

5.08 Risk Management¹

The School Board of Clay County is self-insured in accordance with Florida law for personal injury, property damage, worker's compensation, and similar claims. The Board utilizes a third party administrator ("TPA") to process and assist with the Board's management and resolution of such claims.

A. Risk Management Claims Committee

A Risk Management and Claims Committee is established to review and authorize settlement of certain claims. The committee shall be comprised of:

1. the Assistant Superintendent of Business Affairs;
2. the School Board Attorney;
3. the Coordinator of Risk Management;
4. the School Board Chair or his/her designee; and
5. for cases involving worker's compensation, personal injury, or property damage claims, a representative of the TPA and/or assigned counsel.

B. Settlement Authority

The Board hereby authorizes:

1. The Coordinator of Risk Management and TPA to settle any worker's compensation, personal injury, or property damage claim up to \$10,000.
2. The Assistant Superintendent of Business Affairs, the Coordinator of Risk Management, the School Board Attorney, and School Board Chair to settle any worker's compensation, personal injury, or property damage claims claim up to \$20,000.
3. The Superintendent, School Board Attorney, and School Board Chair or his/her designee to settle any worker's compensation, personal injury, or property damage claim, as well as any other claim arising from statute or contract up to \$50,000.

The Board authorizes the Superintendent to execute on the Board's behalf appropriate settlement documents in connection with the settlement of any of the foregoing claims, provided that such documents have been reviewed and approved by the School Board Attorney.

¹ If the policy is adopted, current Board Policy 5.08, *Food And Nutrition Services*, will be renumbered as Board Policy 5.09.

C. Claims Committee Meetings

The Claims Committee will be convened by the Coordinator of Risk Management when authorization is sought to settle any claim or lawsuit for an amount in excess of \$50,000. Any settlement in excess of \$50,000 must be presented to and authorized by majority vote of the School Board. Absent Board approval, no monetary settlement shall exceed the statutory limits imposed by section 768.28 of the Florida Statutes. The Claims Committee will consider all relevant factors, applicable laws, and recommendations of the TPA and any assigned counsel when determining settlement options.

(Ref. F.S. §§ 1001.41; 1001.42; 1001.43) [Adopted ____/____/18]