





# ACEC BIT PROGRAM

TRADITIONAL & ALTERNATIVE INSURANCE OPTIONS SEPTEMBER 9, 2025

# **OBJECTIVES**

- Who is the ACEC Business Insurance Trust (BIT)?
- Member Benefits
- Traditional Insurance Coverages Offered
- Alternative Insurance Explained
- Risk Management Hot Topics





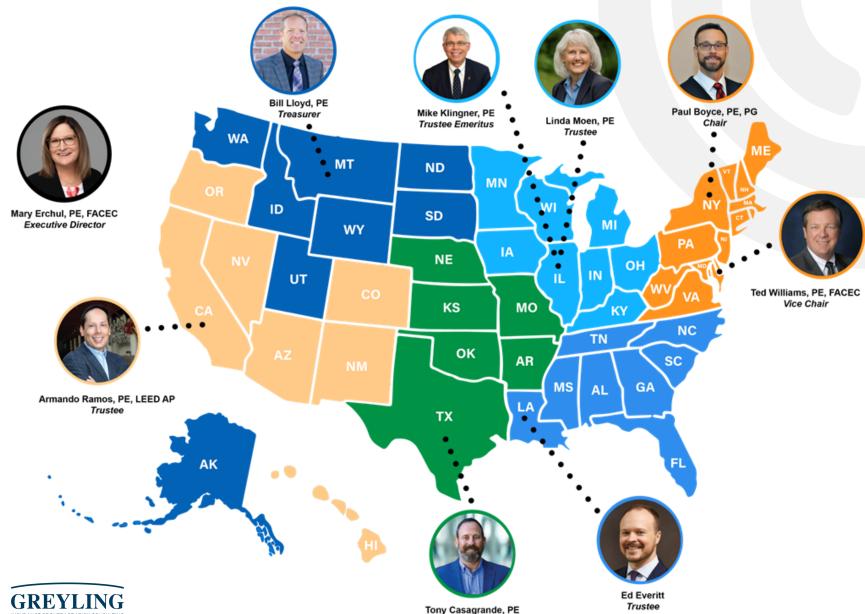
# WHO IS THE ACEC BIT?

Established in 1983





# **ACEC BIT REGIONAL TRUSTEES**



Trustee



- WHO IS GREYLING | EPIC?
  - We are a specialty practice focused almost exclusively on design professionals and consultants
  - We have clients in every state and with projects around the world
  - Our combination of risk management and insurance brokerage services, provided by experienced staff, helps our clients reduce costs—often significantly—over time
  - According to a recent nationwide survey of design firm CFOs, Greyling is the number one rated insurance broker for mid-size and large professional engineering services firms
  - We are endorsed by ACEC and manage the Business Insurance Trust
  - Greyling is an integral part of EPIC Insurance Brokers & Consultants



Kristen Walker
Senior Vice President

- 20+ Years Insurance Industry Experience
- Joined Greyling in 2012
- Leads a brokerage team focused on Prime Designers
  - Domestic and International Exposures
  - All lines of coverage
- Former Professional Liability Underwriter and Actuary
  - Practice Professional Liability
  - Project-Specific Professional Liability
  - Owners Protective Professional Indemnity
  - Contractors Protective Professional Liability
- Degreed Interior Designer
- 2010-2016 Designed and led volunteers to build all houses for Habitat for Humanity - DeKalb
- Co-Founded Women in A/E/C Networking Events in 2018
- Started my career at the PA Department of Insurance







# **David Schlosberg**

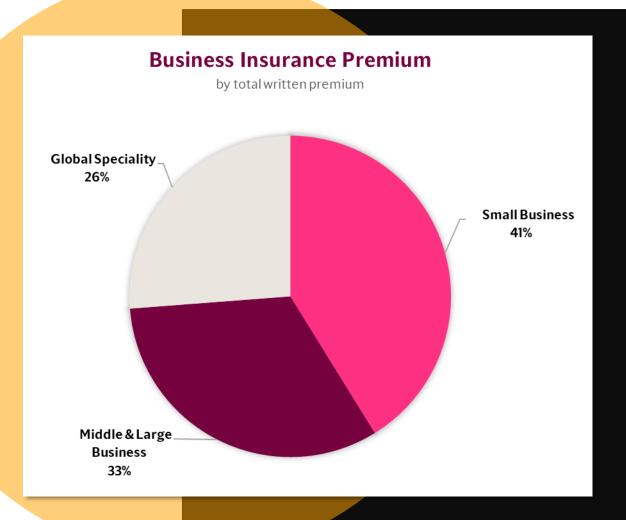
Principal



- 15+ years of Insurance Experience
- Construction & Manufacturing Expertise
- Extensive Experience with Captives and Self-Insurance
- MBA from Fox School of Business Executive MBA Program
- Chartered Professional Casualty Underwriter
- Certified Insurance Counselor
- 2012 Graduate of Leadership Harrisburg Area Program
- Sits on Loan Review Committee for Harrisburg Regional Chamber & Capital Region Economic Development Corporation (CREDC)
- UPMC Pinnacle Foundation Board
- Workforce Development Committee at ABC Keystone
- Central Penn Business Journal
  - Simply the Best Insurance Agent 2020
  - 40 Under 40 2018

# wно is The Hartford

- A.M. Best A+ XV
- Admitted
- Founded in 1810
- Over 1M customers
- #2 Workers Compensation Insurer
- Committed to
  - Speed
  - Ease
  - Accuracy
  - Efficiency







# **MEMBER BENEFITS**







# **AUTO & PROPERTY DEDUCTIBLE ASSISTANCE**

- \$1,000 each accident / occurrence
- \$10,000 annual maximum
- www.acecbit.org/benefits

#### ACEC MEMBER FIRM AUTO/PROPERTY DEDUCTIBLE ASSISTANCE REQUEST Our firm hereby requests assistance from The ACEC Business Insurance Trust (BIT) in covering the amounts paid representing our auto/property deductible under The ACEC Business Insurance Program. We understand that we are requesting voluntary assistance from the BIT and that the BIT is under no obligation to grant this request. Funding for this program will only be available up to the budgeted funds by the ACEC BIT each year. In making this request, I am confirming that our firm is currently a member of ACEC and the ACEC BIT. Firm Address ACEC State Member Organization Summary of Claim Payment Processed by The BIT's Auto/Property Carrier under The ACEC Business Insurance Trust Program: Date of Claim Total Amount of Claim Amount of Deductible Assistance Requested Payment Check # \_\_\_\_ Check Date Amount of Deductible Note: Possible assistance is subject to a maximum of \$1,000 per claim and \$10,000 per year. All deductible assistance requests must be submitted within 3 months of the claim. Requested by:





# PROFESSIONAL LIABILITY DEDUCTIBLE ASSISTANCE

- One \$10,000 per claim, annually
- Request made within 90 days of settlement
- www.acecbit.org/benefits

#### ACEC MEMBER FIRM PROFESSIONAL LIABILITY INSURANCE DEDUCTIBLE ASSISTANCE REQUEST Our firm hereby requests assistance from The ACEC Business Insurance Trust (BIT) in covering the amounts paid representing our deductible for professional liability insurance under The ACEC Business Insurance Trust Program. We understand that we are requesting voluntary assistance from the BIT and that the BIT is under no obligation to grant this request. Funding for this program will only be available up to the budgeted funds by the ACEC BIT each year. Please note the following guidelines in submitting your request. All items are required before reimbursement: This program is only available to firms who purchase PLI through the BIT Program. This program is only available to firms with \$2.5 million in revenue or less as noted on the last completed Professional Liability Application. This deductible assistance can only be used for claims that are resolved using the insurance company and the firm deductible for their current professional liability insurance. Insurance documentation of payment of deductible by firm must be provided. The maximum deductible assistance is \$10,000 annually by firm. The maximum deductible assistance is \$10,000 per claim by firm. Only one deductible assistance payment will be made on each settled claim per firm. Claims for deductible assistance must be made within 90 days of settlement. In making this request, I am confirming that our firm is currently a member of ACEC, the ACEC BIT, and Greyling is Broker of Record. Firm Name **ACEC State Member Organization** Summary of Claim Payment Processed by the BIT's Professional Liability Carrier under The ACEC Business Insurance Trust Program: **Amount of Claim** Amount of Deductible\* Date of Claim Date of Settlement of Claim







# **ROYALTY SHARING**

FINANCIAL CORPORATION

No. 50006948

ACEC
Business Insurance Trust

**Professional Insurance for Engineers** 

PAY Three Thousand Thirty Four And 08/100 US Dollars \*\*\*

PAY TO XYZ ACEC MEMBER FIRM

123 MAIN STREET HOMETOWN, USA

MEMO 2024 ACEC MEMBER FIRM ROYALTY PROGRAM

**DATE 02/25/25** 

NOT VALID AFTER SIX MONTHS

**CHECK AMOUNT** 

\*\$3,034.08\*

Payable in U.S. Funds

ACEC BIT

**AUTHORIZED SIGNATURE** 





# **COALITION DUES PROGRAM**

- \$250 per year towards dues
- Small Firm Coalition (SFC)
- Geoprofessional Coalition (GEO)
- Land Development Coalition (LDC)
- Design Professionals Coalition (DPC)
- Coalition of Professional Surveyors (COPS)
- Mechanical, Electrical, Plumbing Coalition (MEP)
- Coalition of American Structural Engineers (CASE)







# **ACEC STATE AND NATIONAL SUPPORT**



American Council of Engineering Companies of Pennsylvania



AMERICAN COUNCIL OF ENGINEERING COMPANIES





# **BUSINESS INSURANCE COVERAGE**

**Professional Liability** 



**Property & General Liability** 



**Workers' Compensation** 



**Business Auto** 



**Umbrella Liability** 





**Cyber Liability** 











Executive Risk (D&O, EPLI, Fiduciary, Crime and K&R)





# **COVERAGE BENEFITS**

- Consultative coverage reviews
- Tailored coverage for engineers

Type of Coverage	Additional Insureds	Waiver of Subrogation	Primary and Noncontributory	Cancellation Days	Per Project Limits	Contractual Liability	USL&H	Maritime Liability	AM Best Rating	Loss Payee	Coverage Basis
Professional Liability	×	✓	×	30	×	×	×	×	A+:XV	×	Claims-Made
Contractors Pollution <sup>1</sup>	✓	✓	×	30	×	×	×	×	A+ : XV	×	Claims-made
General Liability	✓	✓	✓	30	✓	✓	×	×	A+:XV	×	Occurrence
Workers Comp./ Emp. Liability	×	✓	×	30	×	×	✓	✓	A+:XV	×	Occurrence
Business Auto	✓	✓	✓	30	×	✓	×	×	A+:XV	√2	Occurrence
Umbrella Liability	✓	✓	✓	30	✓	✓	×	×	A+ : XV	×	Occurrence
Property	N/A	✓	N/A	30	N/A	N/A	×	×	A+:XV	✓	N/A³
Cyber Risk	✓	✓	×	30	×	✓	×	×	A : XV	×	Claims-Made
Drone	✓	✓	✓	30	N/A	✓	×	×	A+:XV	×	Occurrence
Crime	N/A	N/A	N/A	30	N/A	N/A	×	×	A : XV	<b>√</b> 4	N/A

# HIGHLY ENGAGED CLAIMS TEAM

Focused on Outcomes and Experiences

Diverse talent

5,400+
Claims Professionals

220+
Data Experts

Operational excellence

**\$13B**Paid Losses | 2024

2M New Claims | 2024



4.7/5 Star Claims **Experience** 

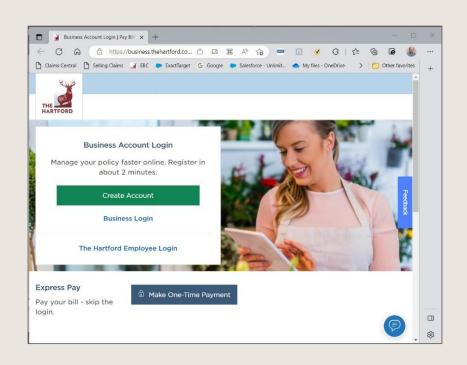
#### • Large Firms

- Dedicated Hartford Claims advisor
- Midyear & End of year service contact

#### Small Firms

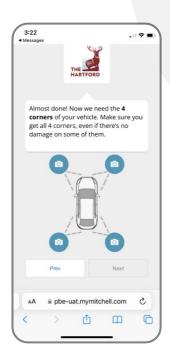
- Hartford "MyAccount" Digital Capabilities
- ✓ Direct communication to assigned claim adjuster
- ✓ Track status and payments with real time updates

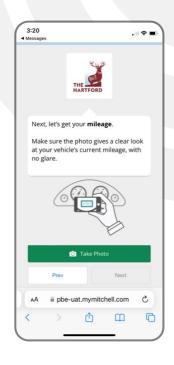
# DATA AND DIGITAL TOOLS ADD CONVENIENCE AND IMPROVE ACCURACY

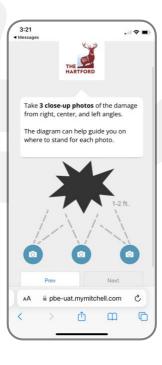


# My Account business insurance portal

Claim tracking, billing, and policy tools in one convenient location







### Virtual appraisal

Speed and accuracy in the palm of the hand

# RISK ENGINEERING

#### **On-site Consultations**

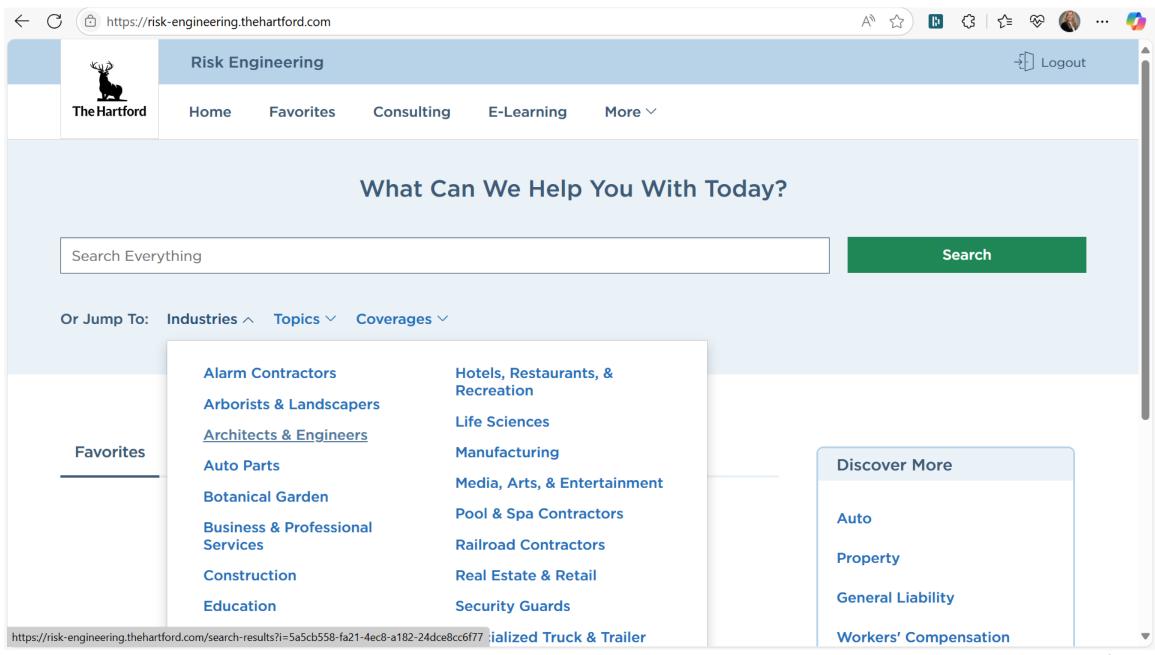
- For Large Firms focused on improving overall operations.
- Consultants evaluate end-to-end processes, existing claims trends, and industry exposures.

#### **Virtual Capabilities**

- Live streaming technology for risk assessments and virtual consultative services.
- Focus on fleet management, ergonomics, machine safeguarding, industrial hygiene and more.

#### **Free On-demand Resources**

- Digital Resource Library designed to help improve worker safety, train employees and protect property.
- E-Learning courses can be assigned and tracked for free.



# ASSET TRACKING Tag it. Find it. Protect it.

ACEC BIT and The Hartford have partnered with Samsara to provide Asset Tags to keep track of your valuable work equipment at a discounted price.

#### Benefits:

- Reduce downtime & job disruption
- Mitigate theft and recover valuable assets
- Simplify inventory management & audits

ACEC BIT members receive a 29% discount.



#### Asset Tag, built on the Samsara platform

✓ Alerts

- Device management
- Inventory report

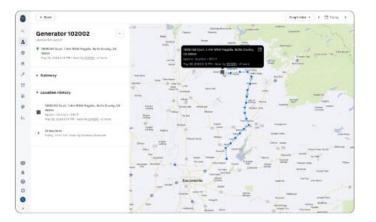
(V) APIS

O Dormancy report

( Mobile apps

Geofences

Location history









**Startup Business** 

**Growing Business** 

**Mature Business** 

Help me find...

Business Strategy / Business Growth /

#### **Growing Money**

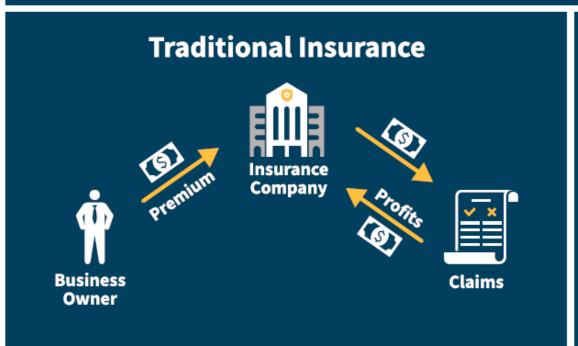
## **Tactics to Manage Finances of a Growing Business**

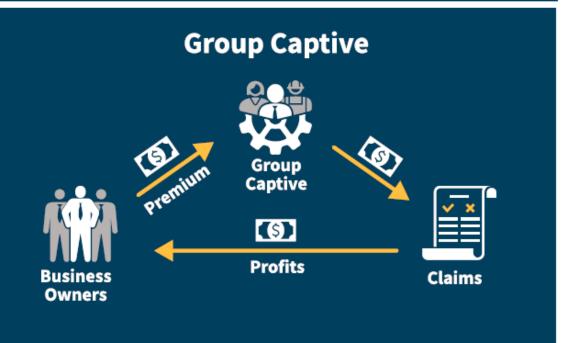
As your business grows, your focus on finances should too. Learn techniques for financing business growth, understanding depreciation, and managing cash flow for your rapidly growing business.

How to Finance Your Business Growth	;	
Find New Sources of Money to Finance Your Growing Business	>	
2 Tax Credits That May Benefit Your Business	>	
Surviving a Recession or Challenging Times	>	
Understanding Depreciation	>	

# WHAT IS A GROUP CAPTIVE INSURANCE COMPANY?

# TRADITIONAL INSURANCE VS GROUP CAPTIVE









# ACEC Business Insurance Trust

Professional Insurance for Engineers

## WHY THE ACEC BIT IS ESTABLISHING A GROUP CAPTIVE



Provide an Innovative Insurance Alternative to Guaranteed-Cost Programs An Exclusive Benefit for Eligible ACEC Member Firms



Create a Solution for Mid-Sized Firms Who May Not Otherwise Qualify for a Group Captive Reward Firms Financially for Exceptional Loss Experience



**Encourage Non-Member Firms to Join ACEC** 



To Grow and Expand the ACEC Business Insurance Trust





# WHAT MAKES THE ACEC BIT GROUP CAPTIVE UNIQUE

Homogenous

ACEC Member Benefit

No Capital Requirement

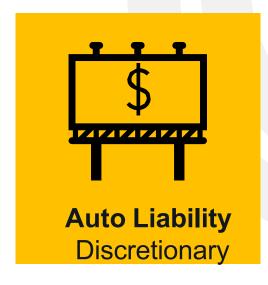




# LINES OF COVERAGE TO BE INCLUDED IN THE GROUP CAPTIVE









- Any combination of Worker Compensation Plus the Others is Permissible
- Property and Umbrella Liability are Standalone Coverages Placed Outside the Group
- Captive Business Owners Policies (BOPs) Are Not Included in the Group Captive

May Not Make Financial Sense to Separate Property from General Liability





# HOW THE ACEC BIT GROUP CAPTIVE WILL WORK



Capital

To Be Determined



Front,
Policies,
COIs

U.S. Domicile

Actuary

**TPA** 



Broker



Captive Manager





# TIMELINE, LAUNCH, AND ROLLOUT







# **RISK MANAGEMENT**







# THE GREYLING RISK MANAGEMENT TEAM

From the beginning, Greyling/EPIC has valued the experience of construction attorneys and the ability to provide advice that goes beyond just placing insurance.

We continue to expand our legal bench with a variety a resources who are available to <u>every</u> client.

We find the analytical skill and negotiating tact of lawyers to be beneficial to our clients in many facets of their daily needs, from contracts to claims to renewals.



Trey Moye, JD

Senior Vice President, Director of Client Service

Joined Greyling after serving as General Counsel of Large Design-Build Contractor



Kent Collier, JD

Managing Principal

9 years in private practice in construction litigation and transactions; Federal clerkship



Sally Bright, JD

Senior Client Advisor - Attorney Joined Greyling in 2022 with focus on risk management

20 years of experience; last 6 defending design firms



Roger Guilian, JD

Senior Vice President

Joined Greyling after 18 years as General Counsel of ENR Top-100 Firm

Heavily connected in ACEC (LCF member and former BIT Trustee)



**Kelly Jackson** 

Senior Client Advisor – Contracts & Claims 5+ years serving Greyling clients Prior experience as litigation and compliance paralegal at URS for 10 years

Also ran construction firm in Zimbabwe



Ross Bundschuh, JD

Vice President

6 years of legal experience in construction law Recently joined Greyling, with M&A focus



Ashonta Adeoba

Contract & Risk Analyst

15 years of experience as a contracts manager and paralegal for AEC firms



Kriton Pantelidis, JD

Vice President

3 years as AGC at SOM

7 years in private practice focused on construction



**Shannon Babcock** 

Contract & Risk Analyst

5 years of experience as a contract administrator and paralegal at a major mechanical contractor



Leo Argiris, PE

Executive Managing Principal 37 years as a Practicing PE

Former COO of Arup, Adjunct Professor, Greyling client for 10+ years, Expert Witness

## MUNICIPAL PLANNING SERVICES



AMERICAN COUNCIL OF ENGINEERING COMPANIES

#### Dodd-Frank Wall Street Reform and Consumer Protection Act Municipal Advisor Registration Requirements

On July 21, 2010, President Obama signed into law the Dodd-Frank Wall Street Reform and Consumer Protection Act. Although the law primarily focuses on financial services reform, engineering firms should consult with their legal advisers to determine whether their business activities require registration as municipal advisors under Section 975 of the law. ACEC has written this white paper in order to give member firms a framework for such discussions with their legal advisers.

#### Municipal advisor definition

Under the law, a firm or individual whose business activities fall under the definition of a municipal advisor must register with the Securities and Exchange Commission (SEC) and the Municipal Securities Rulemaking Board (MSRB), and comply with associated regulations.



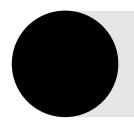


# RAISING THE STANDARD OF CARE

#### **NEGLIGENT**

- "The Engineer shall perform its services consistent with the professional skill and care ordinarily provided by engineers practicing in the same or similar locality under the same or similar circumstances on similar projects."
- Words that raise the standard of care and are uninsurable:
  - "First Class"
  - "State of the Art"
  - "Nationally Recognized"
  - "Highest" or "Best"
  - "To the satisfaction of Owner..."

- Requires a person to act for the benefit of another, even to their own detriment.
- Courts are generally reluctant to find that a design professional has a fiduciary duty unless specific contractual language or a unique relationship of "trust and confidence" exists.



**FIDUCIARY** 





## DEFENSE IN INDEMNITY AGREEMENTS

To the fullest extent permitted by law, Design Professional shall indemnify, defend, and hold harmless Owner and its subsidiaries, affiliates, partners, representatives, agents, officers, directors, contractors, consultants, insurers, . . .

Why is this an issue? Contractual Liability Exclusion

#### **Negotiation Options:**

- 1. Limit defense costs to reimbursement after liability is determined.
- 2. Bifurcate indemnity between what General Liability covers (defense OK) and what Professional Liability covers (defense not OK)
- 3. Purchase separate insurance Project Specific with Indemnified Parties Endorsement or Contractual Defense Protection



# WHY JOIN THE ACEC BIT?

Innovative, competitive and exclusive insurance

**Benchmark Data** 

**Industry Specific Coverage Advice** 

Contracts reviewed by AEC attorneys

Meaningful risk management training & advice

Claims advocacy by legal and industry experts







# **KEY CONTACTS**



MARY ERCHUL
Executive Director
mary.erchul@acecbit.org



ROGER GUILIAN, J.D.
Program Manager
roger.guilian@greyling.com



LEE ANN WHEELER
Client Executive
leeann.wheeler@greyling.com



**GREGG BUNDSCHUH, J.D.**Founding Principal **gregg.bundschuh@greyling.com** 



LEO ARGIRIS, PE
Managing Principal
leo.argiris@greyling.com



KRISTEN WALKER
Senior Vice President
kristen.walker@greyling.com



**DAVID SCHLOSBERG**Principal
david.schlosberg@epicbrokers.com











# **THANKYOU**

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ACECBIT@GREYLING.COM



ACECBIT.ORG



833.ACECBIT (833.223.2248)