



## **Policy 160: Damaged or Destroyed MEC Equipment or Facilities**

Board Approved: October 25, 2023

*Clayton Monsen*

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Board President

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**Purpose:** To provide for the responsibility for payment for accidental or willful damage or destruction of McKenzie Electric Cooperative, Inc. (MEC)'s equipment and/or facilities.

**Provisions:**

- 1) Whether damage or destruction to MEC equipment and facilities is “accidental”, “negligent” or “willful” will be determined by Management: if member or non-member disagrees with Management’s decision, it will be referred to the Board of Directors for final determination.
- 2) In the event a person (whether a member or nonmember) negligently damages or destroys MEC equipment or facilities, he or she will be responsible for all costs incurred in the repair and/or replacement of same.
- 3) Contractors damaging MEC facilities will be responsible for restoring damaged facilities including associated expenses.
- 4) Any parties who willfully damage or destroy MEC equipment and facilities, shall pay all costs incurred in the repair and/or replacement of such equipment of facilities and shall be subject to criminal prosecution as per policies and the law.
- 5) This policy does not limit MEC’s election of other remedies available to it under applicable law.