

**PUBLIC RISK INNOVATION, SOLUTIONS, & MANAGEMENT
(PRISM)**

MEDICAL MALPRACTICE COMMITTEE

MEETING SUMMARY

PRISM
Web Conference/ Telephonic Meeting

Monday, September 20, 2021
10:30 a.m.
Fourth Meeting – 2021

Members Present

Timothy Leibowitz, Alameda County
Scott Selby, Contra Costa County
Terry Butrym, Placer County
Lari Camarra, Riverside County
Tanya Moreno, San Joaquin County
Lance Sposito, Santa Clara County
Jim Johnson, Shasta County
Robert Anderson, Tulare County

Members Absent

Ann Fremd, Tuolumne County

General Business

- The Committee approved the following for the **2021/22 program renewal**: 1) expanding the PRISM Pool to 3.5M per medical event, funded at the 80% Confidence Level, with BETA expanding their participation to \$35M x 3.5M SIR, 2) paying the pre-paid tail for the new BETA participation, 3) paying the final tail premium for prior BETA participation, 4) binding coverage with MedPro for \$10M x \$7M, and 5) binding coverage with Coverys for \$4.5M x \$17M.
- Staff and the Committee discussed the **coverage of consent decrees** and the potential impact this type of exposure could have on premiums from program reinsurers. The Committee approved the clarification of the intent of coverage to exclude coverage for both Programs 1 and 2 where only non-monetary was sought. The Committee also approved clarifying the intent to exclude coverage for defense and plaintiffs' counsel's monitoring costs, even when the consent decree is entered in connection with a damages claim.
- Staff presented the Program 2 audit results with positive results. No recommendations were made.
- The Committee approved a policy regarding participation in Closed Session discussion for when members of the Committee have claims that come before the Committee.
- The Committee approved the Medical Malpractice Program coverage determination policy statement, which documents the coverage process.

Closed Session

The Committee reviewed one claim in Closed Session.

Next Meeting

The next scheduled meeting will be held at the call of the Chair.