



AGRIBUSINESS RISK AND INSURANCE

Table of Contents

Agribusiness Risk and Insurance

Contributing Authors

Agribusiness and Farm Insurance

Basics of Farming and Farm Insurance

Farm Insurance

What Is a Farm

Triggering Events

Types of Farm Policies

Farm Property Exposures and Insurance

Farm Property Exposures

Real Property Exposures

Personal Property Exposures

Farm Property Coverages

Coverage A—Dwellings

Coverage B—Other Private Structures Appurtenant to Dwellings

Coverage C—Household Personal Property

Coverage D—Loss of Use

Coverage E—Scheduled Farm Personal Property

Coverage F—Unscheduled Farm Personal Property

Coverage G—Other Farm Structures

Other Farm Property Provisions

Farm Property Underwriting Considerations

Construction

Occupancy

Protection

Exposure

Causes of Loss

Valuation

Coinsurance

Farm Liability Exposures and Insurance

Farming Defined

Who Is Insured?

Farm Liability Coverages

Coverage H—Bodily Injury (BI) and Property Damage (PD) Liability

Coverage I—Personal and Advertising Injury Liability

Coverage J—Medical Payments

Farm Liability Underwriting Considerations

Named Insured

Insured Locations

Insured Vehicles

Farm Operations

Farm Vehicle Exposures and Insurance

Farm Vehicle Exposures

Mobile Equipment Defined

Farm Auto Exposures

Farm Auto Underwriting Considerations

Drivers and Driving Records

Vehicle Classifications

Farm Auto Insurance

Covered Auto Symbols

Business Auto Coverage

Physical Damage Coverage

Farm Umbrella Liability

Agribusiness and Farm Property Risks and Insurance

Farming Operations

Policy Forms Used

Declarations-Driven Coverage

Policy Structure

- Common Policy Declarations
- Common Policy Conditions
- Naming the Insured(s)
- Ensuring Coverage for a Claim
- ISO Farm Property Forms
 - Key Rules
 - Farm Property Coverages
- Farm Property—Farm Dwellings, Appurtenant Structures, and Household Personal Property Coverage Form—FP 00 12
 - Section I—Coverages
 - Dwellings—Coverage A
 - Other Private Structures Appurtenant to Dwellings—Coverage B
 - Household Personal Property—Coverage C
 - Loss of Use—Coverage D
 - Insuring Tenants
 - Section II—Coverage Extensions
 - Trees, Shrubs, Plants, and Lawns
 - Household Personal Property of “Insureds” Away from the “Insured Location”
 - Refrigerated Products—Not Farm Personal Property
 - Section III—Additional Coverages
 - Removal of Fallen Trees
 - Credit Cards and Electronic Fund Transfer Cards or Other Access Devices, Forgery, Counterfeit Currency
 - Water Damage
 - Grave Markers
 - Other Additional Coverages
 - Section IV—Other Provisions
- Farm Property—Farm Personal Property Coverage Form—FP 00 13
 - Coverage E—Scheduled Farm Personal Property
 - Special Limits of Insurance under Coverage E

Property Not Covered

Loss Conditions

Coverage F—Unscheduled Farm Personal Property

Property Not Covered

Special Limits of Insurance under Coverage F

Conditions

Coverage Extensions

Additional Coverages

Farm Property—Barns, Outbuildings, and Other Farm Structures Coverage—
Form FP 00 14

Coverage G—Barns, Outbuildings, and Other Farm Structures

Loss Conditions

Fences, Corrals, Pens, Chutes, Feed Racks

Portable Buildings and Portable Structures

Valuation—Property Other Than Improvements and Betterments

Valuation—Improvements and Betterments

Valuation—Glass Replacement

Coverage Extensions—Section II

Private Power and Light Poles

New Construction

Additional Coverages—Section III

Farm Property—Other Farm Provisions Form—Additional Coverages, Conditions,
Definitions—FP 00 90

Additional Coverages

Debris Removal

Collapse

Pollutant Cleanup and Removal

Glass or Safety Glazing Material

Loss Conditions

General Conditions

Definitions

Causes of Loss Form—Farm Property—FP 10 60

Named Perils versus Special Perils Approaches

Basic Causes of Loss

- Fire or Lightning
- Windstorm or Hail
- Explosion
- Riot or Civil Commotion
- Aircraft
- Vehicles
- Smoke
- Vandalism
- Theft
- Sinkhole Collapse
- Volcanic Action
- Collision
- Earthquake Loss to “Livestock”

Broad Causes of Loss

Covered Causes of Loss—Special

- Maintenance Exclusions
- Concurrent Causation Exclusions
- Pollution Exclusion
- General Exclusions
- Ordinance or Law
- Earth Movement
- Governmental Action
- Intentional Loss
- Nuclear Hazard
- Utility Services
- Neglect
- War and Military Action
- Water

Farm Inland Marine Forms

Mobile Agricultural Machinery and Equipment Coverage Form (FP 00 30)

Coverage

Additional Coverages

Coverage Extensions

Limits of Insurance

Farm Inland Marine Conditions

Farm Livestock Coverage (FP 00 40)

Coverage

Additional Coverages/Coverage Extension

Exclusions

Limits of Insurance

Deductible

Farm Inland Marine Conditions

Expanded Causes of Loss Coverage

Farm Property Endorsements

Windstorm or Hail Percentage Deductible (FP 03 05)

Sump Overflow and Water Backup from Sewers or Drains (Coverages A, B, C, and D Only) (FP 04 02)

Dwelling and Farm Building Replacement Cost Protection (Including Ordinance or Law Coverage) (FP 04 04)

Increased Limits on Household Personal Property (FP 04 07)

Farm Computer Coverage (FP 04 08)

Insuring Agreements

Property Not Covered

Coverage Extensions

Covered Perils

Exclusions and Limitations

Valuation

Definitions

Increased Special Limits on Business Property (FP 04 09)

Foreign Objects in Machinery (FP 04 20)

Debris Removal Increased Limit of Insurance (FP 04 21)

Pollutant Cleanup and Removal Additional Aggregate Limit of Insurance (FP 04 22)

Farm Equipment Borrowed or Rented without a Written Contract (FP 04 23)

Spoilage Coverage—Perishable Farm Personal Property (FP 04 24)

Coverage G—Barns, Outbuildings and Other Farm Structures—Blanket Insurance (FP 04 28)

Inflation Guard (FP 04 31)

Special Loss Settlement on Dwellings (FP 04 35)

Replacement Cost—Household Personal Property (FP 04 36)

Collision Resulting in Death of Livestock (FP 04 56)

Scheduled Personal Property (FP 04 61)

- Coverage Extensions
- Covered Perils
- Loss Conditions
- Coverage Territory

Unoccupancy and Vacancy Permit (FP 04 75)

- Waiver of Unoccupancy and Vacancy Loss Condition
- Waiver of Vacancy Restriction

Functional Building Valuation (FP 04 78)

Functional Farm Personal Property, Machinery and Equipment Valuation (FP 04 79)

Rental to Others—Theft Coverage (FP 04 80)

Debris Removal Expense (FP 05 03)

Fire Extinguisher or Fire Extinguishing Systems Expense Coverage (FP 05 04)

Agritainment—Property (FP 05 05)

- Coverage Extensions and Additional Coverages

Scheduled Farm Personal Property Away from the Insured Location (FP 05 20)

Unit-Owners Coverage (FP 05 23)

Assisted Living Care Coverage (FP 05 24)

Increased Limits for Structures Appurtenant to Dwellings (FP 05 25)

Expenses Consequential to Enforcement of Ordinances or Laws Affecting Building, Zoning or Land Use (Coverages A and B Only) (FP 05 26)

Motorized Golf Carts (FP 05 27)

Limited Coverage for Fungi, Wet Rot, Dry Rot and Bacteria—Property (FP 05 30)

Limited Coverage for Fungi, Wet Rot, Dry Rot and Bacteria—Farm Dwellings, Appurtenant Structures and Household Personal Property (FP 05 31)

Limited Coverage for Theft of Building Materials and Supplies While a Building or Structure Is under Construction (FP 05 35)

Identity Fraud Expense Coverage (FP 05 59)

Equipment Breakdown Protection Coverage (FP 05 60)

Theft Exclusion (FP 10 14)

Windstorm or Hail Exclusion (FP 10 15)

Vandalism Exclusion (FP 10 16)

Exclusion of Loss Due to By-Products of Production or Processing Operations (Rental Properties) (FP 10 34)

Earthquake Inception Extension (FP 10 39)

Cause of Loss—Earthquake Form (FP 10 40)

Coverage for Damage Sustained Only by Tires in Collisions or Overturns of Mobile Agricultural Machinery and Equipment (FP 10 57)

Protective Safeguards (FP 12 02)

Limitations on Windstorm or Hail Coverage for Roof Surfacing (FP 12 09)

Actual Cash Value—Dwellings and Appurtenant Private Structures (FP 12 10)

Loss Payable Provisions (FP 12 11)

- Loss Payable
- Lenders Loss Payable
- Contract of Sale

Glass or Safety Glazing Material—Building or Structure, Storm Door, or Storm Window—Tenant’s Policy (FP 12 18)

Peak Season (FP 12 29)

Value Reporting Endorsement (FP 13 01)

Coverage G—Damage to Below-Ground Foundations of Buildings or Structures, and Related Consequential Expenses (FP 14 01)

- Below-Ground Foundations
- Consequential Expenses

Disruption of Farming Operations (FP 15 01)

AAIS Farmowners Program

AAIS Farmowners Key Rules

Eligibility

Deductibles

Dwelling Coverage—Special Form (FO-3)

Coverage A—Residence

Coverage B—Related Private Structures

Coverage C—Personal Property

Coverage D—Additional Living Costs and Loss of Rent

Definitions

Incidental Property Coverages

Loss Settlement Provisions

Farm Coverage (FO-6)

Coverage E—Farm Barns, Buildings, and Structures

Coverage F—Scheduled Farm Personal Property

Coverage G—Unscheduled Farm Personal Property

Property Not Covered under any of the Farm Property Coverages

Incidental Property Coverages

Covered Perils Applicable to All Coverages

Loss Settlement Provisions

Agribusiness and Farm Property Insurance Checklist

Agribusiness and Farm Liability Risks and Insurance

Farm Premises and Operations Risks

Farm Products and Completed Operations Risks

Farm Contractual Liability Risks

Farm Independent Contractor Liability

Farm Liability Coverage Forms

ISO Farm Liability Insurance Products

Farm Liability Coverage Form (FL 00 20)

Farm Liability Coverage Exclusions

Expected or Intended Injury

Contractual Liability
Pollution
Release or Discharge from Aircraft
Aircraft, Motor Vehicle, Motorized Bicycle, or Tricycle
Watercraft
Mobile Equipment
Use of Livestock or Other Animals
Business Pursuits
Custom Farming
Professional Services
Rental of Premises and Ownership or Control of Premises
Communicable Disease
Workers Compensation
Employers Liability
Building or Structure under Construction
Bodily Injury to an Insured
Damage to Property
Damage to Your Product
Damage to Your Work
Damage to Impaired Property or Property Not Physically Injured
Recall of Products, Work, or Impaired Property
Sexual Molestation, Corporal Punishment, or Physical or Mental Abuse
Controlled Substances
Personal Injury
Distribution of Material in Violation of Statutes
War
Agritainment

Coverage I—Personal and Advertising Injury Liability

Personal Injury Coverage
Advertising Injury Coverage
Exclusions

Exclusions Applicable to Personal Injury and Advertising Injury

Exclusions Applicable to Only Personal Injury

Exclusions Applicable to Only Advertising Injury

Pollution-Related Loss, Cost, or Expense

Coverage J—Medical Payments

Insuring Agreement

Exclusions

Professional Services and Business Pursuits

Location Rented, Owned, or Controlled by Insured

Farm Employees or Others Maintaining the Farm

Workers Compensation or Similar Law

Injury to Resident

Agritainment

Coverage H Exclusions

Farm Additional Coverages, Coverage Extension, and Limits

Additional Coverages

Supplementary Payments—Coverages H and I

Damage to Property of Others

Coverage Extension

Section II—Limits of Insurance

Occurrence Limit

Aggregate Limit

Fire Damage Limit

Personal and Advertising Injury Limit

Medical Payments

Damage to Property of Others

Farm Liability Conditions

Loss Conditions

Bankruptcy

Duties in the Event of Occurrence, Offense, Claim, or Suit

Insurance under Two or More Coverages

Legal Action Against Us

No Admission of Liability with Medical Payments

Other Insurance

Transfer of Rights of Recovery Against Others to Us

Additional Conditions

Liberalization

Representations

Separation of Insureds

Farm Liability Endorsements

Endorsements That Expand Coverage

Coverage for Physical Injury

Owned Snowmobile Coverage

Animals in Contests or Stunting Activities

Animal Rides for Profit or Charity

Custom Farming Liability Coverage

Farm Employers Liability and Farm Employees Medical Payments

Limited Fungi or Bacteria Coverage—Liability

Limited Home Day Care Coverage

Additional Residence—Rented to Others

Business Activities

Insured's Liability While Employed by Others in Nonfarm Jobs

Limited Product Withdrawal Expense Coverage

Agritainment—Liability

Endorsements That Reduce Coverage

Exclusion—Employment-Related Practices

Fungi or Bacteria Exclusion—Liability

Exclusion—Silica or Silica-Related Dust

Exclusion—Migrant and Seasonal Agricultural Worker Protection Act

Amendment of Insured Contract Definition

Exclusion—Injury or Damage from Genetically Modified Beans, Crops, Grains, Seeds, Plants, Shrubs, or Trees

Exclusion—Animal Liability

Endorsements That Change Who Is Insured

Additional Insured—Farm Liability

Additional Insured—Executors, Administrators, Trustees, or Beneficiaries

Additional Insured and Residence Premises Endorsement

Endorsements That Remove Designated Liability Exposures

Endorsements to the CGL Policy

Basic Farm Premises Liability

Broad Form Farm Premises Liability

Personal Liability

AAIS Farm Liability Insurance Products

Personal Liability Coverage—Farm (GL-2)

Coverage L—Liability

Coverage M—Medical Payments to Others

Definitions

Incidental Coverages

Exclusions

Conditions

Agribusiness and Farm Liability Coverage Checklist

Farm Vehicles

Farm Vehicle Exposures

Types of Legal Entities

Vehicles Exposed to Loss

Auto versus Mobile Equipment

Vehicle Operation and Use

Nature of Insured's Activities

Personal versus Business Auto

Business Auto Policy and Covered Auto Symbols

Major Coverages

Liability

Physical Damage

Medical Payments

No-Fault

UM/UIM

Insured Vehicles and Symbols

Business Auto Liability Insurance

Liability Coverage

Covered Autos

Who Is an Insured

Liability Exclusions

Limits of Liability

Business Auto Policy Conditions

Loss Conditions

General Conditions

Rating Classifications

Size

Business Use

Radius

Business Auto Endorsements

Pollution Liability—Broadened Coverage for Covered Autos

Designated Insured

Employees as Insureds

Fellow Employee Coverage

Employee Hired Autos

Individual Named Insured Endorsement

Drive Other Car Coverage—Broadened Coverage for Named Individuals

Lessor—Additional Insured and Loss Payee

Employee as Lessor

Hired Autos Specified as Covered Autos You Own

Farm Vehicle Coverage under Other Policies

Coverage for Vehicles under the Farm Liability Coverage Form

Coverage for Vehicles under the PAP

Absence of Employer's Nonownership Liability

Pollution and Contractual Exclusions

Trailers

Physical Damage

Avoiding Gaps When Addressing "Mobile Equipment" and "Auto" Exposures

The Mobile Equipment Conundrum—How Can "Mobile Equipment" Become "Auto"?

Personal Auto Policy

Business Auto Policy

Covered Auto Symbols

Pollution

What Is a Covered Auto Likely To Carry?

A Mandatory Amendatory Endorsement

The MCS-90 Endorsement

Symbolism

Motor Vehicle Physical Damage versus Inland Marine

What Happens When Something Happens? Loss of Use

Mobile Business Interruption

Managing Policies into a Program

The Circle of Coverage

Steps To Manage the Array of Policies

The New "Perils" Challenge for the 21st-Century Farmer

Risk Management and Coverage Challenges in the 21st Century

Agribusiness and Farm Auto Coverage Checklist

Agribusiness and Farm Workers Compensation Risks and Insurance

Workers Compensation Laws

History of Workers Compensation Laws

Employers Liability Statutes and Judicial Modifications

Early Workers Compensation Laws

Workers Compensation Law Summary

Workers Compensation Law—Compulsory versus Elective

- Exclusive Remedy—State Workers Comp Laws
- Penalties for Failure To Secure Benefits
- Covered Employments
- Independent Contractors
- Employee Leasing
- Sole Proprietors, Partners, Executive Officers, and LLCs
- Elective Coverage
- Suits Against Third Parties
- Injuries Not Covered
- Occupational Disease
- Out-of-State Injuries
- Federal Workers Compensation and Employers Liability Laws
 - Migrant and Seasonal Agricultural Worker Protection Act
- U.S. Longshore and Harbor Workers' Compensation Act
 - Eligibility
 - Covered Injuries and Diseases
 - Benefits
 - Disability
 - Death
 - Medical
 - Insuring LHWCA Exposures
- Workers Compensation Benefits
 - Medical Benefits
 - Disability Benefits
 - Rehabilitation Benefits
 - Death Benefits
- Workers Compensation and Employers Liability Policy
 - Workers Compensation Policy Definitions
 - Who Is an Insured
 - Covered Workplaces
 - Definitions Regarding Applicable Law

Part One—Workers Compensation Insurance

Part Two—Employers Liability Insurance

Coverage Criteria

Exclusions

Limits of Liability

Part Three—Other States Insurance

Part Four—Your Duties If Injury Occurs

Part Five—Premium

Classifications

Remuneration

Final Premium

Records and Audit

Part Six—Conditions

Inspection

Long-Term Policy

Transfer of Your Rights and Duties

Cancellation

Sole Representative

Workers Compensation Policy Endorsements

Stop Gap (Employers Liability) Endorsement (WC 00 03 03)

Voluntary Compensation Endorsement (WC 00 03 11 A)

Sole Proprietors, Partners, Officers, and Others (WC 00 03 10)

Migrant and Seasonal Agricultural Worker Protection Act Endorsement (WC 00 01 11)

U.S. Longshore and Harbor Workers' Compensation Act Coverage Endorsement (WC 00 01 06)

Alternate Employer Endorsement (WC 00 03 01 A)

Employee Leasing Endorsements (Various Endorsements)

Waiver of Subrogation Endorsement (WC 00 03 13)

Broad Form Named Insured Endorsement (Nonstandard Endorsement)

Workers Compensation Marketplace

Workers Compensation Insurance Markets

Monopolistic State Funds

The Voluntary Private Market

Competitive State Funds

Residual Market Plans

Alternatives to Insurance

Individual Self-Insurance

Group Self-Insurance

Rating Workers Compensation Risks

Exposure Base

Classification

Calculating Estimated Annual Premium

Experience Modifier

Loss Constant

Expense Constant

Minimum Premium

Premium Discount

Schedule Rating

Numerical Example

Experience Rating

Eligibility

Experience Rating Period

Combinability

Experience Modifier Calculation

Application of Experience Modification

Experience Rating Philosophy

Intrastate/Interstate Experience Rating

Controlling Experience Modifiers

Workers Compensation Guaranteed Cost Programs

Premium Discounts

Schedule Rating

Experience Rating

Proper Rating

Small Deductibles

Other Risk Financing Programs

Retrospective Rating Plans

Large Deductible Plans

Self-Insurance

Agribusiness and Farm Workers Compensation Checklist

Agribusiness and Farm Umbrella and Excess Liability Risks and Insurance

Excess versus Umbrella

Terms and Conditions Applicable to Excess and Umbrella Policies

Umbrella Liability Policy Provisions

Farm Umbrella Liability Policy (FB 00 01)

Key Rules

Basic Forms Applicable

Underlying Coverage Requirements

Minimum Retained Limit

Key Coverages

Coverage H—Bodily Injury and Property Damage

Coverage I—Personal and Advertising Injury Liability

Limits of Insurance

Conditions

Definitions

Expansive Auto Coverage

Optional Farm Umbrella Endorsements

Other ISO Farm Liability Options

Basic Farm Premises Liability (FL 04 11) Endorsement Attached to the
Commercial General Liability Form (CG 00 01)

General Rules

Key Coverages

Commercial Liability Umbrella Coverage Form (CU 00 01) and the Farm Premises and Personal Umbrella Liability (FB 04 01) Endorsement

Farm Excess Liability Policy (FE 00 01)

AAIS Additional Farm Insurance Products

Farm Umbrella Program

Agribusiness and Farm Umbrella Liability Coverage Checklist

Agribusiness and Farm Excess Liability Coverage Checklist

Crop Insurance

Two Major Types of Crop Insurance

Need for Government Involvement in Insuring Crop-Related Risks

One Exception: Insurance for Hail Damage

History of US Crop Insurance

Recent Years

Private Crop-Hail Insurance

Federal Crop Insurance

Federal Crop Insurers and Insurance Agents

The Role of the RMA

Actual Production History (APH) Plan

Actual Revenue History (ARH) Plan

Area Risk Protection Insurance (ARPI)

Commodity Exchange Price Provisions (CEPP)

Revenue Protection (RP) Policies

Yield Protection (YP) Policies

Whole-Farm Revenue Protection (WFRP)

Group Risk Plan (GRP) and Group Risk Income Protection (GRIP) Plan

Livestock Risk Protection-Lamb (LRP-Lamb)

Margin Protection (MP) Plan

Livestock Plans

Noninsured Crop Disaster Assistance Program (NAP)

Common Crop Insurance Policy (COMBO Plan)

COMBO Policy Provisions

COMBO Policy Endorsements

The COMBO Hierarchy

Buying Crop Insurance

Determining Input Costs and Expected Output Value

Input Value of Production

Determining Output Value

Selecting Appropriate Levels of Risk

Avoiding Overinsurance

Common Federal Crop Insurance Mistakes To Avoid

Beginning Farmers and Ranchers Benefits