	9.21	8,075	0.0%	744	0.0%
Waterworks Operations	7520	4.56	3.58	169,396,451	36.6%	6,069,323	57.8%
Electric Light & Power	7539	3.47	2.73	7,833,468	1.7%	213,577	2.0%
Sanitation District	7580	3.03	2.38	18,543,879	4.0%	441,483	4.2%
Salespersons-Meter Readers	8742	1.04	0.82	68,076,208	14.7%	556,288	5.3%
Clerical	8810	0.86	0.68	154,952,103	33.5%	1,047,049	10.0%
Parks & Recreation	9182	2.03	1.60	2,276,823	0.5%	36,316	0.3%
Camp - Recreational/Educational	9048	6.60	5.19	773,394	0.2%	40,107	0.4%
		\$2.89	\$2.27	\$462,356,521	100.0%	\$10,501,250	100.0%

<u>7/1/2017-18</u>		PROPOSED		PAYROLL	% of Payroll	PREMIUM	% of Premium
CLASS	CODE	NEW RATE	AVG RATE				
Irrigation Drainage	0251	<b>\$7.78</b>	\$6.11	\$39,539,571	8.1%	\$2,416,102	21.9%
Analytical/Testing Laboratories	4511	<b>1.67</b>	\$1.31	3,794,708	0.8%	49,793	0.5%
Sewer Construction (<\$21)	6307	<b>11.72</b>	\$9.21	8,645	0.0%	796	0.0%
Waterworks Operations	7520	<b>4.40</b>	\$3.46	176,854,634	36.4%	6,116,898	55.5%
Electric Light & Power	7539	<b>3.47</b>	\$2.73	7,948,262	1.6%	216,707	2.0%
Sanitation District	7580	<b>3.03</b>	\$2.38	18,770,164	3.9%	446,871	4.1%
Salespersons-Meter Readers	8742	<b>1.04</b>	\$0.82	69,029,067	14.2%	564,075	5.1%
Clerical	8810	<b>0.86</b>	\$0.68	167,275,497	34.4%	1,130,321	10.3%
Parks & Recreation	9182	<b>2.03</b>	\$1.60	2,212,612	0.5%	35,292	0.3%
Camp - Recreational/Educational	9048	<b>6.60</b>	\$5.19	725,804	0.1%	37,639	0.3%
		<b>\$2.88</b>	\$2.27	\$486,158,967	100.0%	\$11,014,492	100.0%
<b>% of Increase/Decrease</b>		<b>0.00%</b>				11,014,492	

3.5%

Comparison - % of Losses to % of Premium

CLASS	CODE	16/17 PAYROLL	% of P/R	5 Yr. Loss 11/12 - 15/16	% of LOSSES	14/15 PREMIUM	% of Premium
Irrigation Drainage	0251	\$39,539,571	8.1%	\$6,377,815	<b>25.3%</b>	\$2,416,102	<b>21.9%</b>
Analytical/Testing Laboratories	4511	3,794,708	0.8%	1,138	0.0%	49,793	0.5%
Sewer Construction (<\$21)	6307	8,645	0.0%	-	0.0%	796	0.0%
Waterworks Operations	7520	176,854,634	36.4%	13,516,555	<b>53.6%</b>	6,116,898	<b>55.5%</b>
Electric Light & Power	7539	7,948,262	1.6%	373,734	1.5%	216,707	2.0%
Sanitation District	7580	18,770,164	3.9%	749,047	3.0%	446,871	4.1%
Salespersons-Meter Readers	8742	69,029,067	14.2%	1,385,076	5.5%	564,075	5.1%
Clerical	8810	167,275,497	34.4%	2,422,120	9.6%	1,130,321	10.3%
Parks & Recreation	9182	2,212,612	0.5%	344,350	1.4%	35,292	0.3%
Camp - Recreational/Educational	9048	725,804	0.1%	27,006	0.1%	37,639	0.3%
		\$486,158,964	100.0%	\$25,196,841	100.0%	\$11,014,492	100.0%



**ACWA JPIA**  
**Overview of the Workers' Compensation Program**  
**March 20, 2017**

**BACKGROUND**

The Workers' Compensation Department began in 1984 and currently consist of 179 members. The Workers' Compensation Department consists of the Claims Manager, three Senior Claims Examiners and two Administrative Assistants II.

**CURRENT SITUATION**

The Committee will be provided with pending assembly bills that may affect how workers' compensation claims are handled in the future. Staff will also be presenting the current environment of structured settlements.

**RECOMMENDATION**

None, informational only.



## SUMMARY OF BILLS PENDING IN THE WORKERS' COMPENSATION SYSTEM

**AB44:** Responding to the poor claims payment practices of the County of San Bernardino after the Islamist terrorist attacks, **AB44** would remove victims of workplace violence and terrorist attacks from the Utilization Review (UR) and Independent Medical Review (IMR) processes. Worse it would move medical reviews back in front of judges with no medical training, which was the problem UR and IMR were created to solve.

This bill has been referred to Assembly Insurance and will likely be heard in the next several weeks.

**AB221:** Seeks to prevent the filing of fraudulent occupational disease and cumulative trauma claims by denying payment for the claim unless it meets specific criteria: The treatment is authorized by the employer, is accepted by the employer, the Workers' Compensation Appeals Board rules the injury is compensable, and/or the claim settled for more than \$25,000.

**AB553:** Would require the Administrative Director of the Division of Workers' Compensation to have the Return-to-Work Program distribute the \$120,000,000 annually to eligible workers, as specified, and would require, commencing with the end of the 2017 calendar year, that any remaining program funds available after the above-described supplemental payments are made be distributed pro-rata to those eligible workers, subject to a \$25,000 limit per calendar year. The bill would also prohibit attorney's fees from being deducted from any of the payments made to workers for the program.

**AB570:** Would prohibit apportionment of permanent disability, in the case of a physical injury occurring on or after January 1, 2018, from being based on pregnancy, childbirth, or other medical conditions related to pregnancy or childbirth. This bill is similar to last year's AB1643 that was vetoed by the governor. That bill was also more expansive and included such conditions as menopause and osteoporosis.

**AB1295:** Would require that if a denial of treatment requested by a treating physician is subsequently overturned by Independent Medical Review (IMR) or by the Workers' Compensation Appeals Board (WCAB), any temporary disability paid or owing from the date of the denial until the treatment is authorized would not be included in the calculations of the aggregate disability payments.





## JPIA MEETING & CONFERENCE CALENDAR – 2017

67

MEETING DATES	BOARD OF DIRECTORS	EXECUTIVE	PERSONNEL	FINANCE & AUDIT	PROGRAMS				RISK MGMT
					Emp. Benefits	Liability	Property	Work Comp	
FEB 7		8:30 AM							
FEB 28				1:00 PM					
MAR 20				1:00 PM				3:00 PM	
MAR 21		8:30 AM							
APR 4					1:00 PM	9:00 AM			
APR 20			TBD						
MAY 8	1:30 PM	10:15 AM							8:30 AM
MAY 9	ACWA CONFERENCE MAY 9 TO 12 – MONTEREY								
MAY 31		11:00 AM							
JUN 27		1:00 PM			9:00 AM				
JUL 20			11:00 AM ONTARIO						
AUG 29			10:00 AM	1:00 PM		3:00 PM			
AUG 30		8:30 AM							
SEP 12	CAJPA CONFERENCE SEPTEMBER 12 TO 15 – SOUTH LAKE TAHOE CA								
OCT 31		11:00 AM	9:00 AM						
Nov 27 ANAHEIM	1:30 PM	10:15 AM							
Nov 28	ACWA CONFERENCE NOVEMBER 28 TO DECEMBER 1 – ANAHEIM								

	JAN	FEB	MAR	APR	MAY	JUN	JUL	AUG	SEP	OCT	NOV	DEC
JPIA CLOSED	2/16	20			29		4		4		23/24	25/26
MGR MEETINGS	6	3	3	7	1	5	3	7	4	2	6	4
STAFF Q&A	11	8	8	12	18	14	12	9	6	11	15	7
RM @ JPIA		8-9		12-13		14-15		9-10		11-12		7-8