

LEE MEMORIAL HEALTH SYSTEM BOARD OF DIRECTORS

POLICY MANUAL

no. 10.20C

category: General Operations
title: Litigation Management

original adoption: 01/08/91
revision-dates: 06/25/93
07/31/98
07/26/02

supersedes no. 10.20B

PURPOSE:

To provide for the adjustment of professional liability claims in an equitable and professional manner.

POLICY:

The Board of Directors authorizes the System President and Board Attorney to settle professional liability claims up to \$100,000 per claim/\$200,000 per incident (the limits of liability under the Florida Waiver of Sovereign Immunity Act) without Board approval.

1. The System President may authorize the System V.P. of Legal Services and Risk Management to settle cases up to and including \$25,000.
2. For settlement in excess of \$25,000, up to and including \$50,000, approval of the Board Attorney must also be obtained by the System President and the System V.P. of Legal Services and Risk Management.
3. For settlements in excess of \$50,000 to the limits set forth above, the approval of the Board Chairman must also be obtained by the System President and the System V.P. of Legal Services and Risk Management.

The System V.P. for Legal Services and Risk Management shall report at least quarterly to the System Treasurer and System President regarding pending and settled litigation and claims, and such reporting shall be made in a manner which preserves the confidentiality of such information to the extent provided by Florida law.

This policy does not supersede previous resolutions or statements of policy adopted by the Board of

Directors as follows:

Policy Statement: Administration of Liability Claims, November 19, 1982.

Policy Statement: Fund for Payment of Professional Liability Claims, July 26, 1985,
repealed September 23, 1988.

Resolution adopted March 28, 1986.