

Exhibit A
INSURANCE REQUIREMENTS
Marion County

During the term of this permit, the applicant shall maintain in force, at the applicant's expense, the insurance indicated below.

TYPE OF INSURANCE	EXPLANATION OF REQUIREMENTS
<p>GENERAL LIABILITY insurance with a combined single limit of not less than \$1,000,000 for each occurrence for bodily injury and property damage and \$2,000,000 general aggregate.</p>	<p>This insurance is required unless its deletion is approved by Business Services. Insurance shall include contractual liability coverage for the indemnity provided under this permit and <u>provide by separate written endorsement that Marion County its officials, agents, employees and volunteers, are added as insured</u>, but only with respect to the Applicant's operations performed under the permit.</p>
<p>Notice of cancellation or change. Should any of the above described policies be cancelled before the expiration date thereof, notice will be delivered in accordance with the policy provisions.</p>	
<p>Certificate of Insurance. Prior to commencing work, the Contractor shall provide a Certificate evidencing the insurance required by this contract and a separate written endorsement adding Marion County, its officials, agents, employees, and volunteers as insured. The Certificate shall state that coverage afforded the County as an Insured shall apply as primary and not excess to any insurance issued the County, provide a Cross Liability Clause, and state that the Contractor is responsible for payment of all insurance deductibles on the above-described policies.</p>	
<p>The insurance certificate shall include the producer's phone and FAX numbers. The certificate holder shall be listed as follows:</p> <p>Marion County, Oregon Attn: Public Works/LDEP 5155 Silverton Rd NE Salem, OR 97305</p>	
<p>Send the Certificate of Insurance to above address via mail, fax to 503-373-4418 or email to LDEP at MCLDEP@co.marion.or.us. For questions call at 503-584-7714.</p>	

ANY CHANGES IN COVERAGE MUST BE APPROVED IN ADVANCE BY MARION COUNTY RISK MANAGEMENT

Additional Insured Provision

When work is being performed for Marion County through contracting with a third party (i.e., a “contractor”), we usually require that the contractor extend their general liability insurance coverage to include Marion County. Section III, Indemnification Requirements, of this manual, explained the need to include “indemnification” language in our contracts. The contractor provides evidence of his financial ability to pay any claims as stated in the indemnification by providing us with a “Certificate of Insurance.”

Because Marion County could be named in a claim or suit for damages as the result of a contractor’s actions, we may also require the contractor’s insurance policy to have an endorsement naming Marion County as “insured.” This is known as the “Additional Insured Endorsement.”

This coverage endorsement is required to gain protection for the County on another party’s general liability policy just as if we had purchased the policy ourselves. **This change to the contractor’s policy must be accomplished by providing an “endorsement” to the policy.** A certificate of insurance, though it should include mention of the fact that the County is additional insured, is for informational purposes only and cannot make any change whatsoever to the policy. In fact, this is clearly stated on the certificate.

There are many forms of the additional insured endorsement. The two most commonly used with services contracts are the CG 20 10 and CG 20 09 developed by the Insurance Services Office. Of the two, the CG 20 10 is preferred. It has a simple, broad, one sentence grant of coverage. The CG 20 09 is much more restrictive. Two versions of the preferred endorsement are regularly used. The 1985 version is preferred over the 1993 version because it includes completed operations coverage. However, not all insurers will use it. The version number and date will appear in the bottom left corner of the endorsement. See Appendix E.

Other variations of the additional insured endorsements usually restrict coverage in some way. A common restriction is that coverage is only provided on an “excess basis...over any other valid and collectible insurance.” This could mean that Marion County’s insurance is “primary” and would have to pay out to its limits before the contractor’s insurance pays anything.

The County can’t be named as an insured on workers compensation, professional and/or automobile liability insurance policies.