



Essential information for nonprofits navigating COVID-19

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CORONAVIRUS ISSUES MAY IMPLICATE MULTIPLE LINES OF INSURANCE

Business Interruption / Extra Expense	Employment Practices Liability (EPLI)
Contingent Business Interruption / Extra Expense	Workers Compensation
Cyber	Event Cancellation
Directors & Officers (D&O)	Political Risk
Errors & Omissions (E&O)	Pollution Legal Liability
Commercial General Liability (CGL)	Specialty coverage (e.g., communicable or infectious disease; contract frustration)

BUSINESS INTERRUPTION AND EXTRA EXPENSE COVERAGE

- Most commonly found in property policies. Can also be purchased as stand-alone coverage.
- Policies may also cover losses if access to property is prohibited by civil or military authority.
- However, requires “physical loss” to property. Contamination of covered property/equipment may qualify.
- Coverage may include supply chain disruptions caused by impacts to suppliers, customers or other key partners’ property *or* lack of access to such property due to civil or military authority.

WHAT YOU CAN DO NOW:

1. Assess risks/exposures and review *all* potentially applicable policies/coverages.
2. Closely track and document amount, cause and other details of loss (e.g., moving to new facilities, employee overtime, lost or deferred sales, evidence of property contamination, details of exposure etc.).
3. Comply with notice provisions and other policy conditions.
4. Work with insurance coverage counsel and other experts (with an understanding of insurance brokers' limitations).
5. Identify (and assess the need to fill) any coverage gaps for future claims based on your company's risk profile.

WHAT YOU CAN DO WHEN PURCHASING/ RENEWING INSURANCE:

Watch Out For:

- Exclusions for loss due to virus, infectious disease or similar terms/concepts.
- Broadly worded definitions in connection with common exclusions (e.g., “pollutants”).
- Broadly worded “bodily injury” or “conduct” exclusions (e.g., “based on, directly or indirectly arising out of or relating to...”).
- Sub-limits and retentions.

Consider Purchasing:

- Coverage extensions for losses caused by communicable or infectious diseases.
- Stand-alone supply-chain insurance products.
- Other specialty insurance for: outbreaks, epidemics and pandemics (developing); business interruption; contract frustration; and other applicable risks.

QUESTIONS?



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