

Risk Transfer and Insurance Requirements

Oregon Local Public Bodies (*only*)

DAS Risk Management

AGENDA

- **Standard practice – Risk transfer & Insurance**
- **History, differences – IGA's w/Oregon Local Public Bodies**
- **Challenges**
- **Solution**
- **Take aways**
- **Training**

Standard Practice – Risk Transfer & Insurance

Contracts for Services

Risk Transfer (Indemnity/Hold Harmless requirements):

Contractor shall defend (subject to ORS chapter 180) save, hold harmless, and indemnify the State of Oregon and Agency and their officers, employees and agents from and against all claims, suits, actions, losses, damages, liabilities, costs and expenses of any nature whatsoever, including attorneys fees, resulting from, arising out of, or relating to the activities of Contractor or its officers, employees, subcontractors, or agents under this agreement.

[DASRM_IndemnityLanguage_and_insuranceRequirement](#)

➤ Requirement applies to the *contractor*.

Insurance:

- ***Applies to the contractor.***
- **Financial backing behind indemnity/hold harmless requirement.**

Risk Assessment Tools for Determining Insurance Requirements

After completing the risk assessment, click the appropriate link below the tool to select the insurance requirement template. Use the results from the risk assessment to complete the template. The templates for services and goods contracts and for services and goods **intergovernmental agreements (IGA)** include insurance coverage that may not be applicable to a current situation. The risk assessment will help determine which insurance coverage to request.

Services and Goods Risk Assessment Tool and Templates

[TOOL: Services and goods contracts and grant agreements](#)

- [Template for services and goods contracts](#)
- [Template for services and goods **intergovernmental agreements \(IGA\)**-For local public bodies- subcontractor only](#)
- [Template for **grant agreements**](#)

[Department of Administrative Services : Contract Insurance Requirement - Tool, Templates & Tool Training : Risk Management : State of Oregon](#)

IGAs w/Oregon Local Public Bodies

- **History, differences (risk transfer & insurance) – IGA's w/Oregon Local Public Bodies.**
 - **Challenges**
 - **Solution**
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- **White Paper – State-Local Contracts Workgroup.**
 - **Tool/solution**
 - **Sample agreement – IGA w/OR Loc Pub Bodies**

Next Steps

- **Take aways:**

- **Distribute tool.**
- **Request assistance (if needed) *before* implementing IGA agreement with OR Loc Pub Body.**

[Department of Administrative Services : Welcome Page : Risk Management : State of Oregon](#)



State Agency Employee Questions for Risk Management or Out-of-State Insurance
Request use our new [Origami portal](#).

- **Training**

- **DAS Risk Management - Contract 101 training.**
- **Part 1: December 2, 9:00 – 11:00 a.m.**
- **Part 2: December 4, 9:00 – 11:00 a.m.**
- **Procurement *and Program Managers*.**
- **Watch for marketing; help distribute.**