

CENTENNIAL SCHOOL DISTRICT
18135 S.E. Brooklyn
Portland, OR 97236
503-760-7990

CONFIRMATION

TO: Board of Directors

DATE: July 20, 2022

SUBJECT: Resolution to Indemnify and Hold Harmless District Personnel and Directors
for Any Asbestos Related Defense and Settlement Costs

Approve resolution to indemnify and hold harmless, including defense costs, the District employees, Directors and Officers from any liabilities or claims of liability arising out of asbestos related illness in and about the premises of Centennial School District.

The District's Agent of Record has notified us that the DEQ's designation of asbestos as a pollutant has excluded it from liability coverage. Employees with alleged claims of asbestos related illness could file under workers' compensation. The District is, however, now self-insured for potential claims that might be filed by, or on behalf of, a child. This situation would leave employees, e.g., the AHERA designated person, and members of the board liable for future litigation. The employees' typical homeowner's policy has an exclusion for "business pursuits" which would negate insurance protection for this area.

It is recommended that the District indemnify and hold harmless district personnel and directors for any asbestos related defense and settlement costs.