

**RESOLUTION NO. 2020-22
ELECTING TO ADOPT SCHOOL VESTING UNDER SECTION 22895
OF THE PUBLIC EMPLOYEES' MEDICAL AND HOSPITAL CARE ACT
WITH RESPECT TO A RECOGNIZED EMPLOYEE ORGANIZATION
300 NON-REPRESENTED ELECTED OFFICIALS (NONPERS)**

- WHEREAS, (1) Ventura County Community College District is a contracting agency under Government Code Section 22920 and subject to the Public Employees' Medical and Hospital Care Act (the "Act") for participation by members of Non-Represented Elected Officials (NONPERS); and
- WHEREAS, (2) Government Code Section 22895 provides that a contracting agency subject to the Act the may file a resolution with the Board of the California Public Employees' Retirement System to provide a postretirement health benefits vesting requirement to employees who retire for service in accordance with Government Code Section 22895; and
- WHEREAS, (3) Ventura County Community College District certifies, some or all employees are not represented by a bargaining unit and there is no applicable memorandum of understanding; and
- WHEREAS, (4) The credited service of an employee for purposes of determining the percentage of employer contribution applicable under Government Code Section 22895 shall mean service as defined in Government Code Section 22826; and
- WHEREAS, (5) The employer contribution for active employees cannot be less then what is defined in Government Code Section 22892(b); now, therefore be it
- RESOLVED, (a) That employees retired on or after September 1, 2020 shall be subject to the requirements defined in this vesting resolution; and be it further
- RESOLVED, (b) That the employer contribution for each annuitant subject to vesting shall be the amount necessary to pay the full cost of his/her enrollment, including the enrollment of family members, in a health benefits plan up to a maximum of PERS Choice Region 1 Basic per month, but not less than the amount prescribed by Section 22892(b), plus administrative fees and Contingency Reserve Fund assessments; and be it further
- RESOLVED, (c) Employer contributions for post-retirement health benefits shall not be paid to annuitants with less than sixty years of credited service with Ventura County Community College District. The percentage of the employer contribution payable for post-retirement health benefits for each annuitant shall be based on the annuitant's completed years of credited service with Ventura County Community College District;

Credited Years of Service	Percentage of Employer Contribution
Less than 60 years	0%
60 years	100%

and be it further

- RESOLVED, (d) In order to receive the employer contribution payable for post-retirement health benefits, annuitants who retire for disability must meet the credited years of service requirement set forth in RESOLVED (c); and be it further
- RESOLVED, (e) Ventura County Community College District has fully complied with any and all applicable provisions of Government Code Section 7507 in electing the benefits set forth above; and be it further
- RESOLVED, (f) That the participation of the employees and annuitants of Ventura County Community College District shall be subject to determination of its status as an "agency or instrumentality of the state or political subdivision of a State" that is eligible to participate in a governmental plan within the meaning of Section 414(d) of the Internal Revenue Code, upon publication of final Regulations pursuant to such Section. If it is determined that Ventura County Community College District would not qualify as an agency or instrumentality of the state or political subdivision of a State under such final Regulations, the California Public Employees' Retirement System may be obligated, and reserves the right to terminate the health coverage of all participants of the employer; and be it further
- RESOLVED, (g) That the executive body appoint and direct, and it does hereby appoint and direct, Laura Barroso to file with the Board a verified copy of this resolution, and to perform on behalf of Ventura County Community College District all functions required of it under the Act; and be it further
- RESOLVED, (h) That coverage under the Act be effective on October 1, 2020.

Adopted at a regular meeting of the Board of Trustees, Ventura County Community College District at 761 E Daily Dr Suite #200 Camarillo, CA 93010, this 13th day of October, 2020.

Signed: 
 Bernardo M. Perez, Chair, Board of Trustees

Attest: 
 Greg Gillespie, Secretary, Board of Trustees