

ORDINANCE NO. 149962

An Ordinance amending Title 3 (Administration) Chapter 3.90, Section 3.90.090, adding a new subparagraph to be numbered subparagraph (1), so as to provide authority to the Risk Manager to evaluate and approve or disapprove on behalf of the City all applications for self-insurance programs in lieu of commercial insurance requirements of contracts, permits, and any other documents to which the City is a party, and declaring an emergency.

The City of Portland ordains:

Section 1. The Council finds:

- (1) There is a substantial increase in requests that the City accept self-insurance by public bodies, agencies and commercial corporations and businesses, in lieu of the commercial insurance required under contracts, permits, and other legal documents to which the City is a party.
- (2) At the request of the City Auditor, the City Attorney's Office after notice to the Council members recommended a program to process all applications for acceptance or rejection of self-insurance programs to be administered by the Risk Management Bureau.
- (3) The Risk Management Bureau has established procedures for evaluating and accepting or rejecting applications for self-insurance in lieu of commercial insurance. However, the Bureau does not have authority to amend existing contracts, permits, and other documents in cases in which it has approved applications for self-insurance in lieu of commercial insurance.
- (4) It is desirable that the City accept self-insurance in lieu of commercial insurance under existing contracts, permits, and other documents in cases in which the Risk Management Bureau has approved applications for self-insurance in lieu of commercial insurance. It also is desirable that self-insurance be permitted automatically in those cases, without the need for the passage of ordinances amending the contracts, permits, and other documents, and acceptance of the ordinances by the applicants for self-insurance.
- (5) The Risk Management Bureau can be authorized to make revisions in existing contracts, permits, and other documents by amending Section 3.90.090 of the City Code.

# ORDINANCE No.

Section 2. NOW, THEREFORE, the Council directs:

(a) Section 3.90.090 is hereby amended to read as follows:

3.90.090 Bureau of Risk Management. The Bureau of Risk Management, under the direct supervision of the Risk Manager, shall coordinate and control all administrative and technical activities relating to commercial/self-insurance, workers' compensation, liability, subrogation, safety inspection, accident prevention, and loss control programs. The Bureau shall have the authority to promulgate rules and regulations as necessary to minimize potential property, liability, fidelity and personnel losses. In addition, the Bureau shall maintain records relating to commercial/self-insurance losses by the City or claims filed against the City and shall execute any claim or proof of loss for damage to City property.

(1) The Risk Manager is hereby delegated authority to evaluate, approve or disapprove on such form as he finds necessary, on behalf of the City, all applications for self-insurance programs in lieu of commercial insurance requirements of contracts, permits, or any other legal documents of the City. Upon approval of a self-insurance program, the contract, permit, or other legal document that is the subject of an application is automatically amended, subject to the approved form being filed with the City Auditor or such other bureau as may be charged with keeping the records, to substitute such approved self-insurance program for the commercial insurance requirements of the contract, permit or other legal document, without further action by the Council.

Section 3. The Council declares:

That an emergency exists so as to give immediate effect to the proposed amendment to prevent additional time and paperwork that is presently required to act upon the applications for self-insurance programs; therefore, this ordinance shall be in force and effect from and after its passage by the Council.

Passed by the Council, JUL 3 1980

Mayor McCready  
DCFleming/DWE/pm

*Serge Yehorich*  
Auditor of the City of Portland

ORIGINAL NO. 5192

ORDINANCE NO. 133865

GEORGE ABRONSON

JUL 3 1980

Calendar No. 2435

ORDINANCE No. 149962

Title

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THURSDAY

Filed JUN 27 1980

GEORGE YERKOVICH  
Auditor of the CITY OF PORTLAND

By Gordon C. Hall  
Deputy

THE COMMISSIONERS VOTED AS FOLLOWS:

	Yeas	Nays
Ivancie		
Jordan		
Lindberg		
Schwab		
McCready		

FOUR-FIFTHS CALENDAR

Ivancie	
Jordan	
Lindberg	
Schwab	
McCready	

INTRODUCED BY  
Mayor McCready

NOTED BY THE COMMISSIONER

Affairs

Finance and Administration *CM*

Safety

Utilities

Works

BUREAU APPROVAL

Bureau: Risk Management

Prepared By: Donald W. Eckton Date: 06/23/80

Budget Impact Review:  
 Completed  Not required

Bureau Head: *David C. Fleming*

NOTED BY

City Attorney

City Auditor

City Engineer *GP*