



# Northern California Regional Liability Excess Fund

2355 Crenshaw Blvd, Suite 200, Torrance, CA 90501

(310) 212-3344, Fax (310) 212-0300

## Executive Summary Risk Management Committee Meeting June 23, 2017

The following is a summary and highlights of the **Risk Management Committee 2.0** on June 23, 2017 in Pleasanton, CA.

**President:**

Kimberly Dennis  
Alameda County  
Schools Insurance  
Group

**Vice President:**

Brent Swanson  
Tulare County  
Schools Self  
Insurance Authority

**Secretary:**

William Tucker  
Organization of Self-  
Insured Schools

**Treasurer:**

Scott Lantsberger  
Washington Unified  
School District

### Vendor Contracts/ Risk Transfer – Part 2

The Risk Management Committee continued its discussion on the requirements of IDEA law for Independent Education Evaluations (IEE).

Attorney, Alison Winter, with the law firm of Spinelli, Donald & Nott presented to the committee via Business Skype where she discussed the legalities associated with parental rights and obligations of a school district under the Code of Federal Regulations for IEE's. She offered suggestions to strengthen the JPA members' legal position, which includes the creation of an agency criteria list of requirements for the parents' use when a request is made for an independent evaluation. The agency criteria is individual to each public entity and must match the criteria the entity itself uses for its own evaluations. The criteria may include the location of the evaluation in miles of the district, reasonable cost information commensurate with that paid by the district for its own evaluations, the requirement of the provision of an original written report, requisite qualifications of the examiner along with insurance and DOJ requirements of Education Code §45125.1.

Districts are encouraged to remain consistent with its practices when qualifying vendors as part of an IEE. However, in unique cases where a non-approved vendor is requested by a parent, Alison has created the Acknowledgement of Evaluator's Non-Compliance with Agency Criteria form that affirms the parents' decision to use a vendor that does not meet the requirements of the district's agency criteria.

The Risk Management Committee Chair, Kimberly Wright, will continue to work with legal counsel to draft a sample Agency Criteria List along with a communication fact sheet that outlines the process, which will be shared at the next meeting in September.

### Child Abuse Prevention Program Update

Ron Martin advised that version 3.0 of the online Mandated Reporter Training will be available for the upcoming school year. The latest version will include basic elements of grooming, boundaries and isolation in addition to the mandated requirements. Also, the introduction to Child Abuse and Grooming Microlearning Video Series will be posted to Keenan Safe Schools. A communication will be going out to the membership as to details and dates of availability.

### Risk Management Reward Program Criteria

Leslie Delozier reported the RM Reward program was created to recognize and reward member district's proactive efforts to reduce frequency and severity through utilization of Keenan SafeSchools online trainings modules. Each year the parameters of the program are evaluated to determine what KSS courses would benefit the membership most due to claim trends. The Committee will be revising the 17/18 Criteria as follows:

Most course completions during July 1 – December 31, 2017 of the following:

- Intro to Mandated Reporter Micro Learning Series
- Grooming Part I Micro Learning Series





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## Matching Grant Program Guidelines Amendment

The UW Committee has recommended the MG Program Guidelines be amended as follows:

- Include definition of Matching Grant
- Require proof of required safety inspection at time the application is submitted has been completed and all high priority items are taken care via an Affidavit and pictures, if needed to support proof of compliance

The RM Committee was asked to provide ideas the grant funds could be used toward to support the prevention of liability related claims and following was provided:

- Visitor Control Systems i.e. Raptor, LobbyGuard, etc.
- Diane Cranley Child Abuse In Person Staff Training
- GPS Student ID Cards

The Committee expressed surveillance cameras/Sonitrol monitoring systems are still beneficial and does not recommend removing them from the list of grant ideas. These ideas will be brought to the UW Committee in September. In the meantime, a communication piece will be sent by the Manager to the members advising that the program will continue with new parameters with applications to be received in the late Fall.

## Summer Sports

Tim Hall provided a detailed presentation on the importance of recognizing Concussions and heat illness. Awareness and proper protocols can minimize the training risk to student athletes. His presentation along with several website resources are located [here](#).

## M&O Summer Checklist

Eric Lucero presented the M&O Summer Shutdown Checklist. It contains a list of items for the District to consider when shutting the campus down for the summer months. It is important to note the list is a guideline and by no means a requirement to complete every item on the checklist. The checklist is attached [here](#).

## Roundtable

### San Ramon Valley USD – Risk Management Webpage

Brent Hull of San Ramon Valley provided an overview of the district’s webpage dedicated to risk management. Currently they have information in the Integrated Pest Management, Drones, important documents & district plans, etc. Following is link to that page: <http://www.srvusd.net/riskmanagement>



Fidget Spinner – a device that is to increase focus and productivity; these spinners are for individuals experiencing anxiety, phone stress and restless hands. The Fidget Spinner has become very popular however it has to come to light the dangers associated with the device: they may contain lead paint and also pose a choking hazard.

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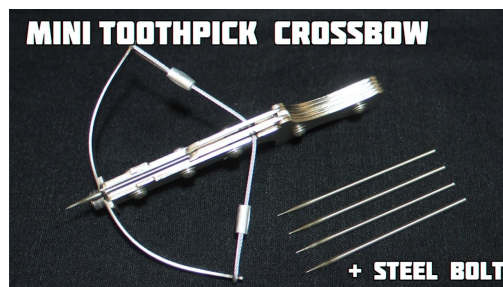


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Toothpick Crossbow – The handheld crossbows that were originally created to shoot out toothpicks can fire at a distance of more than 65 feet. The toy can puncture a balloon and pierce cardboard when shot directly at it. It is feared this will be replacing the Fidget Spinner. Currently manufactured in China the government is looking to ban this item.



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The next Risk Management meeting is scheduled for September 22, 2017 in Tracy, CA

