

Commercial excess policies are for accidents that become tragedies

How does a commercial excess policy work?

A commercial excess policy is a liability policy that works in conjunction with other liability policies. The typical business has an auto policy, a general liability policy and an employers' liability policy (included with the workers' compensation policy). These are what we call underlying policies; they are the first responders to any claim for damages after an accident. When the limits of these policies have been exhausted, the commercial excess policy jumps in to take over the obligation to pay additional damages up to its limit. This excess coverage can serve to protect your business from financial ruin when an accident becomes a tragedy.

What is meant by "follow form" coverage?

An excess policy that "follows form" coverage covers the insured under the same terms as the underlying policy. In other words, if the underlying policy responds to a particular claim, so will the excess policy. In contrast, an extreme version of an umbrella policy provides coverage on the terms of its underlying policy, but can create a separate set of exclusions, designated limits or waivers of subrogation.

It's important to note that "follow form" coverage is not the same as "follow coverage" which follows down to some extent. For example, coverage of the excess and underlying policies may be aligned with regard to who is insured, selected exclusions, designated limits or waivers of subrogation. Careful analysis will be required to evaluate the potential gaps.

What is the purpose of "drop down" coverage?

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What is an umbrella policy?

An umbrella policy will go beyond providing excess liability coverage. It will provide first responder coverage to some exposures that are not covered by the underlying policies, but covered by the umbrella. This broadened coverage will reduce your financial risk in areas not previously anticipated.

However, you may be responsible for paying a portion of the loss, called the "self-insured retention," before the umbrella begins to pay this type of claim. It's not unusual for the SIR to be designated in the amount of \$10,000, although it could be zero for some businesses.

Umbrella policies can vary in the type of exposures covered and the limits feature. The standard Insurance Services Office Inc. policy includes broad coverage for watercraft, aircraft, global operations, personal and professional offenses, reasonable expenses and mental anguish. Some umbrella policies broaden coverage for personal property in the insured's care, custody and control.

How do I choose a limit?

Obviously, the limit chosen has a lot to do with the risk tolerance of the business, but there are some indicators that can help in the process. Some businesses generate more risk than others. It could be the type of products sold, the hazardous activities, the size of business assets, the potential for catastrophe, etc. It's not uncommon for business contracts to require certain excess limits; for example, in the construction industry. You may benefit from researching the severity of losses others have experienced in your type of business. Our agency is ready to assist you with your analysis of risk and help you find the excess or umbrella policy that is right for your business.



Your Professional Insurance Agent ... We want you to know about the insurance you're buying.