

## CONTRACTS EXEMPT FROM INSURANCE LANGUAGE

**The following Contract types are exempt, and agencies should use appropriate template located on the OPS website. Notwithstanding these exemptions, individual agencies remain responsible for evaluating the risks associated with each procurement and determining whether insurance requirements are appropriate for a specific contract, even when not required by OPS. Agencies should conduct a case-specific risk assessment, in consultation with agency legal counsel, and include appropriate insurance or other risk-mitigation requirements as warranted:**

1. Contracts between State Agencies
2. Contracts between State Agencies and other governmental entities, including local, quasi-governmental, and special purpose governmental entities
3. Contracts with any of the State Universities or Community Colleges
4. Contracts with the Federal Government
5. Contracts enabling Pass through federal or state funding to recipients with individuals/entities; grant agreements
6. Litigation-related contracts such as contracts to engage Mediators, Arbitrators or Hearing Officers; Expert Witnesses
7. Non-Professional Services under an agency's small purchase authority.
8. Conference or Training-related contracts such as for Speakers or Trainers at conferences or events.
9. Commercial general liability coverage is not required for professional service contracts when the only deliverable at issue is a professional service for which appropriate professional service insurance is provided by the contractor.