

Non-profit management and corporate liability insurance program

Trisura's policy pays damages and expenses on behalf of individual directors, officers, trustees, volunteers, employees and members of any duly constituted committee in the event they are sued as a result of the performance of their duties with the organization. This means that the policy will pay defence costs and damages on behalf of these individuals in the event that the organization cannot do so, either because it is not permitted to by virtue of its by-laws or it is financially unable to do so. The policy will pay on behalf of the organization those amounts that it is required or permitted to pay on behalf of these individuals.

Coverage highlights

- Worldwide coverage; Trisura's policy does not restrict coverage to "Canada only".
- Broad definition of insured, which means the policy includes coverage for trustees, employees, committee members and volunteers in addition to the directors and officers and the organization.
- Broad definition of claim to ensure the policy will also provide protection for administrative, regulatory, and arbitration proceedings in addition to civil lawsuits.
- Coverage for statutory liabilities; these include remuneration that the organization is required to pay employees, payroll deductions or taxes.
- 60-day claims reporting window upon the expiration of the policy; this can be extended by the organization if it chooses.
- Blanket non-profit outside directorship liability coverage is included. This provides coverage for individuals who act as executives of another non-profit organization with the knowledge, consent or at the request of their organization or as part of their regular duties.
- Spousal and domestic partner liability extension is included.
- Insurer has the "duty to defend", this means that Trisura responds to claims quickly and accurately.
- Policy is written on a "pay on behalf of" basis and not a "reimbursement" basis. This means that you don't have to bear the responsibility for payment of defence costs up front and seek reimbursement, allowing your organization to continue operating unhindered.

Included coverage extensions

- Fiduciary liability – coverage for the administration of employee benefits plans
- Defence costs in addition to the limit of liability
- Non-rescindable "Side A" extension



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TRISURA®
a step above

- Coverage for deemed or “de facto” directors
- \$0 deductibles
- Policies available in English or French
- Enhanced insured persons indemnification
- Multi-year policies

Claim scenarios

- A non-profit organization received funds from a donor and used the funds to purchase property for the organization. The donor alleged that the purchasing of property with the funds did not comply with the donor agreement in place and launched a suit in order to have the full amount of the donation returned.
- A clerical employee reporting to the treasurer of a non-profit athletic club submitted a claim to the human rights tribunal alleging employment discrimination due to disability. The employee was in personal financial distress and verbally harassed at work, as well as being required to work long hours. The organization felt it needed to have separate legal counsel from the treasurer on the case, so two separate attorneys were retained and paid for under the insurance policy.
- A recently hired executive director, with a physical disability, of a non-profit daycare centre was terminated due to a lack of sensitivity with staff and clients (the children). The employee made a complaint to the human rights commission alleging discrimination due to her physical disability.
- A non-profit organization decided to cease operations after no longer receiving the same levels of funding they had in the past. After they stopped operations, the government made a claim against the individual directors and officers alleging that the organization had not fully remitted their HST before it had ceased operating, and asking them to pay these funds personally for the organization.

About Trisura

Trisura is a North American specialty insurance and surety provider. We create custom insurance solutions for a niche industry of corporate clients, through a select broker network. Founded in 2006 on the premise that the insurance business can be done better, Trisura focusses on exceptional service for all our partners.

Trisura is rated **A- (Excellent)** by A.M. Best Company.

Please note that the above has been provided for informational purposes only, and does not constitute a coverage position or establish any precedent with regard to any claim that may arise in the future. Refer to your policy for complete details. In case of inconsistency between this document and your policy, the policy terms, conditions and limitations will apply.

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TGIC-1009-EN-05/2

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