



## CSURMA

## POLICY AND PROCEDURE NO. 8

---

**EFFECTIVE:** JULY 1, 2009

**REVISED:** OCTOBER 28, 2009; MAY 9, 2014 and January 10, 2016

**SUBJECT:** COVERAGE DETERMINATIONS FOR CLAIMS DESIGNATED  
"SYSTEMWIDE"

---

*Should there be any discrepancy between this document and either the JOINT POWERS AGREEMENT or BYLAWS, the JOINT POWERS AGREEMENT and BYLAWS will govern.*

### **POLICY:**

It is the policy of the CSURMA that certain claims covered under the Campus Risk Pool Liability Program may present matters with systemwide implication that should not be treated as campus specific claims that impact a campus' deductible and loss experience. Such otherwise covered claims that are designated as "Systemwide Claims" shall be funded by the Campus Risk Pool Liability Program but tracked separately from campus loss history.

### **PROCEDURE:**

The campus or Chancellor's Office may identify claims that are nominated as "Systemwide Claims." Without regard to how a claim is filed or plead, Systemwide Claims are defined as those claims that:

- Raise matters of law that go beyond a single campus' operations;
- Have the potential to create precedent that impacts the University beyond a single campus' operations; or,
- Arise as a result of allegations that a campus has followed a directive of the Chancellor's Office.

A campus or the Chancellor's Office may nominate a claim for treatment as a Systemwide Claim by notifying the Claims Manager. The Claims Manager will work with the CSU's Director of Systemwide Risk Management and Office of General Counsel and campus to develop information on which a determination recommendation shall be made by the CSURMA Secretary-Auditor. The CSURMA Secretary-Auditor's determination and recommendation shall be presented to the CSURMA Executive Committee at the Executive Committee's next available regularly scheduled meeting for action.

If a campus disagrees with the Executive Committee's determination action, the campus within 45 days of receipt of such determination must send a written request to the CSURMA Secretary-Auditor for reevaluation of the coverage determination by the CSU Executive Vice Chancellor,



## **CSURMA**

## **POLICY AND PROCEDURE NO. 8**

Business and Finance. The determination of the Executive Vice Chancellor, Business and Finance shall be communicated to the member and shall be final.

If the campus does not agree with the CSURMA Claims & Coverage Committee's determination, the campus within 30 days of receipt of such determination will send a written request to the Claims Manager asking that the CSURMA Executive Committee evaluate the claim at the Committee's next regularly scheduled meeting. The Executive Committee's determination shall be final as respects the CSURMA's liability to cover the claim.

In all steps of the coverage evaluation process, the Claims Managers, Claims & Coverage Committee and Executive Committee shall take into consideration the written Memorandum of Coverage, practices of the CSU and CSURMA and best interests of the CSU. Note that the CSURMA coverage extends to its retained limits. The CSURMA's excess insurers may not cover claims that are covered in the CSURMA's layer.