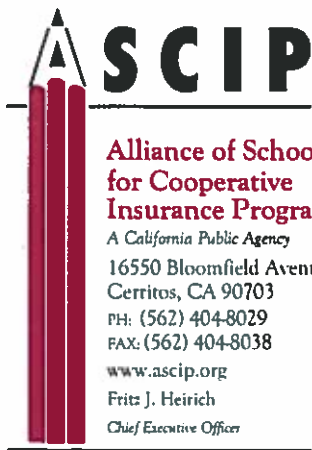




**Alliance of Schools
for Cooperative
Insurance Programs**

A California Public Agency

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Fritz J. Heirich

Chief Executive Officer

October 10, 2019

Mr. Eric Jacklin
Director of Risk Management
Riverside Unified School District
3380 Fourteenth Street
Riverside, CA 92501

Re: Liability Coverage for Citizen Oversight Committee

Dear Mr. Jacklin:

This letter is in response to your email inquiry questioning whether or not a Citizen Oversight Committee would or may have coverage for a claim or suit brought against one or more of the members under the ASCIP's General Liability Memorandum of Coverage.

It is ASCIP's understanding that the Riverside Unified School District (RUSD) was successful in obtaining voter approval for a bond measure in 2016. Because of statutory accountability requirements of Prop. 39 and related legislation, RUSD is required to establish an independent Citizen's Oversight Committee to oversee the management of bond funds for construction to assure that the funds are being spent for the intended purpose. While independent, the Committee ultimately serves an RUSD purpose in being formed, the statute being met, and oversight in place to facilitate bond funds use for needed and authorized purposes by RUSD.

The District may, in its discretion, choose to designate the Citizen Oversight Committee members as "Volunteers" by way of a Board Resolution and indemnify them for actions or omissions while acting in course and scope of the Committee position. Any such Resolution should be very carefully worded to reflect that the Committee itself and its members are not under the direction or control of the District, and are in all respects independent of the District, and that the District recognizes the important public purpose served by the Committee in oversight as to proper use of Bond funds and service being provided to the District in being agreeable to be members on the Committee.

Under ASCIP's General Liability Memorandum of Coverage (MOC), 'Volunteers' have the status as a 'Covered Party,' and coverage is subject to all terms and conditions of the MOC. Coverage includes protection to Committee members from legal liability arising out of bodily injury, property damage to others, and errors and omissions in the discharge of Committee members' duties because of their position, and personal injury liability, but not for actions outside of the course and scope, for any intentional wrongdoing, or any mismanagement of bond funds for personal profit or advantage (or other exclusions which may be applicable).

Executive Committee

OFFICERS

Keith Butler, Ph.D., President
Palos Verdes Peninsula USD
(K-12; 1-15,000 ADA)

Mays Kakish, Vice President
Riverside USD
(K-12; 15,000+ ADA)

Susan Hume, Treasurer
Bonita USD
(K-12; 1-15,000 ADA)

MEMBERS

Peter Hardash
Rancho Santiago CCD
(Community College District)

Phil Hillman
Ontario-Montclair SD
(K-8 Districts)

Michael Johnston
Clovis USD
(K-12; 15,000+ ADA)

Corinne Kelsch
SCCSIG JPA
(Joint Powers Authority)

Barbara Ott
Brea Olinda USD
(K-12; 1-15,000 ADA)

Andrea Reynolds
Lowell Joint SD
(K-8 Districts)

Cheryl Sullivan
VIPJPA
(Joint Powers Authority)

Irene Sumida
Fenton Charter Public Schools
(Charter Schools)

Yumi Takahashi
Long Beach USD
(K-12; 15,000+ ADA)

Fred Williams
North Orange County CCD
(Community College District)

ALTERNATES

Cameron Abbott

Sierra Joint CCD

Lydia Cano

Baldwin Park USD

Tim Corcoran

Grossmont-Cuyamaca CCD

Clark Hampton

Capistrano USD

Karen Kimmel

Las Virgenes USD

Michael Krause

Anaheim Elementary SD

Monica Oviedo, Ed.D.

Whittier UHSD

Dean West

Orange County DOE

Connie Wu

Monrovia USD

Mr. Eric Jacklin
Riverside Unified School District
Page 2

Generally, ASCIP's Memorandum is construed as a whole in relation to the specific facts or circumstances of any claim or suit rather than just components within the Memorandum. As always the individual facts of any claim or potential claim would need to be gathered and reviewed by ASCIP in responding to a specific request for coverage. ASCIP's response is to provide an explanation as to how coverage may be extended, but the specific facts, action and damages in issue would always be controlling on any formal coverage decision.

A complete copy of the Memorandum of Coverage is available for your review. Also, we would be happy to discuss any further questions you may have regarding the possible extent of ASCIP's coverage to the members of the Citizens Oversight Committee as appointed by the District.

Sincerely,

A handwritten signature in black ink, appearing to read 'Reshan Cooray', with a long horizontal flourish extending to the right.

Reshan Cooray
Sr. Director, Risk Services

cc: Mays Kakish, Chief Business Officer and Governmental Relations