

A Member of the Tokio Marine Group

One Bala Plaza, Suite 100 Bala Cynwyd, PA 19004

Underwritten by: Philadelphia Indemnity Insurance Company

# EDUCATORS PROFESSIONAL SELECT APPLICATION

### THIS IS AN APPLICATION FOR A CLAIMS MADE POLICY. PLEASE CONSULT WITH YOUR AGENT FOR ANY QUESTIONS. SUBMISSION REQUIREMENTS

- Currently valued insurance company loss runs for the current policy period plus four prior years
- Latest annual audited financial statement

This application must be signed and dated by the executive officer of the Educational Institution or by a member of its governing board.

#### **SECTION I – GENERAL INFORMATION Educational Institution:** Mailing Address: State: Zip Code: Website Address: www. Effective Date: 1. Risk Management Contact: **Risk Management Phone:** Risk Management's Email: Date Educational Institution was founded: Are all entities requesting coverage recognized as 501(c)(3), tax exempt organizations by the Internal Revenue Service? Yes No Please describe the Educational Institution: Public For-Profit Not For-Profit Private Charter 2 or 4 year College or University Special Needs / Professional / Graduate Behavioral (e.g. Law, Dental, Medical)

Other:

City:

2.

3.

4.

Student Enrollment Profile 5.

	Prior Year Full Time / Part Time	Current Enrollment Full Time / Part Time	Expected Next Full Time / Part Time
K - 8	/	/	/
9 - 12	/	/	/
2 or 4 year undergraduate	/	/	/
Graduate	/	/	/
Other:	/	/	/
Total	/	/	/

Financials 6.

	Year	Revenues	Expenditures	Surplus (+) Deficit (-)
Current Year		\$	\$	
Prior Year		\$	\$	
Previous Year		\$	\$	

- If a deficit, provide details about the reason(s) for the deficit and the Educational Institution's plans 7. to fund the deficit:
- 8. Was this deficit projected in the Educational Institution's plan last year?
- 9. Is the Educational Institution projecting a budget deficit for the coming fiscal year?

Yes No Yes No 10. Coverage desired: Combined limits Separate limits

		Requested	Proposed	Requested	
Type of Insurance	Requested Limit	Retention	Effective Date	Retroactive Date	Optional
Educators Legal Liability	\$	\$			
					Wage and Hour
					\$100,000
Employment Practices Liability	\$	\$			\$250,000
Nonmonetary Defense Expense	\$ 10,000 / \$ 30,000	\$ 1,000			
Limit	\$ 25,000 / \$ 75,000	\$ 2,500			
	\$ 50,000 / \$150,000	\$ 5,000			
	\$100,000 / \$300,000	\$10,000			
		\$25,000			
Fiduciary Duty Defense Sublimit	\$ 50,000				
	\$ 75,000				
	\$100,000				
	\$250,000	\$			

11. Describe below the Educational Institution's current insurance, or "none" as applicable.

Are limits:	combined or	separate				
Type of Insurance	Insurer	Limit	Policy Term	Retroactive / Prior Acts Date	Deductible / Retention	Expiring Premium
Directors &						
Officers Liability		\$			\$	\$
Educators Errors						
& Omissions						
Liability		\$			\$	\$
Employment						
Practices						
Liability		\$			\$	\$
Cyber Liability		\$			\$	\$

12. Has any of the above lines of coverage been declined, refused, canceled or non-renewed within the past five (5) years? (Missouri applicants need not respond to this question.) Yes No If yes, please provide details:

Has each coverage listed above been continuously in place since its retroactive date? Yes No 13. If no, please explain gaps or lapses:

### **SECTION II – EDUCATORS LEGAL LIABILITY**

### For all Yes answers provide explanation on page 7 of this application.

- 14. Number of members comprising the governing board of the institution:
- 15. Does the Educational Institution publish any magazines, periodicals or newsletters?
- 16. Have there been any acquisitions, mergers, or new entities created in the past year? Yes No Yes
- Are any planned within the next 12 months? 17.
- Provide a list of all direct &indirect subsidiaries or any other entity or organization the Educational Institution 18. controls.

Percent the Educational Institution Owns / Controls	Date Created / Acquired	For Profit / Non-Profit
100%	01/01/2000	Non-Profit
%		
%		
%		
	Educational Institution Owns / Controls 100% % %	Educational Institution Owns / ControlsDate Created / Acquired100%01/01/2000%%

## Additional entities listed by attachment

Yes

No

No

19.	Does the Board have "conflict of interest" guidelines for business dealings between the Educational		
	Institution and board members or firms in which the board members have a significant financial interest?	Yes	No
20.	Does the Educational Institution direct or request any individual to serve as Director, Officer, or Governor or trustee of any other entity?	Yes	No
	If yes, please provide details on page 7.		
21.	In the past 24 months, has any officer or director or member of the governing board resigned, for reasons other than health, promotion, retirement or expiration of term of office?	Yes	No
22.	If yes, please provide details on page 7. Does the Educational Institution's board have written bylaws or an operating agreement?	Yes	No
22.	If yes, please provide a copy.	103	NO
23.	Is the Educational Institution accredited?	Yes	No
	If yes, list accrediting organization(s): Middle States Commission on Higher Education		
	New England Association of Schools and Colleges Commission on Institutions of Higher Education	า	
	North Central Association of Colleges and Schools The Higher Learning Commission		
	Northwest Commission on Colleges and Universities		
	Southern Association of Colleges and Schools Commission on Colleges	0 - 11	
	Western Association of Schools and Colleges Accrediting Commission for Community and Junior ( WASC Senior College and University Commission	Jolleges	
	New York State Board of Regents		
	Accrediting Council for Independent Colleges and Schools		
	Distance Education and Training Council Accrediting Commission		
	Association for Biblical Higher Education Commission on Accreditation		
	Association of Advanced Rabbinical and Talmudic Schools Accreditation Commission		
	The Association of Theological Schools in the United States and Canada Commission on Accrediti Transnational Association of Christian Colleges and Schools Accreditation Commission	ing	
	Other:		
	Date of most recent review:		
24.	Have any programs or degrees been accredited by additional specialist agencies?	Yes	No
	If yes, please attach a listing of the program or degrees and the specialist agency.		
25.	Has the Educational Institution or any of the Educational Institution's academic programs ever lost	Vee	No
26.	accreditation, been placed on probation or become unable to gain accreditation? In the last 12 months, has the Educational Institution eliminated or closed any academic programs,	Yes	No
20.	including music, arts or athletic programs?	Yes	No
27.	In the next 12 months, does the Educational Institution anticipate eliminating or closing any academic		
	programs?	Yes	No
28.	Other than educational services for students, does the Educational Institution provide any additional		
	services to the public (e.g., legal or other clinics, student teaching programs, community outreach services)?	Yes	No
29.	Does the Educational Institution have a written anti-discrimination policy regarding admissions and	100	110
	access to academic and extracurricular programs with regard to students of all backgrounds?	Yes	No
	If no, please explain:		
30.	Has the Educational Institution designated a Title IX compliance officer?	Yes	No
31.	Is there an intern Program?	Yes	No
32.	Indicate which of the following internship programs are offered by the Educational Institution:	NA	
	Architectural		
	Athletic training Audiology		
	Dental hygienists/assistants (dentists ineligible)		
	Paramedics, EMTs (emergency medical services)		
	Engineering (aerospace, nuclear, petroleum, and mining ineligible)		
	Law		
	Nurse practitioners (midwives and anesthetists ineligible)		
	Nursing (other than nurse practitioners; midwives and anesthetists ineligible) Optometry		
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33. 34. 35.	Pharmacy Physical therapy Physicians' assistants (midwives and anesthetists ineligible) work Psychology (not including social work and sociology) Social work (including but not limited to child therapy, marriage the Speech/language therapy Veterinarian None of the above Do interns receive monetary compensation? Who is legally liable for the actions of the interns: Has entity / board established policies/procedures governing all students	nerapy, co	ounselin	ıg)	Yes	No
		Yes	No	In Writing		
	Acceptance/Admittance					
	Corporal Punishment					
	Disciplinary actions, including suspension, expulsion/dismissal and					
	appeals of any disciplinary action					
	Harassment / Bullying (social media)					
	Harassment / Bullying (In person)					
	Use of Alcohol					
	Academic Achievement and Grade Promotion					
	Transfer (to or from the school)					
	Threats of Violence					
36.	Have the Educational Institution's policies and procedures been reviewed	d by couns	sel?		Yes	No
37.	Is the Educational Institution's attorney: an employee of the entity	-	on retai	iner		
38.	Does the Educational Institution's attorney regularly participate in all griev	vances or	adminis	trative	Yes	No
	hearings?					
	CHARTER SCHOOLS COMPLETE QUESTIONS 39 – 42			N/A		
39.	Does the Educational Institution have direct control over its own finance	s?			Yes	No
	If no, please explain:					
40						
40.	What is the percentage of students in the Educational Institution that has	ave IEP's	s (Individ	lualized		
44	Education Plans): %					
41. 42.	How many IEP due process hearings has the Educational Institution had Is the Educational Institution responsible for evaluations, adjustments to				Yes	No
<del>4</del> Ζ.	If no, please explain who is responsible:	ilrs allu	111011151	carriiriy (	162	INU
	n no, picase explain who is responsible.					

# SECTION III - EMPLOYMENT PRACTICES LIABILITY

### For all Yes answers provide explanation on page 7 of this application.

43. Please indicate the number of employees in the following categories:

а.	Certified Teaching Faculty
b.	Non-certified Teaching Faculty
C.	Administration
d.	Counselors / Psychologists
e.	Volunteers
f.	Security / Law Enforcement
g.	Other:
h.	Total Number of Employees
	· · · · · ·

44.	Does the Educational Institution have a Personnel or Human Resources department? If no, how does the Educational Institution handle this function?	Yes	No
45.	Are federal and state criminal background checks conducted on all employees?	Yes	No
	a. If yes, is an offer of employment contingent upon such checks, and is the Educational Institution aware of this requirement?	Yes	No
	b. If no, what employees are not subject to criminal background checks:		
46.	Are exit interviews mandatory for professional positions? (e.g. faculty and administration)	Yes	No

Are exit interviews mandatory for professional positions? (e.g. faculty and administration) Yes 46.

47.	Has the Educational Institution had any school closings, layoffs or restructuring resulting in workforce reduction in the past 24 months? If yes, please provide details on Page 7	Yes	No
48.	Does the Educational Institution anticipate any school closings, layoffs or restructuring resulting in		
	workforce reduction in the next 24 months?	Yes	No
49.	Does the Educational Institution offer tenure?	Yes	No
-	a. If yes, what percentage of employees are tenured or on a "tenure track"? %		-
	b. If the Educational Institution offers tenure, are there clear written guidelines regarding awarding of		
	tenure?	Yes	No
	c. Is policy training conducted annually for all individuals involved in tenure decisions?	Yes	No
50.	Does the Educational Institution require that all cancellations of contracts or employment terminations of professional, teaching or management positions be reviewed prior to discharge by a gualified		-
	employment lawyer?	Yes	No
	a. For those not employed under a contract, is a written employment application used for all of the		
	applicants?	Yes	No
	b. Does each employee not employed under a contract sign an "at will" statement?	Yes	No
51	Over the last 2 years, how many teaching, professional and conject administration individuals have left		

51. Over the last 2 years, how many teaching, professional and senior administration individuals have left the Educational Institution's employ due to the following:

	Current Year	Prior Year
Involuntary terminations		
Resignations (other than retirement)		
Layoffs / downsizing		

# 52. Does the Educational Institution have an employee handbook with written policies and procedures regarding the following?

	· · · · · · · · · · · · · · · · · · ·		
	a. Americans with Disabilities Act	Yes	No
	b. Employee Discipline	Yes	No
	c. Employment Related complaints or disputes	Yes	No
	d. Sexual Harassment	Yes	No
	e. Terminations	Yes	No
	f. Performance Evaluations	Yes	No
	g. Equal Employment Opportunity	Yes	No
	h. Family Medical Leave Act (FMLA)	Yes	No
	i. Third Party (e.g. vendors or customers) harassment and discrimination	Yes	No
53.	If coverage is desired for Wage and Hour Defense Costs Sublimit, please complete questions 54-61:	NA	
54.	Does the Educational Institution consult with an attorney regarding how overtime is calculated and how		
	they define "Exempt" employees for each location?	Yes	No
55.	Does the Educational Institution have established procedures for maintaining job descriptions for each		
	employee at each location?	Yes	No
56.	Does the Educational Institution periodically have job description reviewed and / or updated?	Yes	No
	If yes, are they performed with assistance of an attorney?	Yes	No
57.	Does the Educational Institution periodically have each job description reviewed and compared to the		
	employee's actual job duties?	Yes	No
58.	Does the Educational Institution keep records of employee's hours?	Yes	No
59.	Does the Educational Institution restrict employees to non-overtime hours where possible?	Yes	No
60.	Does the Educational Institution use an overtime authority form?	Yes	No
61.	What percentage of the Educational Institution's employees are exempt:%		

### SECTION IV – PRIOR KNOWLEDGE AND LOSS INFORMATION

### For all Yes answers provide explanation on page 7 of this application.

62. Have any of the following situations occurred during the past 5 years:

а.	Allegations of unfair or improper treatment regarding employee hiring, tenure decisions,		
	remuneration, advancement or termination of employment?	Yes	No
b.	Disputes involving integration, segregation, discrimination or violation of civil rights?	Yes	No
C.	Allegations of sexual molestation, abuse or harassment against any:		
	i. Students?	Yes	No
	ii. Current or Former Employee?	Yes	No
	iii. Other?	Yes	No

	d.	Complaints filed with the EEOC, Office of Civil Rights, Human Rights Commission, United			
		States Department of Education, State or Federal Court, or any similar State or Federal			
		agency by any person, current or former employee or job applicant?	Yes	No	
	e.	Layoff of employees or reduction in services?	Yes	No	
	f.	Strike, slowdown or other disruption by employees?	Yes	No	
63.	Do	es the Educational Institution, its board and/or trustees, "Reporting Manager" or its employees			
	have any knowledge of any pending claims, suits, incidents, settlements, demands, complaints,				
	charges, or proceedings related to actual or alleged acts, errors or omissions, which might				
		sonably be expected to give rise to a claim against the Educational Institution, the board and/or			
	its t	trustees, or any of its employees? "Reporting Manager" means any natural person serving as			
	Pre	sident/CEO, Chancellor, Provost, Chief Financial Officer, Head of School, Principal,			
	Su	perintendent, General Counsel, Chief Risk Officer, Director of Human Resources or any			
		sition equivalent to the foregoing, of the educational entity(ies) requesting insurance?	Yes	No	
	а.	If yes, has the current E&O carrier been placed on notice of such pending injury, claim, suit,			
		error or omission?	Yes	No	
	I	If we also a maniful also and non-solo) also datalla also mumber and data of notice.			

b. If yes, please provide claimant name(s), claim details, claim number and date of notice:

The Educational Institution acknowledges that the insurance policy for which it is applying does not afford coverage with respect to any claim which could reasonably have been expected to arise from facts, circumstances, situations or wrongful acts known to the Educational Institution prior to the inception date of a policy issued as a result of this application process.

### SECTION V – NOTICES

The information requested in this application is for underwriting purposes only and does not constitute notice to the Company under any policy of a claim or potential claim. All such notices must be submitted to the Company pursuant to the terms of the policy.

### **Material Change**

This application does not create a binding contract as to the Educational Institution or the Company. If there is any material change in the answers to the questions in this application prior to the policy inception date, the Educational Institution shall notify the Company in writing. The undersigned acknowledges and agrees that the Company's receipt of such written report, prior to inception date of the proposed coverage, is a condition precedent to any offer of coverage.

### **ADDITIONAL INFORMATION**

This page may be used to provide additional information to any question on the application. Please identify the question number to which you are referring. Please refer to the question number in your response.

The Undersigned states that they/ them are an authorized representative of the Applicant and declares to the best of their knowledge and belief and after reasonable inquiry, that the statements set forth in this Application (and any attachments submitted with this Application) are true and complete and may be relied upon by Company \* in quoting and issuing the policy. If any of the information in this Application changes prior to the effective date of the policy, the Applicant will notify the Company of such changes and the Company may modify or withdraw the quote or binder.

The signing of this Application does not bind the Company to offer, or the Applicant to purchase the policy. \*Company refers collectively to Philadelphia Indemnity Insurance Company and Tokio Marine Specialty Insurance Company

VIRGINIA APPLICANT: READ YOUR POLICY. THE POLICY OF INSURANCE FOR WHICH THIS APPLICATION IS BEING MADE, IF ISSUED, MAY BE CANCELLED WITHOUT CAUSE AT THE OPTION OF THE INSURER AT ANY TIME IN THE FIRST 60 DAYS DURING WHICH IT IS IN EFFECT AND AT ANY TIME THEREAFTER FOR REASONS STATED IN THE POLICY.

### FRAUD NOTICE STATEMENTS

ANY PERSON WHO KNOWINGLY AND WITH INTENT TO DEFRAUD ANY INSURANCE COMPANY OR OTHER PERSON FILES AN APPLICATION FOR INSURANCE (OR STATEMENT OF CLAIM) CONTAINING ANY MATERIALLY FALSE INFORMATION OR CONCEALS, FOR THE PURPOSE OF MISLEADING, INFORMATION CONCERNING ANY FACT MATERIAL THERETO COMMITS A FRAUDULENT INSURANCE ACT, WHICH IS A CRIME AND SUBJECTS THAT PERSON TO CRIMINAL AND CIVIL PENALTIES (IN OREGON, THE AFOREMENTIONED ACTIONS MAY CONSTITUTE A FRAUDULENT INSURANCE ACT WHICH MAY BE A CRIME AND MAY SUBJECT THE PERSON TO PENALTIES). (NOT APPLICABLE IN AL, AR, CA, CO, DC, FL, KS, KY, LA, ME, MD, NJ, NY, OH, OK, PA, RI, TN, VA, VT, WA AND WV).

**APPLICABLE IN AL, AR, LA, MD, RI AND WV**: ANY PERSON WHO KNOWINGLY (OR WILLFULLY IN MD) PRESENTS A FALSE OR FRAUDULENT CLAIM FOR PAYMENT OF A LOSS OR BENEFIT OR WHO KNOWINGLY (OR WILLFULLY IN MD) PRESENTS FALSE INFORMATION IN AN APPLICATION FOR INSURANCE IS GUILTY OF A CRIME AND MAY BE SUBJECT TO FINES AND/OR CONFINEMENT IN PRISON (IN ALABAMA, MAYBE SUJECT TO RESTITUTION FINES OR CONFINEMENT IN PRISON, OR ANY COMBINATION THEREOF).

**APPLICABLE IN CALIFORNIA:** FOR YOUR PROTECTION CALIFORNIA LAW REQUIRES THE FOLLOWING TO APPEAR ON THIS FORM: ANY PERSON WHO KNOWINGLY PRESENTS FALSE OR FRAUDLENT INFORMATION TO OBTAIN OR AMEND INSURANCE COVERAGE OR TO MAKE A CLAIM FOR PAYMENT OF A LOSS IS GUILTY OF A CRIME AND MAY BE SUBJECT TO FINES AND CONFINEMENT IN STATE PRISON.

**APPLICABLE IN COLORADO:** IT IS UNLAWFUL TO KNOWINGLY PROVIDE FALSE, INCOMPLETE, OR MISLEADING FACTS OR INFORMATION TO AN INSURANCE COMPANY FOR THE PURPOSE OF DEFRAUDING OR ATTEMPTING TO DEFRAUD THE COMPANY. PENALTIES MAY INCLUDE IMPRISONMENT, FINES, DENIAL OF INSURANCE AND CIVIL DAMAGES. ANY INSURANCE COMPANY OR AGENT OF AN INSURANCE COMPANY WHO KNOWINGLY PROVIDES FALSE, INCOMPLETE, OR MISLEADING FACTS OR INFORMATION TO A POLICYHOLDER OR CLAIMANT FOR THE PURPOSE OF DEFRAUDING OR ATTEMPTING TO DEFRAUD THE POLICYHOLDER OR CLAIMANT FOR THE PURPOSE OF DEFRAUDING OR ATTEMPTING TO DEFRAUD THE POLICYHOLDER OR CLAIMANT WITH REGARD TO A SETTLEMENT OR AWARD PAYABLE FROM INSURANCE PROCEEDS SHALL BE REPORTED TO THE COLORADO DIVISION OF INSURANCE WITHIN THE DEPARTMENT OF REGULATORY AGENCIES.

**APPLICABLE IN DISTRICT OF COLUMBIA:** WARNING: IT IS A CRIME TO PROVIDE FALSE OR MISLEADING INFORMATION TO AN INSURER FOR THE PURPOSE OF DEFRAUDING THE INSURER OR ANY OTHER PERSON. PENALTIES INCLUDE IMPRISONMENT AND/OR FINES. IN ADDITION, AN INSURER MAY DENY INSURANCE BENEFITS IF FALSE INFORMATION MATERIALLY RELATED TO A CLAIM WAS PROVIDED BY THE APPLICANT.

**APPLICABLE IN FLORIDA** ANY PERSON WHO KNOWINGLY AND WITH INTENT TO INJURE, DEFRAUD, OR DECEIVE ANY INSURER FILES A STATEMENT OF CLAIM OR AN APPLICATION CONTAINING ANY FALSE, INCOMPLETE, OR MISLEADING INFORMATION IS GUILTY OF A FELONY OF THE THIRD DEGREE.

**APPLICABLE IN KANSAS:** AN ACT COMMITTED BY ANY PERSON WHO, KNOWINGLY AND WITH INTENT TO DEFRAUD, PRESENTS, CAUSES TO BE PRESENTED OR PREPARES WITH KNOWLEDGE OR BELIEF THAT IT WILL BE PRESENTED TO OR BY AN INSURER, PURPORTED INSURER, BROKER OR ANY AGENT THEREOF, ANY WRITTEN, ELECTRONIC, ELECTRONIC IMPULSE, FACSIMILE, MAGNETIC, ORAL, OR TELEPHONIC COMMUNICATION OR STATEMENT AS PART OF, OR IN SUPPORT OF, AN APPLICATION FOR THE ISSUANCE OF, OR THE RATING OF AN INSURANCE POLICY FOR PERSONAL OR COMMERCIAL INSURANCE, OR A CLAIM FOR PAYMENT OR OTHER BENEFIT PURSUANT TO AN INSURANCE POLICY FOR COMMERCIAL OR PERSONAL INSURANCE WHICH SUCH PERSON KNOWS TO CONTAIN MATERIALLY FALSE INFORMATION CONCERNING ANY FACT MATERIAL THERETO; OR CONCEALS, FOR THE PURPOSE OF MISLEADING, INFORMATION CONCERNING ANY FACT MATERIAL THERETO.

**APPLICABLE IN KENTUCKY:** ANY PERSON WHO KNOWINGLY AND WITH INTENT TO DEFRAUD ANY INSURANCE COMPANY OR OTHER PERSONS FILES AN APPLICATION FOR INSURANCE CONTAINING ANY MATERIALLY FALSE INFORMATION OR CONCEALS, FOR THE PURPOSE OF MISLEADING, INFORMATION CONCERNING ANY FACT MATERIAL THERETO COMMITS A FRAUDULENT INSURANCE ACT, WHICH IS A CRIME.

**APPLICABLE IN MAINE:** IT IS A CRIME TO KNOWINGLY PROVIDE FALSE, INCOMPLETE OR MISLEADING INFORMATION TO AN INSURANCE COMPANY FOR THE PURPOSE OF DEFRAUDING THE COMPANY. PENALTIES MAY INCLUDE IMPRISONMENT, FINES OR A DENIAL OF INSURANCE BENEFITS.

**APPLICABLE IN NEW JERSEY:** ANY PERSON WHO INCLUDES ANY FALSE OR MISLEADING INFORMATION ON AN APPLICATION FOR AN INSURANCE POLICY IS SUBJECT TO CRIMINAL AND CIVIL PENALTIES.

**APPLICABLE IN NEW MEXICO:** ANY PERSON WHO KNOWINGLY PRESENTS A FALSE OR FRAUDULENT CLAIM FOR PAYMENT OF A LOSS OR BENEFIT OR KNOWINGLY PRESENTS FALSE INFORMATION IN AN APPLICATION FOR INSURANCE IS GUILTY OF A CRIME AND MAY BE SUBJECT TO CIVIL FINES AND CRIMINAL PENALTIES.

**APPLICABLE IN OHIO**: ANY PERSON WHO, WITH INTENT TO DEFRAUD OR KNOWING THAT HE IS FACILITATING A FRAUD AGAINST AN INSURER, SUBMITS AN APPLICATION OR FILES A CLAIM CONTAINING A FALSE OR DECEPTIVE STATEMENT IS GUILTY OF INSURANCE FRAUD.

**APPLICABLE IN OKLAHOMA**: WARNING: ANY PERSON WHO KNOWINGLY, AND WITH INTENT TO INJURE, DEFRAUD OR DECEIVE ANY INSURER, MAKES ANY CLAIM FOR THE PROCEEDS OF AN INSURANCE POLICY CONTAINING ANY FALSE, INCOMPLETE OR MISLEADING INFORMATION IS GUILTY OF A FELONY.

**APPLICABLE IN PENNSYLVANIA:** ANY PERSON WHO KNOWINGLY AND WITH INTENT TO DEFRAUD ANY INSURANCE COMPANY OR OTHER PERSON FILES AN APPLICATION FOR INSURANCE OR STATEMENT OF CLAIM CONTAINING ANY MATERIALLY FALSE INFORMATION OR CONCEALS FOR THE PURPOSE OF MISLEADING, INFORMATION CONCERNING ANY FACT MATERIAL THERETO COMMITS A FRAUDULENT INSURANCE ACT, WHICH IS A CRIME AND SUBJECTS SUCH PERSON TO CRIMINAL AND CIVIL PENALTIES.

**APPLICABLE IN TENNESSEE, VIRGINIA AND WASHINGTON:** IT IS A CRIME TO KNOWINGLY PROVIDE FALSE, INCOMPLETE OR MISLEADING INFORMATION TO AN INSURANCE COMPANY FOR THE PURPOSE OF DEFRAUDING THE COMPANY. PENALTIES INCLUDE IMPRISONMENT, FINES AND DENIAL OF INSURANCE BENEFITS.

**APPLICABLE IN VERMONT:** ANY PERSON WHO KNOWINGLY PRESENTS A FALSE STATEMENT IN AN APPLICATION FOR INSURANCE MAY BE GUILTY OF A CRIMINAL OFFENSE AND SUBJECT TO PENALTIES UNDER STATE LAW.

**APPLICABLE IN NEW YORK:** ANY PERSON WHO KNOWINGLY AND WITH INTENT TO DEFRAUD ANY INSURANCE COMPANY OR OTHER PERSON FILES AN APPLICATION FOR INSURANCE OR STATEMENT OF CLAIM CONTAINING ANY MATERIALLY FALSE INFORMATION, OR CONCEALS FOR THE PURPOSE OF MISLEADING, INFORMATION CONCERNING ANY FACT MATERIAL THERETO, COMMITS A FRAUDULENT INSURANCE ACT, WHICH IS A CRIME, AND SHALL ALSO BE SUBJECT TO A CIVIL PENALTY NOT TO EXCEED FIVE THOUSAND DOLLARS AND THE STATED VALUE OF THE CLAIM FOR EACH SUCH VIOLATION. THIS APPLIES TO AUTO INSURANCE.

NAME (PLEASE PRINT/TYPE)

TITLE (MUST BE SIGNED BY THE PRESIDENT, BOARD CHAIR, CEO OR EXECUTIVE DIRECTOR)

SIGNATURE

DATE

AGENCY

### SECTION TO BE COMPLETED BY THE PRODUCER/BROKER/AGENT

PRODUCER (If this is a Florida Risk, Producer means Florida Licensed Agent)

PRODUCER LICENSE NUMBER (If this a Florida Risk, Producer means Florida Licensed Agent)

ADDRESS (STREET, CITY, STATE, ZIP)