

## SUMMARY OF YOUR CURRENT INSURANCE

INSURED:



PREPARED BY:



### Directors & Officers Liability (D&O) and Employment Practices Liability (EPL)

August 31, 2019-20: Association for Corporate Growth & Chapters of the Association for Corporate Growth

#### Limits of Insurance

- \$10,000,000 Aggregate Limit (Primary \$5,000,000 and \$5,000,000 excess of \$5,000,000)

#### Directors & Offices Liability

- Clause 1 – Non-Indemnified – ACG Retention \$0; Chapter Retention \$0
- Clause 2 – Indemnified – ACG Retention \$5,000; Chapter Retention \$5,000
- Clause 3 – Entity - ACG Retention \$5,000; Chapter Retention \$5,000

#### Employment Practices Liability

- Clause 1 – Employment Practices Liability – ACG Retention \$2,500; Chapter Retention \$5,000
- Clause 2 – Third Party Liability - ACG Retention \$5,000/ \$50K for CA employees; Chapter Retention \$5,000/ \$50K for CA employees

#### Prior & Pending Litigation Date:

- August 8, 2007

#### Insured

- Organization/Association/Entity
- Director, Trustee (Duly Elected or Appointed); Committee Member (Duly Constituted)
- Officer; Employee; Volunteer; In-House General Counsel; Outside Directorship (NFP); Estate, Heir, Legal Representative or Assigns in the Event of Death, Incapacity or Bankruptcy; Lawful Spouse/Domestic Partner
- Independent Contractor, Prospective Employees (for EPL)

#### Wrongful Act Means:

- Error; Act; Omission; Neglect; Misstatement; Misleading Statement; Breach of Duty while Performing Association Business; Personal Injury Wrongful Act; Publisher Wrongful Act; Employment Practices Liability; Third Party Employment Practices Liability

#### Claim Means:

- Written demand for monetary damages and non-monetary relief
- Civil proceeding commenced by the service of a complaint or similar pleading
- Criminal proceeding commenced by the return of an indictment
- Formal administrative or regulatory proceedings commenced by the filing of a notice of charges, formal investigative order or similar document. Entity only insured as long as an Individual Insured is included in the allegations.

#### Loss (limited to):

- Damages; Judgment; Settlement; Pre-Judgment and Post-Judgment Interest; Punitive or Exemplary Damages, or the multiple portion of any Multiplied Damage Award, where Insurable by Law; Defense Cost for contesting claims for Assessment of Certain IRS Tax Codes; Defense Costs, Charges and Expenses Outside Limit

#### Policy Provisions

- Territory – Worldwide
- Right and Duty to Defend
- Claims-Made and Reported
- Non-Rescindable Side-A [does not provide a separate tower of limits]
- Early Claim Reporting for Employment Practices (reduces deductible by 10% if claim reported within 15 days of demand)
- Hammer Clause – 70%/30%
- Separate Defense Costs Limit Endorsement - \$1,000,000 for D&O and EPLI (ACG only)

All coverages and exclusions are not included on this page. Please refer to policy for all applicable terms and conditions. Additional limits and/or changes may be available.

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### Directors & Officers Liability (D&O) and Employment Practices Liability (EPL) (cont.)

#### Exclusions – Arising out of:

- Prior to Effective Date of Coverage
- Pending or Prior Litigation
- Certification/Accreditation or Standard Setting [no affirmative coverage; defense sublimit available at an additional cost]
- Criminal, Dishonest, Fraudulent or Malicious Act, Error or Omission
- Pollution
- Liability of Others Assumed Under any Written, Oral, Expressed or Implied Contract or Agreement Unless Liable in the Absence of a Contract or Agreement
- Bodily Injury, Death, Sickness or Disease
- Infringement of Patent or Mis-Appropriation of Intellectual Property, Ideas or Trade Secrets; except Publisher Wrongful Act – Entity
- Mental or Emotional Distress (D&O)
- Damage to Tangible Property
- Gain, Profit or Advantage to Which You Are Not Legally Entitled; subject to Final Adjudication
- ERISA of 1974 and Similar Acts
- Workers' Compensation and Other Related Laws
- Professional Services [coverage available at an additional cost]
- Securities Act or State Sky Blue Laws, Etc.
- Employee Trust, Charitable Organization, Corporation, Company, or Business Other Than Named Insured
- Insured Versus Insured; Bankruptcy/Trustee Carveback for D&O
- Business Enterprise Not Named in the Declarations Page
- Nuclear
- War or Civil War
- Certified and Non-Certified Terrorism
- All Known and/or Reported Claims/Circumstances
- Fiduciary Capacity as Respects Employee Benefit Plans, Including ERISA
- Violation of Statute or Ordinance with Knowledge or Consent of Insured
- Breach of Contract; Except Employment
- Violation of Work Related Acts; Except Equal Pay Act
- Any Matters Deemed Uninsurable By Law
- **Please Refer to Your Policy for All Exclusions**

#### Extended Reporting Period

- Period of Time: 1 Year
- Additional Premium: 75% of Annual Premium

#### Additional Coverages:

- Crime: \$1,000,000 Limit; \$2,500 Retention
- Kidnap and Ransom: \$1,000,000 Limit; No Retention

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### **Commercial Automobile Liability (as part of the Business Owners Package)**

August 31, 2019-20: Association for Corporate Growth & Its Chapters

#### **Limits of Insurance**

- \$1,000,000 Hired and Non-Owned Liability

### **Commercial General Liability and Umbrella Liability**

August 31, 2019-20: Association for Corporate Growth & Its Chapters

#### **Policy Type**

- Occurrence Form
- Defense Outside Limit

#### **Limits of Insurance**

- \$1,000,000 Bodily Injury and/or Property Damage Per Occurrence
- \$2,000,000 Annual Aggregate Per Location
- \$2,000,000 Annual Aggregate Products/Completed Operations
- \$1,000,000 Personal Injury and Advertising Injury (Excludes Employment-Related Practices, such as Discrimination and Wrongful Termination)
- \$300,000 Fire Legal Liability – Damage to Rented Premises
- \$10,000 Medical Payments Per Person
- Umbrella Liability: \$5,000,000 Each Occurrence and Aggregate; \$10,000 Self-Insured Retention

#### **Coverage Highlights**

All Premises/Operations, Independent Contractors and Products and Completed Operations Including:

- Additional Insured – Designated Person/Organization and Limited Primary/Non-Contributory
- Blanket Contractual for Named Contracts
- Written Contractual for Personal Injury and Advertising Injury
- Extended Definition of Bodily Injury
- Fellow Employees Covered for Bodily Injury
- Discrimination (Other than Employment, unless Prohibited by Law)
- Host Liquor Liability
- Incidental Medical Malpractice
- Limited Worldwide Products Liability (Suits in US)
- Non-Owned Watercraft (less than 51 feet) and Non-Owned Aircraft Rented with Trained Crew
- Waiver of Subrogation Where Required by Written Contract
- Employees, Lessors of Premises, Vendors, Lessors of Leased Equipment, Volunteers as Insureds

#### **Notable Exclusions Include, But Are Not Limited To The Following:**

- Absolute Pollution Exclusion, Hostile Fire Exception
- Asbestos Exclusion
- Cyber/Network Liability
- Employment Practices Exclusion
- ERISA Exclusion
- Fungus or Bacteria Exclusion
- Intellectual Property
- Lead Exclusion
- Nuclear, Biological or Chemical – Non-TRIA
- Professional Liability Exclusion
- Recording and Distribution of Material or Information in Violation of Law Exclusion

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- Silica Exclusion
- War
- Non-Certified Acts of Terrorism

### **Please Refer To Your Policy For All Exclusions**

Note: Liability limits are shared by all Association for Corporate Growth & Chapters.

### **Commercial Property**

August 31, 2019-20: Association for Corporate Growth & Chapters

- 125 S. Wacker Drive, Suite 3100, Chicago, IL 60606
  - Business Personal Property: \$408,200
  - Improvements & Betterments: \$600,000
  - EDP Equipment, Data/Media: \$100,000
  - Business Income/Extra Expense: Actual Loss Sustained
  - Deductible: \$500 (except \$250 for EDP Equipment)
- Personal Property Including Inventory at Any Other Location: \$10,000
- Personal Property – Exhibition, Fair, Trade Show: Included

**Please refer to your policy for all exclusions.**

### **Foreign Package**

August 31, 2017-20: Association for Corporate Growth & Chapters

Coverage Territory: United Kingdom, Germany, Spain, Austria, Netherlands, China, France, Czech Republic

### **International Property**

- \$100,000 Personal Property – Any One Location or In Transit
- \$1,000 Deductible (\$2,500 LapTop Deductible)

### **International General Liability**

- \$1,000,000 Each Occurrence
- \$1,000,000 Personal & Advertising Injury
- \$2,000,000 General Aggregate
- \$1,000,000 Damage to Premises Rented to You Limit (Any One Premises)
- \$25,000 Medical Payment
- \$1,000,000 Employee Benefits Liability - Each Claim/Aggregate

### **International Automobile**

- \$1,000,000 Owned, Hired and Non-Owned Automobile Liability
- Medical Payments: \$50,000 Each Accident
- Hired Auto Physical Damage : \$50,000 Any One Accident/Any One Policy Period
- Note: Coverage is excess/DIC over local compulsory insurance for owned vehicles only. It is primary for hired and non-owned autos. This coverage is not a substitute for local compulsory auto liability.

### **International Workers Compensation**

- \$1,000,000 Employers Liability
- \$1,000,000 Executive Medical Assistant Services

### **Kidnap/Ransom & Extortion**

- \$250,000 Each Covered Loss

**Please refer to your policy for all exclusions.**

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