



COMMISSIONERS COURT CONTRACT FORM

CONTRACT SUMMARY

Approve and authorize the County Judge to sign the Cyber Liability Insurance Rate Proposal, and related documents for FY24 which will authorize the County's Insurance Broker (USI Southwest Inc.) to proceed with obtaining an insurance policy based on their Liability Insurance Rate Proposal for Cyber Insurance coverage in the amount of \$38,863. Funding is available in GF-GADM-INS-GEN/PROPERTY. Contract No. 2023-0766

ADDITIONAL BACKGROUND:

The County of El Paso's Insurance Broker USI Southwest, Inc. provided El Paso County the estimated liability insurance rates for cyber liability insurance with Crum and Forster. The estimated rate was subsequently presented by the Human Resources Department to the Commissioners Court, during the budget meetings held on August 14, 2023.

The purpose of cyber-Security insurance coverage is to assist in paying for some of the expenses the County would have to pay out of pocket in the absence of no coverage for Cyber events which are an unintentional and unplanned interruption of any computer system such as:

- a theft, loss or Unauthorized Disclosure of Protected Information that is in the care, custody or control of an Insured or a third party for whose theft, loss or Unauthorized Disclosure of Protected Information the Insured Entity is legally responsible for;
- the storage, collection, use or disclosure of Protected Information by or on behalf of an Insured Entity that is in violation of a Privacy Law;
- the failure to notify a third party of a theft, loss or Unauthorized Disclosure of Protected Information in violation of a Privacy Law;
- a Virus Event;
- the access to, or the use of, a computer system by a person or organization that is not authorized to do so;
- Cyber extortion Threat such as the disclosure of protected information;
- the corruption, alerting, deletion or destruction of data or software stored on a computer system;
- the restriction or hindering of access to a computer system or to data stored on a computer system;
- the interruption or suspension of a computer system;
- the electronic communication with the Insured Entity's customers impersonating the Insured Entity in order to obtain Protected Information; and
- eCrime which is also covered through the County's Crime Insurance.

Approval of this proposal will result in the creation of a formal insurance policy. The premium in the proposal totals \$38,863.

The County Attorney's Office has reviewed the Cyber Liability Insurance Rate Proposal and related documents for FY24. (Contract No. 2023-0766)

FISCAL IMPACT:

Funding is available in: COGF-1000-0000000-431-10-10000-0001-00000-600312-

FY 2024 \$38,863

PRIOR COURT ACTION:

N/A

RECOMMENDATION:

Approve and authorize the County Judge to sign the Cyber Liability Insurance Rate Proposal, and related documents for FY24 which will authorize the County's Insurance Broker (USI Southwest Inc.) to proceed with obtaining insurance policies based on their Liability Insurance Rate Proposal for Cyber Insurance coverages in the amount of \$38,863. Funding is available in GF-GADM-INS-GEN/PROPERTY. Contract No. 2023-0766

BASIC CONTRACT DETAILS

CONTRACT NO.: 2023-0766

CONTRACT TITLE: Cyber Liability Insurance / FY24 Rate Proposal

SECOND PARTY: USI Southwest Inc.

CONTRACT TYPE: Insurance

TERM AND BUDGET DETAILS

TERM: 1 Year

EXTENSION OPTIONS: Annual Renewal - Upon Mutual Agreement

EFFECTIVE DATE: 10/1/2023

MOD EFFECTIVE DATE (If Applicable):

EXPIRATION DATE: 09/30/2024

MOD EXPIRATION DATE (If Applicable):

EXTENSION DEADLINE DATE (If Applicable):

AMOUNT: 0.00

MOD AMOUNT (If Applicable):

APPROVALS

COUNTY ATTORNEY APPROVAL

The attached document has been given legal review by the El Paso County Attorney's Office on behalf of the County of El Paso, its officers, and employees. Said legal review should not be relied upon by any person or entity other than the County of El Paso, its officers, and employees.

COUNTY ATTORNEY: Eric Bauer

LEGAL REVIEW: Approved as to Form as Submitted

LEGAL REVIEW NOTES (If Applicable):

DATE: 9/25/2023

DIRECTOR/DEPARTMENT HEAD APPROVAL

The undersigned hereby certifies that he/she has read the contract, understands and approves the contract terms and conditions and further certifies that the contract conforms to the bid specification, if any, and acknowledges that he/she is responsible for administering all terms and conditions.

DIRECTOR/DEPARTMENT HEAD/DESIGNEE: Sam Trujillo

DEPARTMENT CONTACT: Verenice Acosta

DEPARTMENT: Human Resources

DATE: 09/25/2023