

PRIVATE CHOICE PREMIERSM – MANAGEMENT LIABILITY INSURANCE FOR NONPROFIT ORGANIZATIONS

PROTECT NONPROFIT ORGANIZATIONS FROM A FULL RANGE OF RISKS.



FIVE CUSTOMIZABLE COVERAGES CRITICAL TO PROTECT BUSINESS

For nonprofit organizations, Private Choice Premier includes these five valuable coverages:

- 1 Directors, Officers & Entity Liability (D&O)
- 2 Employment Practices Liability (EPL)
- 3 Fiduciary Liability
- 4 Crime (Non-liability)
- 5 Kidnap & Ransom/ Extortion (Non-liability)

In today's complex environment, managers of nonprofit organizations face significant management liability exposures – from the way they run their operations, store sensitive information, implement employment practices, and oversee key accounting and finance positions.

To help address these risks, The Hartford offers **Private Choice Premier** – a convenient package of some of the most sought-after coverage features in the insurance industry. In addition, coverage parts and limits can be customized to meet the specific business needs of the insured.

KEY FEATURES PROVIDE MORE COMPLETE COVERAGE

- Increased wage and hour claim defense coverage
- Crises management public relations expense reimbursement
- Expense coverage for cyber breaches
- Workplace violence expense coverage
- Coverage for penalties which are particular to nonprofit organizations
- And much more

FLEXIBLE COVERAGE THAT WORKS

Private Choice Premier offers the flexibility to customize policies. For example, it's possible to:

- Elect anywhere between one through five coverage parts
- Purchase a separate limit for each liability coverage part, or a single aggregate limit for all liability coverage parts
- Purchase optional defense costs outside the limit of liability

SUBMIT, QUOTE AND BIND WITH HFP PRONTOSM

Our innovative web portal, **HFP PRONTOSM**, makes quoting management liability insurance a cinch for you and your clients! Start quoting online today at ebc.thehartford.com.

1 D&O LIABILITY

Protects against everyday management and business decisions.

- Crises management public relations expense coverage
- Coverage for certain nonprofit specific fines and penalties
- \$500,000 sublimit for derivative demand investigation costs
- \$1,000,000 additional limit of liability for certain Side A claims
- No exclusion for antitrust claims (certain restrictions apply)
- Coverage for certain penalties relating to the Foreign Corrupt Practices Act (FCPA), where permissible
- Coverage for defense costs for individuals compelled to testify in covered claims
- Available sublimit for Legal Services Wrongful Acts for the rendering of professional and notary services to the entity when an insured person acts within insured capacity
- \$100,000 reimbursement for notification costs and other expenses associated with a data privacy breach
- Final adjudication standard preserved in the fraud and personal profit exclusions
- Waiver of retention provision for claims that are resolved with no liability to the insureds

2 EMPLOYMENT PRACTICES LIABILITY

Protects against costly employment-related lawsuits.

- Coverage for allegations of workplace bullying and Employee Data Privacy Wrongful Acts
- Expanded optional third-party employment practices liability insurance to include coverage for allegations of discrimination, sexual or other types of harassment
- Increased sublimit for defense costs related to wage and hour allegations (coverage only available by endorsement and only in certain jurisdictions)
- Sublimit for certain diversity or training costs when required by a judgment or settlement
- Broad definition of employee also includes temporary, seasonal, part-time, leased or loaned employees, volunteers and independent contractors when the insured agrees to provide indemnification
- Audits by the Office of Federal Contract Compliance included in the definition of “claim”
- Waiver of retention provision – for class action claims resolved with a finding of no liability for the insured

3 FIDUCIARY LIABILITY

Protects against losses from claims alleging breach of fiduciary duty.

- Coverage for certain ERISA and UK Pension Act penalties
- Definition of “claim” includes investigations by the Department of Labor or the Pension Benefit Guaranty Corporation
- ERISA section 502 (i) and 502 (l) penalties coverage
- Coverage available for certain civil penalties imposed under HIPAA
- IRS voluntary settlement program coverage available (\$100,000 sublimit). Higher sublimits may be available in certain states
- Definition of “insured plan” includes:
 - » Government-mandated programs (except workers’ compensation)
 - » Welfare and pension benefit plans sponsored by the company (ESOP coverage may be available by endorsement)
 - » Non-ERISA (Title 1) plans sponsored by the company (including excess benefit plans)

4 CRIME (NON-LIABILITY)

Protects against loss after a breach of trust.

- Two new insuring agreements:
 - » Computer systems restoration expenses – reimbursement of expenses to duplicate damaged or destroyed data/ computer programs
 - » Identity recovery expenses reimbursement – reimbursement for various expenses incurred resulting from an identity theft
- Coverage for deception fraud and virtual currency
- Coverage for forgery of credit/debit cards issued for business purposes – no sublimit
- Coverage for certain employee benefit plans – no sublimit
- Available coverage for theft of client's property off premises – blanket or scheduled coverage for a specific contract need
- Coverage for terminated employees up to 90 days after their termination
- Prior dishonest employee act threshold raised from excess of \$1,000 to excess of \$25,000

5 KIDNAP & RANSOM/EXTORTION (NON-LIABILITY)

Protects against a wide range of threats, both at home and abroad.

- Crisis management is provided by a large, established response service provider
- Extortion includes Bodily Injury Exclusion, Property Damage Exclusion, Computer Threat and Trade Secrets Extortion
- Persons covered can include employees, their relatives and guests
- Covered expenses and fees include those of a security consultant and public relations advisor, and also the cost of communication equipment, travel and accommodations

TOP CARRIER YOU CAN RELY ON

- Long history in the management and professional liability insurance market
- Experienced team of underwriters and managers located across the country in regional offices of The Hartford
- 200+ years delivering on our promises to pay claims
- Dedicated claims staff widely recognized for superior customer service
- Specialized risk engineering services

LEARN MORE. Contact your agent from The Hartford today or visit us at thehartford.com/nonprofit.

This document outlines in general terms the coverages that may be afforded under a policy from The Hartford. All policies must be examined carefully to determine suitability for your needs and to identify any exclusions, limitations or any other terms and conditions that may specifically affect coverage. In the event of a conflict, the terms and conditions of the policy prevail. All coverages described in this document may be offered by one or more of the property and casualty insurance company subsidiaries of The Hartford Financial Services Group, Inc. Coverage may not be available in all states or to all businesses. Possession of these materials by a licensed insurance producer does not mean that such producer is an authorized agent of The Hartford. To ascertain such information, please contact your state Department of Insurance or The Hartford at 1-888-203-3823. All information and representations herein are as of March 2017.

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