

# INSURANCE, BENEFITS & LEGISLATIVE COMMITTEE AGENDA 2-10-11

## MEMBERSHIP

Les Robbins, Chair  
Simon S. Russin, Vice Chair  
Marvin Adams  
William de la Garza  
Shawn R. Kehoe, Alternate

### I. APPOINTMENT OF VOTING MEMBER(S) IN THE EVENT ONE OR MORE REGULAR COMMITTEE MEMBERS ARE ABSENT

### II. APPROVAL OF THE MINUTES OF THE REGULAR MEETING OF JANUARY 13, 2011

### III. ACTION ITEMS

- A. Recommendation as submitted by Cynthia Lau, Legislative Affairs Officer: That the Committee recommend the Board of Retirement adopt a "Watch" position on Assembly Bill 23, which would amend the Brown Act to prohibit multiple meetings. (Memorandum dated January 30, 2011)
- B. Recommendation as submitted by Cynthia Lau, Legislative Affairs Officer: That the Committee recommend the Board of Retirement adopt a "Watch" position on Assembly Bill 89, which prohibits the calculation of pension benefits based on compensation levels that exceed federal limits. (Memorandum dated January 30, 2011)
- C. Recommendation as submitted by Cynthia Lau, Legislative Affairs Officer: That the Committee recommend the Board of Retirement adopt a "Watch" position on Senate Bill 46, relating to compensation disclosure. (Memorandum dated February 1, 2011)
- D. Recommendation as submitted by Cynthia Lau, Legislative Affairs Officer: That the Committee recommend the Board of Retirement adopt a "Watch" position on Senate Bill 115, which relates to forfeiture of pension benefits for public officers or employees convicted of a felony. (Memorandum dated January 29, 2011)
- E. Recommendation as submitted by Cynthia Lau, Legislative Affairs Officer: That the Committee recommend the Board of Retirement adopt a "Watch" position on Senate Constitutional Amendment 7 relating to the Brown Act. (Memorandum dated January 29, 2011)

### IV. FOR INFORMATION

- A. Assembly Bill 33 — Board of Supervisors Vacancies Cynthia Lau, Legislative Affairs Officer
- B. Staff Activities Report for January, 2011
- C. CIGNA & Anthem Blue Cross Claims Experience
- D. Federal Legislation
  - Weekly Highlights — January 31, 2011
  - Weekly Highlights — January 24, 2011
  - Weekly Highlights — January 18, 2011
  - Weekly Highlights — January 10, 2011
  - Weekly Highlights — January 3, 2011

### V. MISCELLANEOUS

### VI. PUBLIC COMMENT

### VII. GOOD OF THE ORDER

(For discussion purposes only)

### VIII. ADJOURNMENT

## INSURANCE, BENEFITS & LEGISLATIVE COMMITTEE MINUTES 2-10-11

### PRESENT

Les Robbins, Chair  
Simon S. Russin, Vice Chair  
Marvin Adams  
William de la Garza  
Shawn R. Kehoe, Alternate

### ALSO ATTENDING:

#### BOARD MEMBERS AT LARGE

Sadonya Antebi  
Yves Chery  
Ed C. Morris

### STAFF, ADVISORS, PARTICIPANTS

Cassandra Smith  
Gregg Rademacher  
Leilani Ignacio  
Cynthia Lau  
Robb Van Der Volgen

Mercer Human Resource Consulting  
Clay Levister  
Laurie Silva

The meeting was called to order by Chairman Robbins at 11:20 a.m.

#### I. APPOINTMENT OF VOTING MEMBER(S) IN THE EVENT ONE OR MORE REGULAR COMMITTEE MEMBERS ARE ABSENT

All regular members of the Committee were present.

#### II. APPROVAL OF THE MINUTES OF THE REGULAR MEETING OF JANUARY 13, 2011

A motion was made by Mr. de la Garza, seconded by Mr. Russin, to approve the minutes of the regular meeting of January 13, 2011. The motion passed unanimously.

#### III. ACTION ITEMS

- A.** Recommendation as submitted by Cynthia Lau, Legislative Affairs Officer: That the Committee recommend the Board of Retirement adopt a "Watch" position on Assembly Bill 23, which would amend the Brown Act to prohibit multiple meetings. (Memorandum dated January 30, 2011)  
A motion was made by Mr. de la Garza, seconded by Mr. Kehoe, to approve the recommendation. The motion passed unanimously.
- B.** Recommendation as submitted by Cynthia Lau, Legislative Affairs Officer: That the Committee recommend the Board of Retirement adopt a "Watch" position on Assembly Bill 89, which prohibits the calculation of pension benefits based on compensation levels that exceed federal limits. (Memorandum dated January 30, 2011)  
A motion was made by Mr. de la Garza, seconded by Mr. Adams, to approve the recommendation. The motion passed unanimously.
- C.** Recommendation as submitted by Cynthia Lau, Legislative Affairs Officer: That the Committee recommend the Board of Retirement adopt a "Watch" position on Senate Bill 46, relating to compensation disclosure. (Memorandum dated February 1, 2011)  
A motion was made by Mr. Russin, seconded by Mr. Adams, to approve the recommendation. The motion passed unanimously.
- D.** Recommendation as submitted by Cynthia Lau, Legislative Affairs Officer: That the Committee recommend the Board of Retirement adopt a "Watch" position on Senate Bill 115, which relates to forfeiture of pension benefits for public officers or employees convicted of a felony. (Memorandum dated January 29, 2011)  
A motion was made by Mr. Adams, seconded by Mr. de la Garza, to approve the recommendation. The motion passed unanimously.
- E.** Recommendation as submitted by Cynthia Lau, Legislative Affairs Officer: That the Committee recommend the Board of Retirement adopt a "Watch" position on Senate Constitutional Amendment 7 relating to the Brown Act. (Memorandum

dated January 29, 2011)

A motion was made by Mr. de la Garza, seconded by Mr. Kehoe, to approve the recommendation. The motion passed unanimously.

#### **IV. IV. FOR INFORMATION**

##### **A. Assembly Bill 33 — Board of Supervisors Vacancies**

Cynthia Lau, Legislative Affairs Officer

Existing law gives the Governor the power of appointment to fill vacancies in county board of supervisors in the majority of California's counties.

There is no time requirement for the Governor to act.

AB 33 would amend the Government Code to set a 90 day limit for the Governor to make those appointments. Should the Governor fail to act within those 90 days, the affected board of supervisors would have the subsequent 90 days to act, by quorum vote, to either:

1. Appoint an individual of the board's choosing,
2. Call for a special election, or
3. Choose to leave the seat open until the next regularly scheduled election.

The current process has sometimes taken up to six months to fill vacancies. If the Governor fails to carry out his or her statutory duty, the passage of AB 33 provides authority to the board of supervisors to act.

##### **B. Staff Activities Report for January, 2011**

The staff activities report was discussed.

##### **C. CIGNA & Anthem Blue Cross Claims Experience**

The CIGNA & Anthem Blue Cross Claims Experience reports through December 2010 were discussed.

##### **Federal Legislation**

- Weekly Highlights — January 31, 2011
- Weekly Highlights — January 24, 2011
- Weekly Highlights — January 18, 2011
- Weekly Highlights — January 10, 2011
- Weekly Highlights — January 3, 2011

Submitted for information only.

#### **V. MISCELLANEOUS**

Mercer presented an update on the annual health insurance renewals. Currently we are looking at an overall 7% increase, which we believe will be a little less when we are done with the final negotiations.

#### **VI. PUBLIC COMMENT**

#### **VII. GOOD OF THE ORDER**

(For discussion purposes only)

#### **VIII. ADJOURNMENT**