

Chairman Phil Mendelson
at the request of the Not-for-
Profit Hospital Corporation

A RESOLUTION

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

To declare the existence of an emergency with respect to the need to approve Contract No. NFPHC-RSKM-21-C-00015 between the Not-for-Profit Hospital Corporation and Ascot Underwriting Bermuda, LTD for the provision of Healthcare Professional Liability, General Liability Physicians & Excess Liability insurance coverage, and to authorize payment for the services received and to be received under the Contract.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the “Contract No. NFPHC-RSKM-21-C-00015 between the Not-for-Profit Hospital Corporation and Ascot Underwriting Bermuda, LTD Approval and Payment Authorization Emergency Declaration Resolution of 2021”.

Sec. 2. (a) There exists an immediate need to approve Contract No. NFPHC-RSKM-21-C-00015 (“Contract”) between the Not-for-Profit Hospital Corporation (“Hospital”) and Ascot Underwriting Bermuda, LTD, to provide Healthcare Professional Liability, General Liability Physicians & Excess Liability insurance coverage to the Hospital, and to authorize payment for the services received and to be received under this Contract.

37 (b) The proposed Contract seeks to provide Healthcare Professional Liability,
38 General Liability Physicians & Excess Liability insurance coverage for the Hospital for the
39 period, November 23, 2020 to November 23, 2021, in the amount of \$3,353,000.00.

40 (c) Not only did the NFPHC change its broker mid-year, but early proposals
41 received appeared to assess higher premiums due to COVID-19 standard increases for all
42 hospitals – instead of NFPHC’s actual activity. Additionally, new tax rules in DC and
43 Bermuda necessitated a more coordinated review and reconciliation for a Clean Hands
44 Certification to be issued. But for these issues, particularly the time taken to ensure
45 maximum contract value for NFPHC risk, the proposed Contract would have been timely
46 transmitted to Council.

47 (d) Emergency approval of this Contract for \$3,353,000.00 is necessary to ensure
48 the Hospital remains adequately and appropriately insured.

49 (e) This Contract has an aggregate value that exceeds \$1 million in a 12-month
50 period, and therefore Council approval is necessary.

51 (f) Without this approval, Ascot cannot be paid for these critical services provided
52 and to be provided in excess of \$999,999.99.

53 Sec. 3. The Council determines that the circumstances enumerated in section 2
54 constitute emergency circumstances making it necessary that Contract No. NFPHC-
55 RSKM-21-C-00015 between the Not-for-Profit Hospital Corporation and Ascot
56 Underwriting Bermuda, LTD Approval and Payment Authorization Emergency
57 Amendment Act of 2021, be adopted after a single reading.

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