AAPA JOINT LAW REVIEW and INSURANCE COMMITTEE MEETING

David Alexander
Port Attorney
Port of Oakland
“Great art is not polite”

Simon Schama

“Great coverage is neither subtle nor accidental, but it is always elusive”

David Alexander
What is an OCIP?
What are the hoped for benefits?

- Cost Savings
- Higher insurance limits enabling sub-consultants to participate that do not carry the insurance requirements
- Longer coverage term available including completed operations coverage beyond the term
- Coordinated safety and loss control management particularly helpful in workers compensation matters
- Greater control over defense (one coverage, one strategy)
What are the hoped for benefits?

- Reduction or elimination of actions over claims, indemnity and coverage
- Enhanced opportunities for small and local contractors to bid
- Streamline contracting
- Solution to indemnity and additional insured issues:
  California law re indemnity CCC 2782
- Knowledge that insurance is there
CAUTION

- Expensive
- Expense of administration
- Cash Flow
- Negotiate terms
  (custom product)
- Control
- Expiring contract
CONCLUSIONS

- Right size project
- Right number of contractors
- Right contract language
COVERAGE IS ELUSIVE