

LIVE VIRTUAL BOARD MEETING



TO VIEW VIA WEB



TO PROVIDE PUBLIC COMMENT

You may submit a request to speak during Public Comment or provide a written comment by emailing PublicComment@lacera.com. If you would like to remain anonymous at the meeting without stating your name, please let us know.

Attention: Public comment requests must be submitted via email to PublicComment@lacera.com.

LOS ANGELES COUNTY EMPLOYEES RETIREMENT ASSOCIATION
300 N. LAKE AVENUE, SUITE 650, PASADENA, CA

A REGULAR MEETING OF THE BOARD OF RETIREMENT
LOS ANGELES COUNTY EMPLOYEES RETIREMENT ASSOCIATION

300 N. LAKE AVENUE, SUITE 810, PASADENA, CA

9:00 A.M., WEDNESDAY, SEPTEMBER 1, 2021*

This meeting will be conducted by the Board of Retirement by teleconference under the Governor's Executive Order No. N-29-20.

Any person may view the meeting online at
https://members.lacera.com/lmpublic/live_stream.xhtml

*The Board may take action on any item on the agenda,
and agenda items may be taken out of order.*

- I. CALL TO ORDER
- II. APPROVAL OF MINUTES
 - A. Approval of the Minutes of the Regular Meeting of August 4, 2021
 - B. Approval of the Minutes of the Regular Meeting of August 12, 2021

III. PUBLIC COMMENT

(Written Public Comment - You may submit written public comments by email to PublicComment@lacera.com. Correspondence will be made part of the official record of the meeting. Please submit your written public comments or documentation as soon as possible and up to the close of the meeting.)

Verbal Public Comment - You may also request to address the Board PublicComment@lacera.com. We will contact you with information and instructions as to how to access the meeting as a speaker. If you would like to remain anonymous at the meeting without stating your name, please let us know.)

IV. OTHER COMMUNICATIONS

- A. For Information
 - 1. July 2021 All Stars
 - 2. Chief Executive Officer's Report
(Memo dated August 20, 2021)

V. DISABILITY RETIREMENT APPLICATIONS ON CONSENT CALENDAR

VI. CONSENT ITEMS

- A. Ratification of Service Retirement and Survivor Benefit Application Approvals. (Memo dated August 24, 2021)
- B. Recommendation as submitted by Tamara L. Caldwell, Acting Division Manager, Disability Retirement Services: That the Board grant the appeals and request for an administrative hearing for applicant Fernando Therezon. (Memo dated August 20, 2021)
- C. Recommendation as submitted by Tamara L. Caldwell, Acting Division Manager, Disability Retirement Services: That the Board dismiss with prejudice Rachel A. Barbosa's appeal for Survivor Benefits (Service-Connected Death). (Memo dated August 20, 2021)
- D. Recommendation as submitted by Tamara L. Caldwell, Acting Division Manager, Disability Retirement Services: That the Board dismiss with prejudice Xochitl Mercado's appeal for a service-connected disability retirement. (Memo dated August 23, 2021)
- E. Recommendation as submitted by Les Robbins, Chair, Insurance, Benefits, and Legislative Committee: That the Board adopt a "Support" position on H.R. 2337, which would enact the "Public Servants Protection and Fairness Act of 2021." (Memo dated August 19, 2021)
- F. Recommendation as submitted by Les Robbins, Chair, Insurance, Benefits, and Legislative Committee: That the Board adopt a "Support" position on S. 1302, which would enact the "Social Security Fairness Act." (Memo dated August 19, 2021)
- G. Recommendation as submitted by Shawn R. Kehoe, Chair, Operations Oversight Committee: That the Board 1) Approve the purchase of Fiduciary Insurance from the carrier as listed below effective October 9, 2021; 2) Approve the purchase of Cyber Liability Insurance effective October 9, 2021, in an amount not to exceed \$350,000 from the carriers listed below, and 3) Moving forward, authorize presenting insurance options directly to the Board of Retirement to approve all Insurance renewals by bypassing the Operations Oversight Committee due to the timeliness of insurance bids and the close deadlines for renewals. (Memo dated August 12, 2021)

VI. CONSENT ITEMS (Continued)

- H. Recommendation as submitted by Shawn R. Kehoe, Chair, Operations Oversight Committee: That the Board review, and consider for approval, the revised Teleconference Meeting Policy. (Memo dated August 17, 2021)

VII. NON-CONSENT ITEMS

- A. Recommendation as submitted by Les Robbins, Chair, Insurance, Benefits, and Legislative Committee: That the Board adopt a “Watch” position on Assembly Bill 826, which would define compensation earnable to include any form of remuneration, whether paid in cash or as an in-kind benefit, if specified requirements are met. (Memo dated August 19, 2021) (Privileged and Confidential Attorney-Client Communication/Attorney Work Product – Memo dated August 23, 2021)
- B. Recommendation as submitted by JJ Popowich, Assistant Executive Officer: That the Board authorize staff to engage and contract with SDI Presence for consulting services to assist LACERA to review and revise our budget process, identify a software solution and implementation vendor, and assist in the implementation of an enterprise budget application at a cost not to exceed \$200,000. (Memo dated August 17, 2021)

VIII. REPORTS

- A. For Discussion Purposes as submitted by Alan J. Bernstein, Board of Retirement Chair and Keith Knox, Board of Investments Chair, that the Boards discuss and provide input on the Options for Election of Board Officers. (Memo dated August 19, 2021)
- B. For Information Only as submitted by Tamara L. Caldwell, Acting Division Manager, Disability Retirement Services, regarding the Application Processing Time Snapshot Reports. (Memo dated August 24, 2021)
- C. For Information Only as submitted by Barry W. Lew, Legislative Affairs Officer, regarding Monthly Status Report on Legislation. (Memo dated August 22, 2021)
- D. For Information Only as submitted by Ted Granger, Interim Chief Financial Officer, regarding the 2022 Supplemental Targeted Adjustment for Retirees (STAR) Cost-of-Living-Adjustment (COLA) Program. (Memo dated August 18, 2021)

VIII. REPORTS (Continued)

E. For Information Only as submitted by Ted Granger, Interim Chief Financial Officer, regarding the Semi-Annual Interest Crediting for Reserves as of June 30, 2021 (Unaudited). (Memo dated July 26, 2021)

F. For Information Only as submitted by Ted Granger, Interim Chief Financial Officer, regarding the following reports:

Monthly Education and Travel Reports for July 2021

(Public Memo dated August 18, 2021)

(Confidential Memo dated August 18, 2021 – Includes Anticipated Travel)

4th Quarter Education & Travel Expenditure Reports

(Memo dated August 18, 2021)

G. For Information Only as submitted by Steven P. Rice, Chief Counsel, regarding the August 2021 Fiduciary Counsel Contact and Billing Report. (Memo dated August 16, 2021) (Privileged and Confidential Attorney-Client Communication/Attorney Work Product)

IX. ITEMS FOR STAFF REVIEW

X. GOOD OF THE ORDER
(For information purposes only)

X. DISABILITY RETIREMENT CASES TO BE HELD IN CLOSED SESSION

A. Applications for Disability

XI. EXECUTIVE SESSION

A. Conference with Legal Counsel – Anticipated Litigation
Significant Exposure to Litigation (Pursuant to Paragraph (2) of Subdivision (d) of California Government Code Section 54956.9) and Initiation of Litigation (Pursuant to Paragraph (4) of Subdivision (d) of California Government Code Section 54956.9)

No. Of Cases: 1

XII. ADJOURNMENT

**Although the meeting is scheduled for 9:00 a.m., it can start anytime thereafter, depending on the length of the Committee meeting preceding it.*

Documents subject to public disclosure that relate to an agenda item for an open session of the Board of Retirement that are distributed to members of the Board of Retirement less than 72 hours prior to the meeting will be available for public inspection at the time they are distributed to a majority of the Board of Retirement Trustees at LACERA's offices at 300 N. Lake Avenue, Suite 820, Pasadena, CA 91101, during normal business hours of 9:00 a.m. to 5:00 p.m. Monday through Friday.

Requests for reasonable modification or accommodation of the telephone public access and Public Comments procedures stated in this agenda from individuals with disabilities, consistent with the Americans with Disabilities Act of 1990, may call the Board Offices at (626) 564-6000, Ext. 4401/4402 from 8:30 a.m. to 5:00 p.m. Monday through Friday or email PublicComment@lacera.com, but no later than 48 hours prior to the time the meeting is to commence.

MINUTES OF THE REGULAR MEETING OF THE BOARD OF RETIREMENT
LOS ANGELES COUNTY EMPLOYEES RETIREMENT ASSOCIATION

300 N. LAKE AVENUE, SUITE 810, PASADENA, CA

9:00 A.M., WEDNESDAY, AUGUST 4, 2021

This meeting was conducted by the Board of Retirement by teleconference under the
Governor's Executive Order No. N-29-20.

PRESENT: Alan Bernstein, Chair

Vivian H. Gray, Vice Chair

JP Harris (Alternate Retired)

Shawn R. Kehoe

Keith Knox

Wayne Moore

Ronald Okum

William Pryor (Alternate Safety)

Herman Santos

ABSENT: Les Robbins

Gina Zapanta, Secretary

STAFF ADVISORS AND PARTICIPANTS

Santos H. Kreimann, Chief Executive Officer

John Popowich, Assistant Executive Officer

Steven P. Rice, Chief Counsel

STAFF ADVISORS AND PARTICIPANTS (Continued)

Jon Grabel, Chief Investment Officer

Johanna Fontenot, Senior Staff Counsel

Michael Herrera, Senior Staff Counsel

Barry W. Lew, Legislative Affairs Officer

Ted Granger, Interim Chief Financial Officer

Carly Ntoya, Ph.D., Human Resources Director

Louis Gittens, Section Head, Benefits Division

Milliman

Robert L. Schmidt, Consulting Actuary

Janet O. Jennings, Consulting Actuary

Cavanaugh Macdonald

Brent Banister, Reviewing Actuary

Klausner, Kaufman, Jensen & Levinson

Robert Klausner, Partner

I. CALL TO ORDER

The meeting was called to order virtually by Mr. Bernstein at 9:00 a.m.

II. APPROVAL OF MINUTES

A. Approval of the Minutes of the Regular Meeting of July 7, 2021

Mr. Okum made a motion, Mr. Pryor seconded, to approve the minutes of the regular meeting of July 7, 2021. The motion passed (roll call) with Messrs. Knox, Santos, Moore, Okum, Kehoe, Harris, Bernstein, and Ms. Gray voting yes.

III. PUBLIC COMMENT

Michael Guynn provided a public comment regarding the Baldwin Hills Crenshaw Mall. Board of Investments Trustee provided a written comment regarding Item VII. D.

IV. OTHER COMMUNICATIONS

A. For Information

1. June 2021 All Stars

Mr. Popowich announced the winners for the month of June: Ervin Wu, Ian Duggan, Van Bonifacio, and Dean Inouye.

2. Chief Executive Officer's Report (Memo dated July 28, 2021)

Mr. Kreimann provided a brief update on the Chief Executive Officer's Report.

V. CONSENT ITEMS

Mr. Okum made a motion, Mr. Knox seconded, to approve Consent Items A and C. The motion passed (roll call) with Messrs. Knox, Santos, Okum, Moore, Kehoe, Harris, Bernstein, and Ms. Gray voting yes.

A. Ratification of Service Retirement and Survivor Benefit Application Approvals. (Memo dated July 19, 2021)

B. Recommendation as submitted by Les Robbins, Chair, Insurance, Benefits, Legislative Committee: That the Board approve an extension of the Retiree Healthcare Benefits consulting contract with Segal Consulting for the period of July 1, 2022 through June 30, 2024. (Memo dated July 16, 2021)

C. Recommendation as submitted by Shawn Kehoe, Chair, Joint Organizational Governance Committee: That the Board (1) recommend the proposed classification changes be approved for implementation for the existing Media Artist classification by the Board of Retirement and Board

V. CONSENT ITEMS (Continued)

of Investments and (2) recommend the proposed classification and compensation changes be approved for implementation for the creation of a new Senior Media Artist classification by the Board of Retirement and Board of Investments. (Memo dated July 21, 2021)

VI. ITEMS EXCLUDED FROM CONSENT ITEMS

There were no items excluded from Consent Items.

VII. NON-CONSENT ITEMS

- A. Recommendation as submitted by Santos H. Kreimann, Chief Executive Officer and Ted Granger, Interim Chief Financial Officer: That the Board accept the July 1, 2020, Los Angeles County Other Post-Employment Benefits (OPEB) Program Actuarial Valuation report prepared by LACERA's consulting actuary, Milliman. (Memo dated July 23, 2021)

Messrs. Granger, Schmidt, Banister, and Ms. Jennings were present and provided a presentation and answered questions from the Board.

Mr. Okum made a motion, Mr. Harris seconded to approve staff's recommendation. The motion passed (roll call) with Messrs. Knox, Okum, Moore, Kehoe, Harris, Bernstein, and Ms. Gray voting yes. Mr. Santos was absent from the vote.

- B. Recommendation as submitted by Alan Bernstein, Chair, Board of Retirement and Santos H. Kreimann, Chief Executive Officer: That the Board review and approve issuance of a Request for Proposal for a Strategic Planning Consultant. (Memo dated July 28, 2021)

Mr. Okum made a motion, Mr. Moore seconded to approve staff's recommendation and provided revisions to the RFP. The motion passed (roll call) with Messrs. Knox, Okum, Moore, Kehoe, Harris, Bernstein, and Ms. Gray voting yes. Mr. Santos was absent from the vote.

VII. NON-CONSENT ITEMS (Continued)

C. Recommendation as submitted by Trustees Shawn Kehoe and Ronald Okum: That the Board approve, as a trial period from September 2021 through January 2022, the following:

1. Beginning September 2021, the Board of Retirement temporarily combine its Administrative and Disability meeting to the first Wednesday of the month instead of having separate meetings.
2. Beginning September 2021, the Board of Retirement temporarily move its Insurance, Benefits, and Legislative Committee (IBLC) meeting to the first Wednesday of the month with a start time of 8:00 a.m.
3. Beginning September 2021, the Board of Retirement temporarily move its Operations Oversight Committee (OOC) meeting to the first Wednesday of the month, following the BOR meeting.
4. Beginning September 2021, the Board of Retirement temporarily disband the Disability Procedures and Services Committee (DPSC) and direct all Committee items to the full Board.
(Memo dated July 23, 2021)

Mr. Kehoe made a motion, Mr. Knox seconded to approve staff's recommendation with a review in December. The motion passed (roll call) with Messrs. Knox, Bernstein, Okum, Kehoe, Santos voting yes, and Ms. Gray, Mr. Moore, and Harris voting no.

D. Recommendation as submitted by the Board of Retirement Ad-hoc Committee on Board Duties and Responsibilities: That the Board discuss and consider the recommendations provided by the Ad-hoc Committee to:

- (1) abolish the Joint Organizational Governance Committee, or (2) narrow the JOGC Charter or provide other committee alternatives to cover limited specific areas of joint responsibility. (Memo dated July 28, 2021)

VII. NON-CONSENT ITEMS (Continued)

Mr. Santos made a motion, Mr. Kehoe seconded, to create a Brown Act ad-hoc committee consisting of Mr. Pryor, Chair; Mr. Santos, Vice Chair, Mr. Harris and Mr. Okum, in order to further address this item. The motion passed (roll call) with Messrs. Knox, Bernstein, Okum, Kehoe, Santos, Robbins, Ms. Gray and Ms. Zapanta voting yes.

VIII. REPORTS

The following items were received and filed.

- A. For Information Only as submitted by Louis Gittens, Section Head, Benefits Division, regarding the Annual Compensation Limits Applicable to Contributions and Final Average Compensation.
(Memo dated July 23, 2021)

Mr. Gittens was present to answer questions from the Board.

- B. For Information Only as submitted by Carly Ntoya, Ph.D., Director of Human Resources, regarding Labor Negotiator – Irma Rodriguez Moisa
(Memo dated July 21, 2021)

Ms. Ntoya was present to answer questions from the Board.

- C. For Information Only as submitted by Barry W. Lew, Legislative Affairs Officer, regarding Monthly Status Report on Legislation.
(Memo dated July 23, 2021)

Mr. Lew was present to answer questions from the Board.

- D. For Information Only as submitted by Ted Granger, Interim Chief Financial Officer, regarding the Monthly Education and Travel Reports for June 2021.
(Memo dated July 24, 2021)

Mr. Granger was present to answer questions from the Board.

VIII. REPORTS (Continued)

- E. For Information Only as submitted by Steven P. Rice, Chief Counsel, regarding the July 2021 Fiduciary Counsel Contact and Billing Report. (Memo dated July 26, 2021) (Privileged and Confidential Attorney-Client Communication/Attorney Work Product)

Mr. Rice was present to answer questions from the Board.

IX. ITEMS FOR STAFF REVIEW

There were no items to report.

- X. GOOD OF THE ORDER
(For information purposes only)

There was nothing to report.

XI. EXECUTIVE SESSION

- A. Conference with Legal Counsel – Anticipated Litigation Significant Exposure to Litigation (Pursuant to Paragraph (2) of Subdivision (d) of California Government Code Section 54956.9)

- 1. Administrative Appeal of Suvimol Nakarangkul

The Board met in Executive Session pursuant to Government Code Section 54956 .9. On a motion by Mr. Kehoe, seconded by Mr. Harris, the Board voted 8-0 to grant the administrative appeal of Suvimol Nakarangkul and approved the payment of \$48,582.77. Trustees Bernstein, Santos, Moore, Okum, Kehoe, Gray, Knox, and Harris voted yes. Trustees Robbins and Zapanta were absent.

- B. Conference with Labor Negotiators
(Pursuant to California Government Code Section 54957.6)
Agency designated representatives: Irma Rodriguez Moisa, Carly Ntoya, Santos H. Kreimann, Luis Lugo, and JJ Popowich

Employee Organization: SEIU Local 721

August 4, 2021

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XI. EXECUTIVE SESSION (Continued)

The Board met in Executive Session pursuant to Government Code Section 54957. There was nothing to report.

XII. ADJOURNMENT

There being no further business to come before the Board, the meeting was adjourned at 12:15 p.m.

Supplemental Information (Information provided to the Trustees prior to the meeting)

1. CEO Report – Actions Impacting Staff Member’s Return to the Office
(Supplemental Memo dated August 2, 2021)
2. Conference with Labor Negotiators: Employee Organization: SEUI Local 721
(Confidential Supplemental Memo dated August 2, 2021)
(Pursuant to California Government Code Section 54957.6)

GINA ZAPANTA, SECRETARY

ALAN BERNSTEIN, CHAIR

MINUTES OF THE REGULAR MEETING OF THE BOARD OF RETIREMENT
LOS ANGELES COUNTY EMPLOYEES RETIREMENT ASSOCIATION

300 N. LAKE AVENUE, SUITE 810, PASADENA, CA

9:00 A.M., THURSDAY, AUGUST 12, 2021

This meeting was conducted by the Board of Retirement by teleconference under the Governor's Executive Order No. N-29-20.

PRESENT: Alan Bernstein, Chair

Vivian H. Gray, Vice Chair

Shawn R. Kehoe

Keith Knox

Wayne Moore

Ronald Okum

William Pryor (Alternate Safety) (Left the meeting at 9:28 a.m.)

Les Robbins

Herman Santos

ABSENT: Gina Zapanta, Secretary

JP Harris (Alternate Retired)

STAFF ADVISORS AND PARTICIPANTS

Santos H. Kreimann, Chief Executive Officer

Luis A. Lugo, Deputy Chief Executive Officer

John Popowich, Assistant Executive Officer

Steven P. Rice, Chief Counsel

STAFF ADVISORS AND PARTICIPANTS (Continued)

Jonathan Grabel, Chief Investment Officer

Dr. Glenn Ehresmann, Medical Advisor

Johanna Fontenot, Senior Staff Counsel

Francis J. Boyd, Senior Staff Counsel

Tamara Caldwell, Disability Retirement Specialist Supervisor

Vickie Neely, Disability Retirement Specialist Supervisor

Kerri Wilson, Disability Retirement Specialist Supervisor

Hernan Barrientos, Disability Retirement Specialist Supervisor

Ricardo Salinas, Disability Retirement Specialist Supervisor

Vincent Lim, Disability Litigation Manager

Allison E. Barrett, Senior Staff Counsel

Eugenia W. Der, Senior Staff Counsel

Jason E. Waller, Senior Staff Counsel

I. CALL TO ORDER

The meeting was called to order virtually by Chair Bernstein at 9:11 a.m.

II. APPROVAL OF MINUTES

A. Approval of the Minutes of the Regular Meeting of July 15, 2021

Mr. Okum made a motion, Mr. Pryor seconded, to approve the minutes of the regular meeting of July 15, 2021. The motion passed (roll call) with Messrs. Knox, Santos, Okum, Moore, Kehoe, Robbins, Bernstein and Ms. Gray voting yes.

III. PUBLIC COMMENT

There were no requests from the public to speak.

IV. CHIEF EXECUTIVE OFFICER UPDATE

(For Information Purposes Only)

Mr. Kreimann provided a reminder that an email to members was sent for the General Member Election. Members without an email address on file were mailed a ballot. In addition, he updated the Board on the progress on staff returning to the office.

V. DISABILITY RETIREMENT APPLICATIONS ON CONSENT CALENDAR

Safety Law Enforcement
Service-Connected Disability Applications

On a motion by Mr. Robbins, seconded by Mr. Kehoe, the Board of Retirement approved a service-connected disability retirement for the following named employees who were found to be disabled for the performance of their duties and have met the burden of proof. The motion passed (roll call) with Messrs. Knox, Santos, Okum, Moore, Kehoe, Robbins, Bernstein, and Ms. Gray voting yes.

<u>APPLICATION NO.</u>	<u>NAME</u>
507D	CATHERINE M. ROBINSON BOOTH
508D	DANIEL G. HOWE
509D	ROMEO F. INGRESO
510D*	MARCELO QUINTERO
511D	TIMOTHY C. HOLT

*Granted SCD – Retroactive

V. DISABILITY RETIREMENT APPLICATIONS ON CONSENT CALENDAR

Safety Law Enforcement (Continued)
Service-Connected Disability Applications

<u>APPLICATION NO.</u>	<u>NAME</u>
512D	RAYMOND R. CARDENAS
513D	CLIFFORD G. ANGER, III
514D	LYLE M. RAYMOND
515D*	JEFFREY W. PERRY
516D	PIETER A. VANDENBERG
517D	GLENN E. WALLACE
518D	ARTHUR J. CLAYBION
519D	CARMICHAEL S. OCTAVE
520D	ROBERT D. KENESSEY
521D	JAVIER F. MURILLO
522D	REBECCA K. SMITH
523D**	KAHLIL G. VINCSON
524D	THOMAS R. LODOLO
525D	RAMON A. MURGATROYD
526D	JAVIER VALENCIA

*Granted SCD – Employer Cannot Accommodate

**Granted SCD - Retroactive

V. DISABILITY RETIREMENT APPLICATIONS ON CONSENT CALENDAR

Safety Fire, Lifeguards
Service-Connected Disability Applications

On a motion by Mr. Santos, seconded by Mr. Robbins, the Board of Retirement approved a service-connected disability retirement for the following named employees who were found to be disabled for the performance of their duties and have met the burden of proof. The motion passed (roll call) with Messrs. Knox, Santos, Okum, Moore, Pryor, Robbins, Bernstein, and Ms. Gray voting yes.

<u>APPLICATION NO.</u>	<u>NAME</u>
1377B	RAYMOND D. RODRIGUEZ
1378B*	TORY B. CARLON (DEC'D)
1379B**	JERROD BONNEMA
1380B***	KENNETH D. BROWN, JR.
1381B	ANDRE T. DECOHEN
1382B***	KENNETH W. MILLER
1383B***	GARY W. BLACK
1384B	KEITH A. RUMMLER
1385B	LETHADDEUS MCINTYRE
1386B	KEVIN P. LALOR

*Granted SCD – Survivor Benefit

**Granted SCD – Employer Cannot Accommodate

***Granted SCD - Retroactive

V. DISABILITY RETIREMENT APPLICATIONS ON CONSENT CALENDAR

Safety Fire, Lifeguards (Continued)
Service-Connected Disability Applications

<u>APPLICATION NO.</u>	<u>NAME</u>
1387B	JOSE MONTELLANO
1388B	MICHAEL A. FRESCAS

General Members
Service-Connected Disability Applications

On a motion by Mr. Santos, seconded by Mr. Okum, the Board of Retirement made a motion to approve a service-connected disability retirement for the following named employees who were found to be disabled for the performance of their duties and have met the burden of proof. The motion passed (roll call) with Messrs. Knox, Santos, Okum, Moore, Kehoe, Robbins, Bernstein, and Ms. Gray voting yes.

<u>APPLICATION NO.</u>	<u>NAME</u>
2259C*	RICARDO M. TURRADO
2260C	LAURA I. HERNANDEZ
2261C	TIMOTHY H. MATTHEWS
2262C	LISA R. SIMS
2263C*	KAREN M. GILHAM
2264C**	ALEX R. CASTILLO

* Granted SCD - Retroactive

**Granted SCD – Salary Supplement

V. DISABILITY RETIREMENT APPLICATIONS ON CONSENT CALENDAR

General Members

Nonservice-Connected Disability Applications

On a motion by Mr. Santos, seconded by Mr. Okum, the Board of Retirement made a motion to approve a nonservice-connected disability retirement for the following named employees who were found to be disabled for the performance of their duties and have met the burden of proof. The motion passed (roll call) with Messrs. Knox, Santos, Okum, Moore, Kehoe, Robbins, Bernstein, and Ms. Gray voting yes.

APPLICATION NO.

NAME

4405*

JOSE J. MONTES

4406**

KAY K. TUN

VI. CONSENT ITEMS

Mr. Robbins made a motion, Mr. Okum seconded, to approve Consent Items A-C. The motion passed (roll call) with Messrs. Knox, Santos, Okum, Moore, Kehoe, Robbins, Bernstein, and Ms. Gray voting yes.

- A. Recommendation as submitted by Tamara L. Caldwell, Acting Division Manager, Disability Retirement Services: That the Board grant the appeals and request for an administrative hearing for applicants Max Madrid and Acelia Fonseca. (Memo dated July 28, 2021)
- B. Recommendation as submitted by Tamara L. Caldwell, Acting Division Manager, Disability Retirement Services: That the Board dismiss with prejudice Matthew J. Brady's appeal for a service-connected disability retirement. (Memo dated July 29, 2021)
- C. Recommendation as submitted by Tamara L. Caldwell, Acting Division Manager, Disability Retirement Services: That the Board dismiss with prejudice Russell W. Rodrigues' appeal for a service-connected disability retirement. (Memo dated July 29, 2021)

* Granted NSCD – Salary Supplement

** Granted NSCD - Retroactive

VII. ITEMS EXCLUDED FROM CONSENT ITEMS

There were no items excluded form Consent Items.

VIII. REPORTS

- A. For Information Only as submitted Tamara L. Caldwell, Acting Division Manager, Disability Retirement Services, regarding the Application Processing Time Snapshot Reports. (Memo dated July 30, 2021)

Ms. Caldwell was present to answer questions from the Board.

- B. For Information Only as submitted by Francis J. Boyd, Senior Staff Counsel, regarding Government Code Sections 7523-7523.2: Disability Retirement Covid-19 Presumption. (Memo dated July 29, 2021)

Mr. Boyd was present to answer questions from the Board.

IX. ITEMS FOR STAFF REVIEW

The Board requested information on the percentage of vaccinated staff in future

Meeting material.

- X. GOOD OF THE ORDER (Mr. Pryor left the meeting at 9:28 a.m.)
(For information purposes only)

The Board and staff thanked Johanna Fontenot for her service and congratulated her on her upcoming retirement.

XI. DISABILITY RETIREMENT CASES TO BE HELD IN CLOSED SESSION

- A. Applications for Disability

APPLICATION NO. & NAME

BOARD ACTION

5195B – KENNETH M. BENNETT*

Mr. Kehoe made a motion, Mr. Okum seconded, to grant a nonservice-connected disability retirement pursuant to Government Code Sections 31720 and 31724.

*Applicant Present

XI. DISABILITY RETIREMENT CASES TO BE HELD IN CLOSED SESSION

A. Applications for Disability (Continued)

APPLICATION NO. & NAME

BOARD ACTION

5195B – KENNETH M. BENNETT (Continued)

Ms. Gray made a substitute motion, Mr. Moore seconded, to refer back to staff for additional information. The motion passed (roll call) with Mr. Knox, Santos, Okum, Moore, Kehoe, Robbins, Bernstein, and Ms. Gray voting yes.

5196B – ALEJANDRO SALINAS

Mr. Kehoe made a motion, Mr. Bernstein seconded, to deny a service-connected disability retirement and find the applicant not permanently incapacitated pursuant to Government Code Sections 31722. The motion passed (roll call) with Mr. Knox, Santos, Okum, Moore, Kehoe, Robbins, Bernstein, and Ms. Gray voting yes.

5197B – KAREN Y. SCOTT

This item was pulled from the agenda by the applicant.

5198B – FERNANDO THEREZON

Mr. Okum made a motion, Mr. Knox seconded, to grant a nonservice-connected disability retirement pursuant to Government Code Sections 31720 and 31724. The motion passed (roll call) with Mr. Knox, Okum, Kehoe, Robbins, Bernstein voting yes; and Mr. Santos, Moore, and Ms. Gray voting no.

XII. DISABILITY RETIREMENT CASES TO BE HELD IN CLOSED SESSION

A. Applications for Disability (Continued)

APPLICATION NO. & NAME

BOARD ACTION

5199B – JOSEPHINE SHUM

Ms. Gray made a motion, Mr. Okum seconded, to deny a service-connected disability retirement and find the applicant not permanently incapacitated. The motion passed (roll call) with Mr. Knox, Santos, Okum, Moore, Kehoe, Robbins, Bernstein, and Ms. Gray voting yes.

5200B – PRATIN KRAISORNKOVIT

Ms. Gray made a motion, Mr. Okum seconded, to grant a nonservice-connected disability retirement pursuant to Government Code Section 31720. Without objection, the makers of the motion amended the motion to include without prejudice. The motion passed (roll call) with Mr. Knox, Santos, Okum, Moore, Kehoe, Robbins, Bernstein, and Ms. Gray voting yes.

5201B – DEBORAH K. BRAND

Mr. Okum made a motion to deny a service-connected disability retirement and find the applicant not permanently incapacitated. The motion failed without a second.

Ms. Gray made a motion, Mr. Okum seconded, to grant a nonservice-connected disability retirement.

Mr. Moore made a substitute motion, Ms. Gray seconded, to refer to staff for additional information. The motion passed (roll call) with Mr. Knox, Santos, Okum, Moore, Kehoe,

XII. DISABILITY RETIREMENT CASES TO BE HELD IN CLOSED SESSION

A. Applications for Disability (Continued)

APPLICATION NO. & NAME

BOARD ACTION

5201B – DEBORAH K. BRAND (Continued)

Robbins, Bernstein, and Ms. Gray voting yes.

5202B – ANDREA MARIE SERDA*

Mr. Bernstein made a motion, Mr. Okum seconded, to deny a service-connected disability retirement without prejudice. The motion passed (roll call) with Mr. Knox, Santos, Okum, Moore, Kehoe, Robbins, Bernstein, and Ms. Gray voting yes.

5075B – ELLEN L. KUCH

Mr. Kehoe made a motion, Mr. Moore seconded, to grant a nonservice-connected disability retirement to continue pursuant to Government Code Sections 31720 and 31724. The motion passed (roll call) with Mr. Knox, Santos, Okum, Moore, Kehoe, Robbins, Bernstein, and Ms. Gray voting yes.

5179B – SILVIA ARZAGA

Mr. Santos made a motion, Ms. Gray seconded, to grant a service-connected disability retirement pursuant to Government Code Sections 31720 and 31724. The motion passed (roll call) with Mr. Knox, Santos, Okum, Moore, Kehoe, Robbins, Bernstein, and Ms. Gray voting yes.

XII. DISABILITY RETIREMENT CASES TO BE HELD IN CLOSED SESSION

B. Staff Recommendations (Continued)

1. For Information Only as submitted by Tamara L. Caldwell, Acting Division Manager, Disability Retirement Services, regarding the 2021 Quarterly Reports of Paid Invoices – 2nd Quarter.
(Memo dated July 16, 2021)

This Item was received and filed.

XIII. ADJOURNMENT

There being no further business to come before the Board, the meeting was adjourned at 10:34 a.m.

Supplemental Information (Information provided to the Trustees prior to the meeting)

1. Applications for Disability – Disability Retirement Correction Memo Alejandro Salinas (5196B – Page 1 Nonconsent Calendar)
(Confidential Supplemental Memo dated August 11, 2021)

GINA ZAPANTA, SECRETARY

ALAN BERNSTEIN, CHAIR



August 20, 2021

TO: Each Trustee,
Board of Retirement
Board of Investments

FROM: Santos H. Kreimann *SHK*
Chief Executive Officer

SUBJECT: **CHIEF EXECUTIVE OFFICER'S REPORT – AUGUST 2021**

The following reflects the Chief Executive Officer's Report for August 2021, which highlights key operational and administrative activities that have taken place during the past month.

Our Ongoing COVID-19 Response and Return to Office

The Executive Team continues to monitor the COVID-19 landscape, both locally and nationally. The COVID-19 Pandemic continues to be an unfolding and fast-moving event. The recent increases in cases and hospitalizations in the County of Los Angeles, and throughout the United States, have led to fast moving changes in how public service organizations are responding to protect members of the public and public service employees.

The County of Los Angeles mandated vaccinations for all County employees. As part of our own health and safety requirements, the Executive Team reported at the August 11, 2021, Board of Investments (BOI) meeting, that vaccinations will be required for all LACERA staff by October 1, 2021. The only vaccination staff exceptions are (1) credible religious reasons, and (2) medical reasons which prevent staff from getting vaccinated. Staff will be required to provide Human Resources with proof of vaccination, as well as appropriate documentation should either exception be declared.

Staff members have completed the mandatory vaccination questionnaire. Although Human Resources continues to review the responses, preliminary information indicates approximately 50 (11%) staff members did not complete the questionnaire (this includes staff on leave) and approximately 55 (12%) staff members self-reported being unvaccinated. Approximately 360 staff members indicated they were fully vaccinated resulting in 77% of LACERA staff being vaccinated. Human Resources continues to confirm responses; therefore, the number of vaccinated staff may be adjusted if staff members who indicated they were vaccinated did not provide sufficient proof of vaccination or if unvaccinated staff receive the vaccine.

We are working through COVID 19 testing logistics for staff members approved for vaccination exceptions. Specifically, we're focused on a repository solution to help securely capture and report test results. We're exploring both commercial and internal options.

In terms of staff being able to conveniently access COVID 19 tests and testing sites, we will share a resource from the State of California’s COVID 19 readiness page. The resource provides an interactive map allowing residents to search for a free testing site by zip code ([Finding a Testing Site \(arcgis.com\)](#)). We continue to take a proactive approach in maintaining the health and safety of our staff and members. Our staff continues to follow established safety protocols when visiting our building, allowing us to continue to meet member expectations and deliver the high level of service we strive to always provide.

Finally, we are committed to working collaboratively with our labor partners in finalizing our return to office plans through upcoming “Meet and Confer” engagements, with the first meeting scheduled on August 26, 2021.

LACERA COVID-19 Incidents

As of the date of this memo, there have been seven incidents of a staff member exposure and one COVID-19 positive staff member. The following chart shows the number of LACERA staff members who were exposed (had direct close contact) to a person who tested positive for COVID-19; the number of LACERA staff members who tested positive for COVID-19; and the number of staff members who were in the office 14 days before testing positive for COVID-19.

July 21, 2021 –August 20, 2021

Exposed	Confirmed Positive	In Office Before Positive Test
7	1	1

LACERA continues to follow the Public Health guidelines as they change and evolve, including the City of Pasadena’s requirement to use masks indoors. Management continues to limit the number of staff members physically in our offices daily. Based on the most recent numbers, we are averaging approximately 15% of our staff in the office on any given day. Staff members have the option to be vaccinated during working hours and may apply for Supplemental Paid Sick Leave for COVID-19 and vaccine related absences.

Board of Retirement Offsite

The Board of Retirement (BOR) Chair and Vice Chair are working collaboratively with LACERA leadership to secure a location and develop an agenda for the BOR offsite scheduled for late October 2021. BOR Trustees have completed a survey providing LACERA staff with their availability and whether they’re able to attend the offsite in person or virtually. Also, the team has agreed to bring in a facilitator for part of the meeting. Specifically, the part of the agenda that focuses on setting the stage for Strategic Planning efforts.

A meeting is scheduled with the BOR Chair and Vice Chair on August 27, 2021 to finalize the offsite agenda and potential location. The team will update BOR Trustees as plans are finalized.

Strategic Planning Consultant RFP Update

The Board of Retirement (BOR) officers (Trustees) and LACERA leadership continue to work collaboratively on LACERA's Strategic Plan. The first step in this process was finalizing the RFP for a Strategic Planning consultant. The purpose of the RFP is to engage a consultant to assist the BOR and LACERA leadership with two phases of work. First is developing a new strategic planning process and, second, guiding the implementation of the new process through to completion of a new plan. We expect LACERA and the consultant will use their knowledge, perspective, and judgment to evaluate our current planning process and LACERA's needs based on input from the Board of Retirement, Board of Investments, LACERA leadership, and staff. The consultant will also consider LACERA's 2017 Strategic Plan, the 100-Day CEO Report, current ongoing initiatives, best practices, and any additional information.

The RFP has been posted to LACERA's website for bid, effective August 24, 2021. The BOR and LACERA leadership hope to bring a vendor recommendation back to the BOR during the November 2021 BOR meeting.

Vacancies and Hiring

In order to provide a more complete reporting picture of LACERA's recruitment, assessment, and hiring efforts to reduce the number of vacancies, below is a summary of current Human Resources (HR) activities.

Development

Before the position is advertised and applications are accepted, HR works with the Division(s) to review the classification description, create an ideal candidate profile, and discuss the assessment process. There are five (5) recruitments/assessments in development: Data Systems Analyst I, Document Processing Assistant, Administrative Services Analyst I, Administrative Services Analyst II, and Administrative Services Analyst III. There are currently three (3) Data Systems Analyst I vacancies; one (1) Document Processing Assistant vacancy; one (1) Administrative Services Analyst I vacancy; two (2) anticipated Administrative Services Analyst II vacancies; and two (2) Administrative Services Analyst III vacancies.

Recruiting

The Human Resources team is recruiting qualified internal and external candidates to fill vacancies. Finding the right candidate(s) who will add value to the organization and help move us forward in meeting our goals is a top priority of our Human Resources Division. LACERA is currently accepting applications for:

- Senior Staff Counsel and Staff Counsel: interested candidates are encouraged to submit their resumes of consideration.
- Data Systems Analyst II (Promotional Examination): LACERA staff are able to apply between August 19, 2021 and September 2, 2021.

- Competitive candidates are encouraged to apply for Senior Accountant and Media Artist. The recruiting period will remain open until a pool of qualified applications are received; however, early applicants are participating in the assessment process.

Assessment

Having received a pool of qualified candidates, HR is administering assessments for the recruitments listed below:

- Retirement Benefits Specialist (RBS) III
- Retirement Benefits Specialist (RBS) I
- Senior Disability Retirement Specialist
- Procurement and Supply Clerk
- Senior Internal Auditor
- Senior Accountant
- Media Artist

Upon completing the above assessments, HR staff creates the eligible lists from which Divisions can hire. Once offers have been made, HR staff have the capacity to start the development process for other recruitments/assessments. Based on the current requests, the next classifications for exam development are Data Systems Coordinator (one vacancy), and Principal Investment Officer (two vacancies).

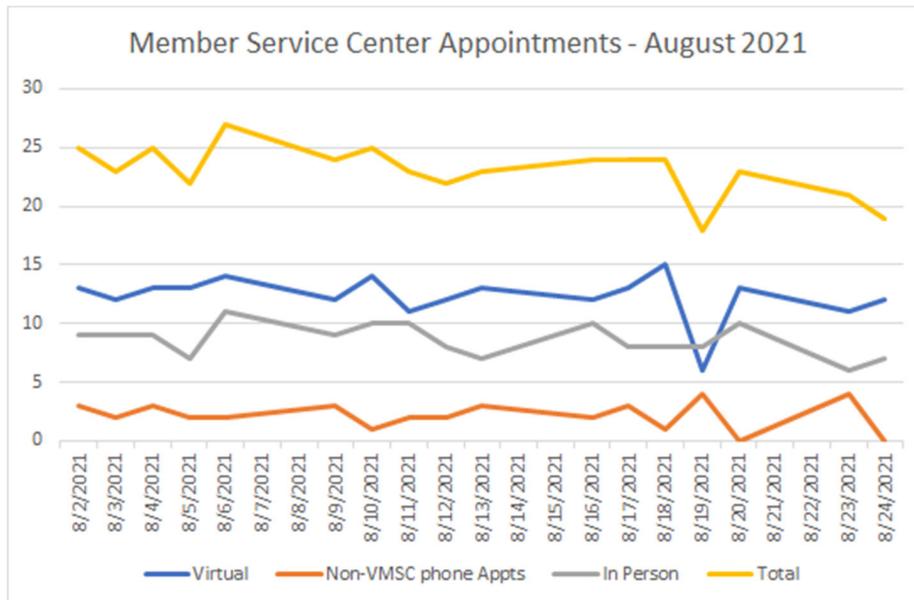
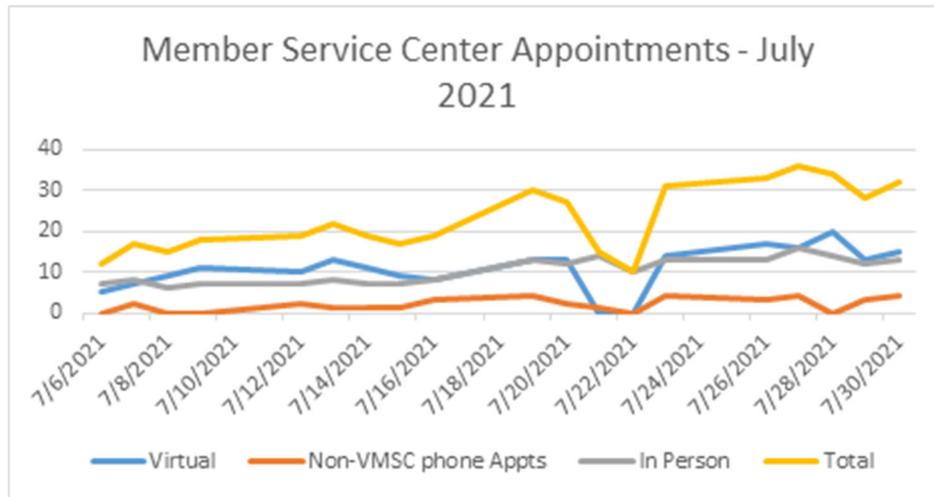
Lastly, Laura Guglielmo has accepted the Assistant Executive Officer position and successfully completed the background/clearance process. She will join LACERA on Monday September 13, 2021. Many thanks to Alliance Resources Consulting for conducting the Deputy Chief Executive Officer and Assistant Executive Officer recruitments.

Member Service Center

Our Member Service Center (MSC) is entering its second month of operation since we re-opened on July 6, 2021. Members have adjusted well to the new Appointment Only model that we instituted to improve the member experience. The new model allows us to set the number of appointments to match the number of staff available – eliminating the long waits that walk-in members used to experience. Additionally, it allows us to control the flow of traffic in our MSC, which allows greater adherence to the COVID-19 safety protocols that protect both staff and members alike.

Those safety protocols seem to be working. There have been no reported exposures among the MSC staff. Staff remain vigilant in following the protocols (face coverings always required, gloves for handling documents, and routine cleaning of work areas). Members have also been adhering to those protocols and we have not had any incidents since the last CEO Report.

On average we are serving 24 members per day between Virtual and In-Person MSC visits. This is still below our pre-COVID average of 50 appointments per day. We have provided the two charts below to reflect the daily traffic.



As reported in the August CEO Report, the number of appointments offered is dictated by the available staff to see members. Last month we provided a breakdown of the available staff. Since then, one staff member has resigned for personal reasons, and we are aware of two additional staff members who may be going out on leaves in the near future. Mr. Popowich has been working with the Member Services management team on possible steps to bolster the staffing by moving staff assigned to the Call Center to the MSC and changing some job assignments in both the Call Center and in the MSC and offering overtime, if possible, until we can complete planned recruitments. The team estimates it will not be until late 2022 that MSC staffing is restored to full capacity, as we train new member service team members. It should be noted this delay will have some impacts to the services we provide across the board, but we intend to mitigate them as described above.

Retiree Healthcare (RHC) Update

On July 29, 2021, RHC and staff from the County of Los Angeles Chief Executive Office held our first virtual meeting regarding LACERA's \$1 million Lifetime Maximum Benefit (LMB) on the Anthem Blue Cross I, II, and Prudent Buyer plans.

The meeting was productive, and the following topics were discussed to better understand the LMB issue, impact, and possible resolution:

- Migration Assumptions – Addresses potential for retirees migrating to Anthem plans should the LMB increase or be eliminated completely.
- Retiree Reimbursement Option- County of Los Angeles proposed exploring a cash equivalent reimbursement option for those who reach their LMB. All agreed that there will be very specific guidelines and requirements that must be met prior to being considered as eligible for the proposed cash reimbursement.

Both LACERA and the County of Los Angeles are working with their respective consultants to review assumptions and potential actuarial impact of potential options. Staff will continue to keep the Trustees informed of the status of this major project.

On August 18, 2021, RHC Director, Cassandra Smith was invited to virtually present an overview of the Retiree Healthcare Program to the Coalition of County Unions (CCU). CCU represents a coalition of fourteen unions within the County of Los Angeles. LACERA's Chief Executive Officer (CEO), Santos H. Kreimann and Deputy CEO, Luis A. Lugo also attended the virtual meeting. The presentation was well received. A particular area of focus for members of the CCU was the LMB issues and its impact on retirees.

LACERA.com Launch

On July 30, 2021, we launched the newly redesigned LACERA.com. The goal of the new site was to improve the overall member, retiree, and stakeholder experience through modernized interactivity and design, and refined content.

The new design offers a responsive layout for all platforms, so it can be used easily from any device. The site homepage offers a clear and streamlined navigation menu, helping our different audiences quickly find the information relevant to them. Robust site analytics are already providing helpful data on web traffic and patterns and will provide meaningful insights for further improving the site experience going forward.

The entire organization played a role in helping to organize and simplify site content and features. We'd like to give a special thanks to our Communications and Systems teams for their leadership, dedication, and expertise in guiding this project from inception to rollout. The team is continuing to make improvements and add content and will be optimizing site features in subsequent phases.

Survivor Income Benefit Mailing

LACERA will be mailing our annual Survivor Income Benefit reminder to all eligible Plan E participants in mid-September.

Plan E members who are MegaFlex participants have the option of electing the County-administered Survivor Income Benefit (SIB), an optional life insurance plan available only to Plan E MegaFlex participants.

This is important, as Plan E does not include pre-retirement death benefits through LACERA, and MegaFlex participants are not eligible for continuing survivor benefits administered through the County. Members interested in enrolling in the County's Survivor Income Benefit may do so only during the annual enrollment period, October 1 through October 31. For additional information, members are referred to the County's *MegaFlex 2022 Enrollment Highlights Guide*, mailed by the County to its employees, and to the County's online benefit web portal, mylacountybenefits.com.

Although LACERA does not administer the Survivor Income Benefit, we partner with the County in mailing the annual reminder to Plan E members before the enrollment period begins. A copy of this letter is attached.

SHK/II
CEO report Aug.2021.doc

Attachments



<Month> <Day>, 2021

[Member's Full Name]
[Member's Mailing Address]
[City, State ZIP code]

SURVIVOR INCOME BENEFIT: ANNUAL ENROLLMENT FOR PLAN E MEMBERS

Choose Your Insurance Wisely; Your Choices Can Impact the Financial Security of Your Loved Ones

It is important that all Plan E members who are MegaFlex participants fully understand their insurance options. Therefore, we are taking this opportunity to prepare you for the October 2021 annual enrollment by reviewing the advantages of the Survivor Income Benefit (SIB), an optional life insurance plan *available only to Plan E members*.

Plan E does not include pre-retirement death benefits. Therefore, should you die while in County service, *your survivors would not be eligible for continuing benefits through LACERA*. Additionally, MegaFlex participants are *not eligible* for any continuing survivor benefits administered through the County.

As a Plan E member, you have the option of electing the SIB plan under your MegaFlex benefit plan during annual enrollment.

SIB pays a lifetime benefit to your surviving spouse or domestic partner should you die in active service. Your eligible surviving spouse or domestic partner will receive a monthly cash benefit for the rest of their life. If there is no surviving spouse or domestic partner, the benefit will be split equally among your unmarried dependent children under age 18, or until age 22 if enrolled full time in an accredited school.

Watch for your 2022 MegaFlex benefits enrollment packet in the mail in late September. As you select your benefits, we encourage you to consider the impact the SIB could have on your family. The rates for the SIB plan can be found on your personalized worksheet, which is included in your packet. *Remember, if you decide to enroll in the SIB, you may only do so during the annual enrollment period, October 1 through October 31.*

Refer to your MegaFlex annual enrollment materials for instructions on enrolling online or by phone.

For questions regarding tax matters or issues involving your individual financial situation, consult a professional advisor; LACERA does not offer tax or financial advice.

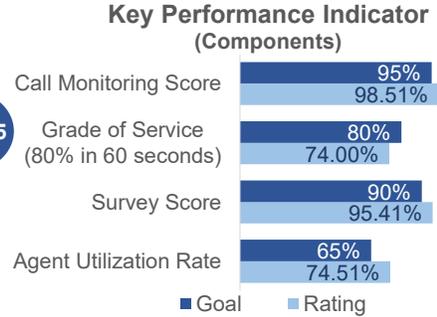
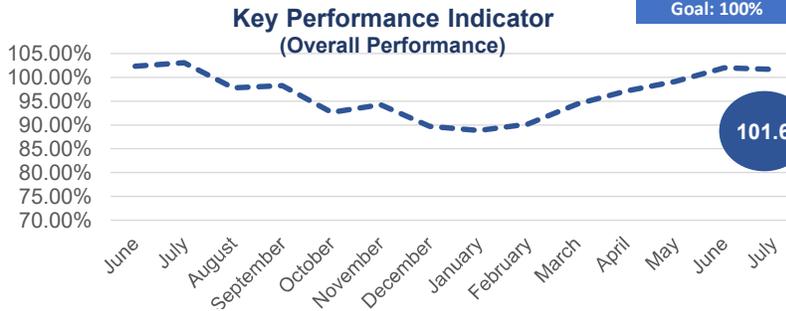


Striving for Excellence in Service

Service Metrics Reported on a Fiscal Year Basis (July 1) Through: July 2021

<p>Outreach Attendance 623 Year-to-Date</p>	<p>Outreach Events 18 Year-to-Date</p>	<p>Outreach Satisfaction N/A Change Since Last Mo</p>	<p>MSC Satisfaction N/A - Change Since Last Mo</p>	<p>Member Services Calls 12,571 12,477 3 Mo. Avg.</p>
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Member Services



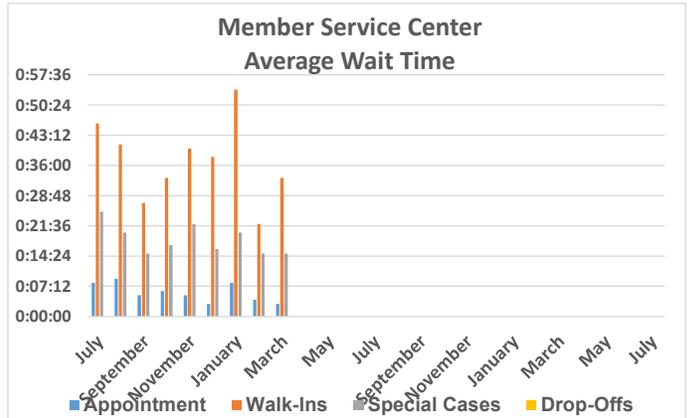
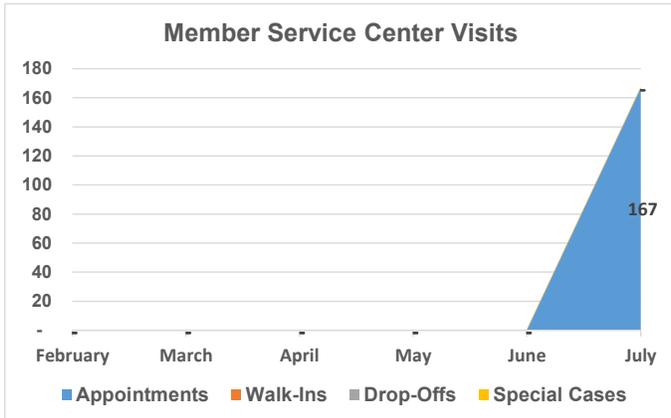
Top Calls

1. Retirement Counseling: Process Overview
2. Retirement Counseling: Estimate
3. MyLACERA Portal Login Issues

Emails 482
24:00 hours
Avg. Response Time (ART)

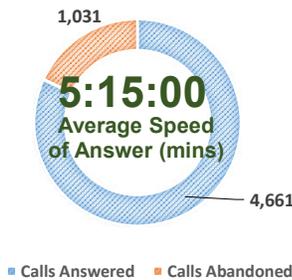


Secure Messages 648



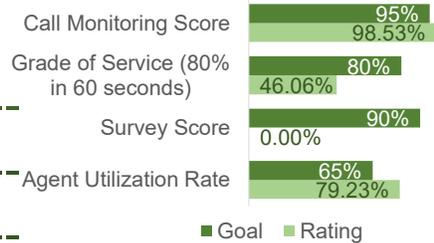
Total RHC Calls: 5,692

Retiree Healthcare



Top Calls

1. Medical/Dental Enrollments
2. Medical Benefits
3. General Inquiries



Emails 357
10 Days
Avg. Response Time (ART)



Secure Messages 279

Striving for Excellence in Service (Continued)

Disability

Applications

705

In Process

As Of:

7/31/2021

711 Pending on: 6/30/2021

38 Received

38 Year-to-Date

0 Re-Opened

0 Year-to-Date

41 To Board - Initial

41 Year-to-Date

3 Closed

3 Year-to-Date

Appeals

95

In Process

As Of:

7/31/2021

96 Pending on: 6/30/2021

5 Received

5 Year-to-Date

4 Admin Closed/Rule 32

4 Year-to-Date

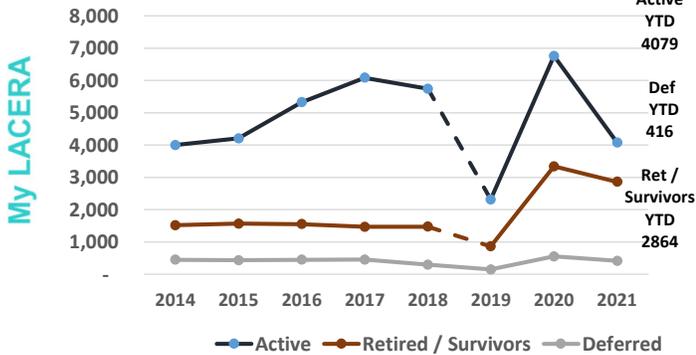
2 Referee Recommended

2 Year-to-Date

0 Revised/Reconsidered for Granting

0 Year-to-Date

My LACERA Registrations

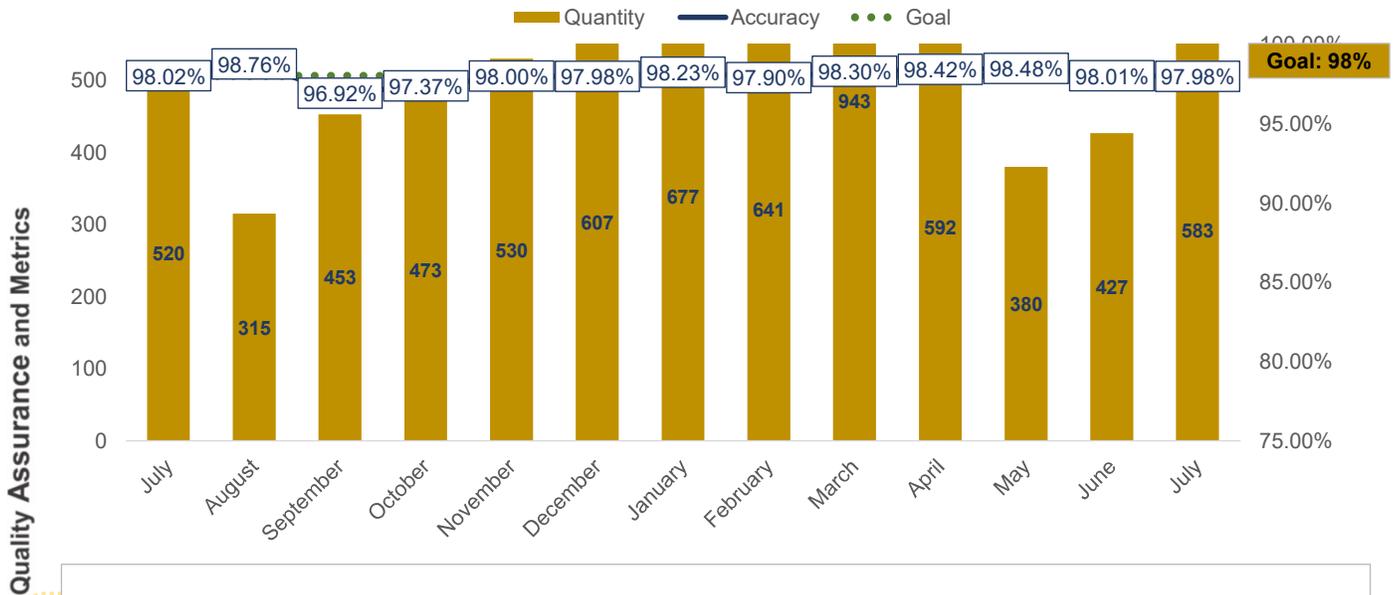


COVID-19 NOTE

Some Member Services, Retiree Healthcare, and Quality Assurance statistics became unavailable for a short time beginning in April 2020 due to COVID-19 impacts. Most of the data contained herein is up to date and based on current production both virtually and in the office. However, some data points such as surveys are based on six month average for survey scores prior to the pandemic.

Striving for Excellence in Quality

Audits of Retirement Elections, Payment Contracts, and Data Entry Completed by QA



July 2021

97.98%



Retirement Elections

249 Samples
96.77% Accuracy

Payment Contracts

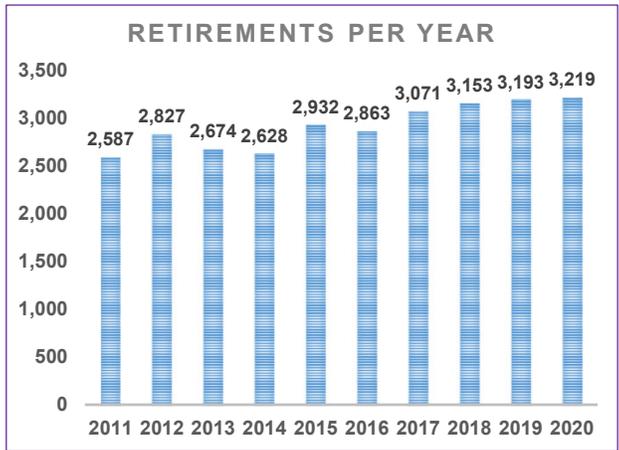
245 Samples
97.17% Accuracy

Data Entry

89 Samples
100.00% Accuracy

Member Snapshot

	Members as of 08/16/2021				
	Plan	Active	Retired	Survivors	Total
General	Plan A	71	14,745	4,254	19,070
	Plan B	19	657	65	741
	Plan C	22	424	65	511
	Plan D	38,013	18,357	1,691	58,061
	Plan E	15,131	14,277	1,401	30,809
	Plan G	32,543	114	10	32,667
	Total General	85,799	48,574	7,486	141,859
Safety	Plan A	2	4,778	1,627	6,407
	Plan B	8,626	6,938	350	15,914
	Plan C	4,519	15	1	4,535
	Total Safety	13,147	11,731	1,978	26,856
TOTAL MEMBERS	98,946	60,305	9,464	168,715	
% by Category	59%	36%	6%	100%	



Average Monthly Benefit Allowance Distribution August 24, 2021

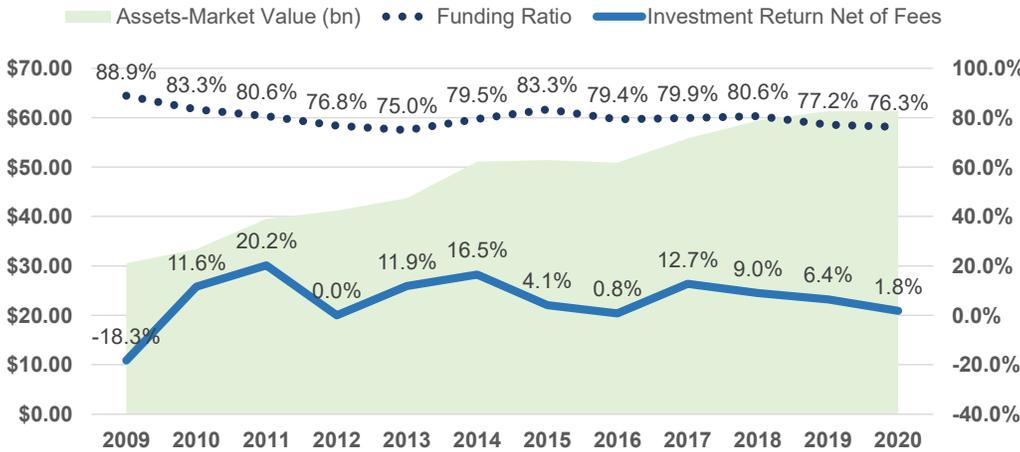
	General	Safety	Total	%
\$0 to \$3,999	29,909	1,702	31,611	52.52%
\$4,000 to \$7,999	13,430	3,476	16,906	28.09%
\$8,000 to \$11,999	3,656	4,267	7,923	13.16%
\$12,000 to \$15,999	1,002	1,788	2,790	4.64%
\$16,000 to \$19,999	328	346	674	1.12%
\$20,000 to \$23,999	100	113	213	0.35%
\$24,000 to \$27,999	24	27	51	0.08%
> \$28,000	20	3	23	0.04%
Totals	48,469	11,722	60,191	100%

Average Monthly Benefit Allowance: \$ 4,190.00

Healthcare Program		Healthcare Enrollments	
(Mo. Ending: 07/31/2021)		(Mo. Ending: 07/31/2021)	
	Employer	Member	
Medical	48.50	3.61	Medical 52,836
Dental	3.84	371,363	Dental 54,263
Part B	6.70	0	Part B 36,130
LTC			LTC 571
Total	59.04	3.98	Total 143,800

Key Financial Metrics

Fiscal Year End Financial Update (as of 06/30/2020)



Funding Metrics (as of 6/30/20)

Employer NC	10.89%
UAAL	14.85%
Assumed Rate	7.00%
Star Reserve	\$614m
Total Assets	\$58.5b

Contributions (as of 6/30/20)

	Employer	Member
Annual Add	\$1.8b	\$659.3m
% of Payroll	24.64%	7.80%

TOTAL FUND RETURN (Net of Fees)

5 YR: 6.1% 10 YR: 8.2%

Retired Members Payroll

(As of 07/31/2021)

Monthly Payroll	\$335.10m
Payroll YTD	\$0.3b
New Retired Payees Added	371
Seamless %	92.99%
New Seamless Payees Added	371
Seamless YTD	92.99%
By Check %	2.00%
By Direct Deposit %	98.00%

Retiree Payroll by Year





QUIET PERIOD LIST
Current Active Quiet Period List for Non-Investments

RFP/RFI Name	Issuing Division	RFP Issued	Status*	Quiet Period for RFP Respondents
Search for Classification and Compensation Study Services (HR)	Human Resources	May 24, 2021	Bid Review	<ul style="list-style-type: none"> • Koff and Associates • Magnova Consultant • Grant Thornton • Reward Strategy Group
Search for Classification and Compensation Study Services (RHC)	Human Resources	May 24, 2021	Bid Review	<ul style="list-style-type: none"> • Koff and Associates • Magnova Consultant • Grant Thornton • Reward Strategy Group
Agenda Management, Livestream, Recording, and Archiving	Board Offices	April 16, 2021	Vendor Selection	<ul style="list-style-type: none"> • Granicus • Diligent iCompass • PrimeGov • eSCRIBE • Hyland • Provox Systems
Contract Lifecycle Management Application	Administrative Services/ Systems	February 16, 2021	Vendor Review	<ul style="list-style-type: none"> • Icertis • Cobblestone • Ageloft • Iron Clad • SmartSheet
External Quality Assessment	Internal Audit	August 9, 2021	Solicitation Process	<ul style="list-style-type: none"> •

*Subject to change

**Does not include Investments related vendor searches

Date	Conference
September, 2021	
17	CALAPRS (California Association of Public Retirement Systems) Round Table – Benefits Virtual (<i>subject to change in venue</i>)
21-24	AHIP (America’s Health Insurance Plans) National Conferences on Medicare, Medicaid and Dual Eligibles Virtual
22-24	National Association of Securities Professionals (NASP) 32 nd Annual Pension & Financial Services Conference Virtual
22-24	Council of Institutional Investors (CII) Fall Conference Virtual/Limited In-Person Attendance
23-25	Duke University Executive Education Program – Corporate Social Responsibility Durham, NC
26-28	NCPERS (National Conference on Public Employee Retirement Systems) FALL (Financial, Actuarial, Legislative & Legal) Conference Scottsdale, AZ
28 – 30	CALAPRS (California Association of Public Retirement Systems) Principles of Pension Governance for Trustees Virtual (<i>subject to change in venue</i>)
October, 2021	
11-15	Investment Strategies & Portfolio Management (<i>prev. Pension Fund & Investment Mgmt.</i>) Wharton School, University of Pennsylvania
17-20	IFEBC (International Foundation of Employment Benefit Plans) Annual Employee Benefits Conference Denver, CO
17-20	Milken Institute Global Conference Los Angeles, CA
25-27	PREA (Pension Real Estate Association) Annual Institutional Investor Conference Chicago, IL
25-27	ICGN (International Corporate Governance Network) Annual Conference Toronto, Canada
29	CALAPRS (California Association of Public Retirement Systems) Round Table – Trustees Virtual (<i>subject to change in venue</i>)
November, 2021	
7-10	CRCEA (California Retired County Employees Association) Conference Long Beach, CA



Documents not attached are exempt from disclosure under the California Public Records Act and other legal authority.

**For further information, contact:
LACERA
Attention: Public Records Act Requests
300 N. Lake Ave., Suite 620
Pasadena, CA 91101**



August 24, 2021

TO: Trustees, Board of Retirement

FOR: Board of Retirement Meeting on September 1, 2021

SUBJECT: Ratification of Service Retirement and Survivor Benefit Application Approvals

The attached report reflects service retirements and survivor benefit applications received as of the date of this memo, along with any retirement rescissions and/or changes approved at last month's Board meeting. Any retirement rescissions or changes received after the date of this memo up to the date of the Board's approval, will be reflected in next month's report.

BOARD OF RETIREMENT MEETING OF SEPTEMBER 1, 2021

BENEFIT APPROVAL LIST

SAFETY MEMBER APPLICATIONS FOR: SERVICE RETIREMENT

<u>NAME</u>	<u>DEPARTMENT</u>	<u>RETIRED</u>	<u>SERVICE</u>
RICHARD C. ADAMS	SHERIFF Dept.#SH	08-31-2021	33 YRS 00 MOS
ARTURO AYALA	SHERIFF Dept.#SH	08-16-2021	23 YRS 09 MOS
JOSE R. BARAJAS	L A COUNTY FIRE DEPT Dept.#FR	06-30-2021	23 YRS ½ MOS
WILLIAM R. BOLLER	L A COUNTY FIRE DEPT Dept.#FR	08-02-2021	20 YRS 07½ MOS
RHOGENA E. BYRD	SHERIFF Dept.#SH	07-30-2021	35 YRS 08 MOS
GEORGINA F. CARMONA	SHERIFF Dept.#SH	10-15-2021	13 YRS 06½ MOS
DAVID J. CHETWOOD	L A COUNTY FIRE DEPT Dept.#FR	07-16-2021	36 YRS 03 MOS
BRIAN E. DELEON	DISTRICT ATTORNEY Dept.#DA	08-31-2021	33 YRS 05 MOS
DENISE O. ESCOBEDO FUC	SHERIFF Dept.#SH	08-28-2021	30 YRS 11 MOS

BOARD OF RETIREMENT MEETING OF SEPTEMBER 1, 2021

BENEFIT APPROVAL LIST

SAFETY MEMBER APPLICATIONS FOR: SERVICE RETIREMENT

<u>NAME</u>	<u>DEPARTMENT</u>	<u>RETIRED</u>	<u>SERVICE</u>
MARK S. NEWLANDS	SHERIFF Dept.#SH	08-26-2021	34 YRS 02 MOS
FRANCISCO J. PEREZ	SHERIFF Dept.#SH	08-31-2021	31 YRS 03½ MOS
MIKEAL A. SMITH	SHERIFF Dept.#SH	08-31-2021	20 YRS 08½ MOS
JENNIFER L. SNEED	SHERIFF Dept.#SH	08-27-2021	20 YRS 02 MOS
JEFFREY S. TESDAHL	SHERIFF Dept.#SH	09-30-2021	30 YRS 04 MOS

BOARD OF RETIREMENT MEETING OF SEPTEMBER 1, 2021

BENEFIT APPROVAL LIST

GENERAL MEMBER APPLICATIONS FOR: SERVICE RETIREMENT

<u>NAME</u>	<u>DEPARTMENT</u>	<u>RETIRED</u>	<u>SERVICE</u>
BENICIO S. ABUTIN	CORRECTIONAL HEALTH Dept.#HC	08-28-2021	13 YRS 04 MOS
FARHAD AGAHI	PUBLIC WORKS Dept.#PW	08-31-2021	41 YRS 08½ MOS
LAURA AGUILAR	PUBLIC LIBRARY Dept.#PL	07-31-2021	25 YRS 06½ MOS
SUSAN AGUILAR	DEPT OF PUBLIC SOCIAL SERVICES Dept.#SS	07-31-2021	34 YRS 01 MOS
KATHRYN I. AHART	SUPERIOR COURT/COUNTY CLERK Dept.#SC	08-28-2021	41 YRS 10 MOS
PAUL O. ALVA	PUBLIC WORKS Dept.#PW	08-27-2021	33 YRS 00 MOS
ANGELA M. ANDARZA	SUPERIOR COURT/COUNTY CLERK Dept.#SC	08-31-2021	41 YRS 06½ MOS
SHARNETTE ANDERS	CHILDREN & FAMILY SERVICES Dept.#CH	07-09-2021	15 YRS 10½ MOS
MIRACLE O. ANG	CORRECTIONAL HEALTH Dept.#HC	07-30-2021	17 YRS 08 MOS

BOARD OF RETIREMENT MEETING OF SEPTEMBER 1, 2021

BENEFIT APPROVAL LIST

GENERAL MEMBER APPLICATIONS FOR: SERVICE RETIREMENT

<u>NAME</u>	<u>DEPARTMENT</u>	<u>RETIRED</u>	<u>SERVICE</u>
GABRIEL ARAMBULA	PARKS AND RECREATION Dept.#PK	08-03-2021	14 YRS 07½ MOS
JAMES L. BACK	PUBLIC HEALTH PROGRAM Dept.#PH	07-31-2021	30 YRS 01½ MOS
BRUCE A. BAGANO	ASSESSOR Dept.#AS	08-28-2021	31 YRS 08 MOS
VICKI L. BARBER	DEPT OF PUBLIC SOCIAL SERVICES Dept.#SS	08-31-2021	42 YRS 01 MOS
MARISSA S. BASILIO	SHERIFF Dept.#SH	08-27-2021	26 YRS 01 MOS
ROSA BECERRA	DEPT OF PUBLIC SOCIAL SERVICES Dept.#SS	07-31-2021	47 YRS 00 MOS
MABLE L. BETTON	COASTAL CLUSTER-HARBOR/UCLA MC Dept.#HH	07-31-2021	43 YRS 05½ MOS
RAYMON C. BIERMAN	NORTHEAST CLUSTER (LAC+USC) Dept.#HG	07-23-2021	16 YRS 04 MOS
TOMMY D. BRITT	REG-RECORDER/COUNTY CLERK Dept.#RR	08-31-2021	43 YRS 07½ MOS

BOARD OF RETIREMENT MEETING OF SEPTEMBER 1, 2021

BENEFIT APPROVAL LIST

GENERAL MEMBER APPLICATIONS FOR: SERVICE RETIREMENT

<u>NAME</u>	<u>DEPARTMENT</u>	<u>RETIRED</u>	<u>SERVICE</u>
ALFREDO J. BUSTAMANTE	WORKFORCE DEV AGING & COMM SVC Dept.#CS	08-28-2021	23 YRS 00 MOS
KENNETH D. BUTLER	L A COUNTY FIRE DEPT Dept.#FR	09-30-2021	15 YRS 00 MOS
OSCAR B. CARAIG	ASSESSOR Dept.#AS	08-27-2021	37 YRS 02 MOS
TROY R. CARMON	PROBATION DEPARTMENT Dept.#PB	09-30-2021	27 YRS 07 MOS
EDWIN CARRERO	SUPERIOR COURT/COUNTY CLERK Dept.#SC	08-20-2021	41 YRS 11 MOS
ELVIA CASTANEDA	SHERIFF Dept.#SH	08-28-2021	41 YRS 05 MOS
BRYAN K. CHAMBERS	PROBATION DEPARTMENT Dept.#PB	08-31-2021	26 YRS 02 MOS
EMMA CHAO	DEPT OF PUBLIC SOCIAL SERVICES Dept.#SS	08-28-2021	30 YRS 08 MOS
CHARLES D. CHATMAN	NORTHEAST CLUSTER (LAC+USC) Dept.#HG	07-31-2021	33 YRS 01½ MOS

BOARD OF RETIREMENT MEETING OF SEPTEMBER 1, 2021

BENEFIT APPROVAL LIST

GENERAL MEMBER APPLICATIONS FOR: SERVICE RETIREMENT

<u>NAME</u>	<u>DEPARTMENT</u>	<u>RETIRED</u>	<u>SERVICE</u>
LUNG-LUNG CHENG	CHILDREN & FAMILY SERVICES Dept.#CH	07-15-2021	15 YRS ½ MOS
DARYLL CHENOWETH	PUBLIC WORKS Dept.#PW	07-23-2021	41 YRS 01 MOS
EULA M. CHILES	PROBATION DEPARTMENT Dept.#PB	07-30-2021	35 YRS 10 MOS
EMILY C. CHOW	INTERNAL SERVICES Dept.#IS	07-31-2021	35 YRS 06½ MOS
CHING-LIAN A. CHU	ASSESSOR Dept.#AS	07-30-2021	34 YRS 01 MOS
DARLA CODDINGTON	PROBATION DEPARTMENT Dept.#PB	08-31-2021	31 YRS ½ MOS
ANDRE P. COKER	PARKS AND RECREATION Dept.#PK	07-14-2021	29 YRS 08 MOS
JACQUELINE COLEY	CHILD SUPPORT SERVICES Dept.#CD	08-31-2021	31 YRS 09 MOS
FONDA N. CORMIER	CHILDREN & FAMILY SERVICES Dept.#CH	07-31-2021	31 YRS 06 MOS

BOARD OF RETIREMENT MEETING OF SEPTEMBER 1, 2021

BENEFIT APPROVAL LIST

GENERAL MEMBER APPLICATIONS FOR: SERVICE RETIREMENT

<u>NAME</u>	<u>DEPARTMENT</u>	<u>RETIRED</u>	<u>SERVICE</u>
VICTOR G. CORTEZ	PUBLIC HEALTH PROGRAM Dept.#PH	09-15-2021	40 YRS 02½ MOS
ROBERT COSTALES	INTERNAL SERVICES Dept.#IS	08-28-2021	21 YRS 01 MOS
LAWRENCE D. CROCKER	HEALTH SERVICES ADMINISTRATION Dept.#HS	08-28-2021	13 YRS 11 MOS
BRENDA A. CRUZ	SFV CLUSTER-OLIVE VIEW/UCLA MC Dept.#HO	07-31-2021	29 YRS 05½ MOS
VIRGINIA J. CULBERTSON	CHILDREN & FAMILY SERVICES Dept.#CH	08-31-2021	25 YRS 11½ MOS
HERMINE DANAKIAN	DEPT OF PUBLIC SOCIAL SERVICES Dept.#SS	09-30-2021	24 YRS 00 MOS
DAMON K. DAVEY	DEPT OF PUBLIC SOCIAL SERVICES Dept.#SS	09-01-2021	15 YRS 01½ MOS
TIMOTHY P. DAVIS	PARKS AND RECREATION Dept.#PK	08-27-2021	07 YRS 06 MOS
JOCELYN C. DELA MERCED	SHERIFF Dept.#SH	07-30-2021	46 YRS 05 MOS

BOARD OF RETIREMENT MEETING OF SEPTEMBER 1, 2021

BENEFIT APPROVAL LIST

GENERAL MEMBER APPLICATIONS FOR: SERVICE RETIREMENT

<u>NAME</u>	<u>DEPARTMENT</u>	<u>RETIRED</u>	<u>SERVICE</u>
MAGDALENA DELEON	COASTAL CLUSTER-HARBOR/UCLA MC Dept.#HH	08-31-2021	12 YRS 07½ MOS
DIANE L. DEWING	DEPT OF PUBLIC SOCIAL SERVICES Dept.#SS	08-31-2021	21 YRS 01½ MOS
ISMAEL DIAZ	PUBLIC HEALTH PROGRAM Dept.#PH	07-31-2021	43 YRS 03½ MOS
IRENE DICKERSON	PUBLIC HEALTH PROGRAM Dept.#PH	08-28-2021	25 YRS 01 MOS
CHRISTINE E. DINUZZO	NORTHEAST CLUSTER (LAC+USC) Dept.#HG	09-30-2021	21 YRS 00 MOS
LOUISE R. DODSON	PROBATION DEPARTMENT Dept.#PB	08-20-2021	22 YRS 11½ MOS
CAROL L. DOWLING	CHIEF EXECUTIVE OFFICE Dept.#AO	08-30-2021	06 YRS 06 MOS
RENEE A. DUBYN	CONSUMER AFFAIRS Dept.#CA	07-31-2021	47 YRS ½ MOS
KEARNY-KHANH P. DUONG	NORTHEAST CLUSTER (LAC+USC) Dept.#HG	08-31-2021	31 YRS 09½ MOS

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GENERAL MEMBER APPLICATIONS FOR: SERVICE RETIREMENT

<u>NAME</u>	<u>DEPARTMENT</u>	<u>RETIRED</u>	<u>SERVICE</u>
IGNACIO ESCOBAR	DEPT OF PUBLIC SOCIAL SERVICES Dept.#SS	08-28-2021	32 YRS 10 MOS
CARLOS A. ESCORCIA	SUPERIOR COURT/COUNTY CLERK Dept.#SC	07-31-2021	16 YRS ½ MOS
VIJAY ETHIAL	PUBLIC HEALTH PROGRAM Dept.#PH	08-10-2021	22 YRS 11 MOS
JOHANNA M. FONTENOT	LACERA Dept.#NL	08-31-2021	34 YRS 01½ MOS
ODETTE FORTIER	DEPT OF PUBLIC SOCIAL SERVICES Dept.#SS	07-31-2021	27 YRS 06½ MOS
THERON C. FOX	INTERNAL SERVICES Dept.#IS	09-30-2021	19 YRS 06 MOS
SUSANNA FRANCO	DEPT OF PUBLIC SOCIAL SERVICES Dept.#SS	07-28-2021	36 YRS 03 MOS
EDDIE GARCIA JR	NORTHEAST CLUSTER (LAC+USC) Dept.#HG	07-31-2021	42 YRS 10½ MOS
JOHN M. GARRISI	L A COUNTY FIRE DEPT Dept.#FR	08-04-2021	05 YRS ½ MOS

BOARD OF RETIREMENT MEETING OF SEPTEMBER 1, 2021

BENEFIT APPROVAL LIST

GENERAL MEMBER APPLICATIONS FOR: SERVICE RETIREMENT

<u>NAME</u>	<u>DEPARTMENT</u>	<u>RETIRED</u>	<u>SERVICE</u>
GENA E. GASTON	PROBATION DEPARTMENT Dept.#PB	07-23-2021	22 YRS 03½ MOS
ANN M. GASWAY	MENTAL HEALTH Dept.#MH	07-31-2021	10 YRS ½ MOS
ESTRELLITA D. GERONA	NORTHEAST CLUSTER (LAC+USC) Dept.#HG	08-31-2021	28 YRS 07½ MOS
DAHLIA B. GESTOPA	AMBULATORY CARE NETWORK Dept.#HN	08-31-2021	20 YRS ½ MOS
LUCIA Y. GO	ASSESSOR Dept.#AS	08-27-2021	35 YRS 07 MOS
LARRY A. GODWIN	AGRICULTURAL COMM./WTS & MEAS. Dept.#AW	08-27-2021	35 YRS 01 MOS
BLANCA M. GONZALEZ	SHERIFF Dept.#SH	08-28-2021	12 YRS 03 MOS
MARK E. GRAY	INTERNAL SERVICES Dept.#IS	08-30-2021	17 YRS 11 MOS
STACY H. GREEN	LACERA Dept.#NL	08-28-2021	40 YRS 02 MOS

BOARD OF RETIREMENT MEETING OF SEPTEMBER 1, 2021

BENEFIT APPROVAL LIST

GENERAL MEMBER APPLICATIONS FOR: SERVICE RETIREMENT

<u>NAME</u>	<u>DEPARTMENT</u>	<u>RETIRED</u>	<u>SERVICE</u>
NORMA E. GUILLO	COASTAL CLUSTER-HARBOR/UCLA MC Dept.#HH	08-05-2021	17 YRS 07½ MOS
CLIFFORD D. GUY	PROBATION DEPARTMENT Dept.#PB	07-31-2021	35 YRS 07½ MOS
LILLIAN HAMILTON	PUBLIC HEALTH PROGRAM Dept.#PH	07-09-2021	05 YRS 06 MOS
MARCUS L. HAMILTON	PROBATION DEPARTMENT Dept.#PB	08-28-2021	33 YRS 11 MOS
MELVIN HASSELER	RANCHO LOS AMIGOS HOSPITAL Dept.#HR	08-31-2021	19 YRS 01 MOS
FRANK HERALDEZ	PUBLIC WORKS Dept.#PW	08-07-2021	19 YRS 04½ MOS
RAY M. HERNANDEZ	PUBLIC HEALTH PROGRAM Dept.#PH	07-15-2021	45 YRS 09½ MOS
BRYAN D. HICKS	PUBLIC WORKS Dept.#PW	07-29-2021	40 YRS 09 MOS
REGINA HOLMES-COOPE	SUPERIOR COURT/COUNTY CLERK Dept.#SC	08-27-2021	34 YRS 05 MOS

BOARD OF RETIREMENT MEETING OF SEPTEMBER 1, 2021

BENEFIT APPROVAL LIST

GENERAL MEMBER APPLICATIONS FOR: SERVICE RETIREMENT

<u>NAME</u>	<u>DEPARTMENT</u>	<u>RETIRED</u>	<u>SERVICE</u>
REID S. HONJIYO	ALTERNATE PUBLIC DEFENDER Dept.#AD	07-31-2021	30 YRS 07½ MOS
MINH HUA-TRINH	DEPT OF PUBLIC SOCIAL SERVICES Dept.#SS	07-31-2021	29 YRS 06½ MOS
TONY HUI	PUBLIC WORKS Dept.#PW	07-30-2021	33 YRS 10 MOS
IRA C. HULL	HEALTH SERVICES ADMINISTRATION Dept.#HS	08-31-2021	30 YRS 10½ MOS
BEVERLY JACOBS	CHILDREN & FAMILY SERVICES Dept.#CH	08-28-2021	20 YRS 00 MOS
MELINDA JAMORA	SFV CLUSTER-OLIVE VIEW/UCLA MC Dept.#HO	09-30-2021	20 YRS 01 MOS
NORMA A. JIMENEZ	DEPT OF PUBLIC SOCIAL SERVICES Dept.#SS	07-26-2021	21 YRS 05 MOS
LULA M. JOHNSON	DEPT OF PUBLIC SOCIAL SERVICES Dept.#SS	08-28-2021	33 YRS 06 MOS
REGINA A. JORDAN	PUBLIC WORKS Dept.#PW	10-29-2021	42 YRS 08 MOS

BOARD OF RETIREMENT MEETING OF SEPTEMBER 1, 2021

BENEFIT APPROVAL LIST

GENERAL MEMBER APPLICATIONS FOR: SERVICE RETIREMENT

<u>NAME</u>	<u>DEPARTMENT</u>	<u>RETIRED</u>	<u>SERVICE</u>
GRACE F. KAO	DEPT OF PUBLIC SOCIAL SERVICES Dept.#SS	08-21-2021	06 YRS 10½ MOS
ANAHID KARIMI	SFV CLUSTER-OLIVE VIEW/UCLA MC Dept.#HO	08-28-2021	14 YRS 04 MOS
BARBARA A. KELLEY	CHILDREN & FAMILY SERVICES Dept.#CH	07-31-2021	33 YRS 04½ MOS
ANDRANIK S. KHACHIAN	DEPT OF PUBLIC SOCIAL SERVICES Dept.#SS	08-28-2021	22 YRS 00 MOS
BU C. KHOO	NORTHEAST CLUSTER (LAC+USC) Dept.#HG	08-31-2021	36 YRS 00 MOS
ROY D. KING-GOLDING	MENTAL HEALTH Dept.#MH	08-28-2021	24 YRS 00 MOS
ANURA KIRIBATHGALA	PROBATION DEPARTMENT Dept.#PB	07-08-2021	13 YRS 09 MOS
STEVEN J. KLINE	SHERIFF Dept.#SH	08-28-2021	14 YRS 09 MOS
TERRY KUO	DEPT OF PUBLIC SOCIAL SERVICES Dept.#SS	07-31-2021	22 YRS 01 MOS

BOARD OF RETIREMENT MEETING OF SEPTEMBER 1, 2021

BENEFIT APPROVAL LIST

GENERAL MEMBER APPLICATIONS FOR: SERVICE RETIREMENT

<u>NAME</u>	<u>DEPARTMENT</u>	<u>RETIRED</u>	<u>SERVICE</u>
JOSEPH L. LA VALLEY	PROBATION DEPARTMENT Dept.#PB	07-30-2021	26 YRS 01 MOS
ROBERT T. LARDGE	ASSESSOR Dept.#AS	08-31-2021	30 YRS 08½ MOS
ANNA LEE	AMBULATORY CARE NETWORK Dept.#HN	07-31-2021	15 YRS 11 MOS
CHRISTINA K. LEE	COASTAL CLUSTER-HARBOR/UCLA MC Dept.#HH	08-28-2021	32 YRS 11 MOS
GORDON R. LEE	NORTHEAST CLUSTER (LAC+USC) Dept.#HG	08-28-2021	34 YRS 05 MOS
WANDA J. LEE	SHERIFF Dept.#SH	07-31-2021	42 YRS 04½ MOS
ANNA N. LEE	DEPT OF PUBLIC SOCIAL SERVICES Dept.#SS	08-28-2021	31 YRS 10 MOS
MARIA C. LIERAS	PUBLIC HEALTH PROGRAM Dept.#PH	07-31-2021	40 YRS 09½ MOS
ASTRID LOPEZ	COASTAL CLUSTER-HARBOR/UCLA MC Dept.#HH	08-08-2021	21 YRS ½ MOS

BOARD OF RETIREMENT MEETING OF SEPTEMBER 1, 2021

BENEFIT APPROVAL LIST

GENERAL MEMBER APPLICATIONS FOR: SERVICE RETIREMENT

<u>NAME</u>	<u>DEPARTMENT</u>	<u>RETIRED</u>	<u>SERVICE</u>
STEVEN A. LUU	PROBATION DEPARTMENT Dept.#PB	08-28-2021	13 YRS 08 MOS
MARIA G. MAGALLANES	DEPT OF PUBLIC SOCIAL SERVICES Dept.#SS	08-27-2021	35 YRS 09 MOS
CARMELITA C. MANALO	PUBLIC DEFENDER Dept.#PD	07-31-2021	13 YRS 03½ MOS
ANDRE O. MARSHALL	NORTHEAST CLUSTER (LAC+USC) Dept.#HG	07-31-2021	42 YRS 01½ MOS
RIMA MATEVOSIAN	SFV CLUSTER-OLIVE VIEW/UCLA MC Dept.#HO	07-31-2021	34 YRS ½ MOS
CHERYL A. MCKNIGHT	ASSESSOR Dept.#AS	08-07-2021	40 YRS 06½ MOS
ROBERTA R. MEDINA	CHILDREN & FAMILY SERVICES Dept.#CH	08-31-2021	41 YRS 00 MOS
PAMELA J. MENDES-AROS	INTERNAL SERVICES Dept.#IS	08-03-2021	13 YRS 10 MOS
ELAINE MITCHELL	PUBLIC HEALTH PROGRAM Dept.#PH	09-30-2021	32 YRS 03 MOS

BOARD OF RETIREMENT MEETING OF SEPTEMBER 1, 2021

BENEFIT APPROVAL LIST

GENERAL MEMBER APPLICATIONS FOR: SERVICE RETIREMENT

<u>NAME</u>	<u>DEPARTMENT</u>	<u>RETIRED</u>	<u>SERVICE</u>
KENNETH MITCHELL	PROBATION DEPARTMENT Dept.#PB	08-29-2021	31 YRS 10 MOS
SHEILA E. MITCHELL	PROBATION DEPARTMENT Dept.#PB	08-02-2021	04 YRS 06½ MOS
LAVERNE MITCHELL	SHERIFF Dept.#SH	07-31-2021	42 YRS 08½ MOS
REBECCA MOORE	COASTAL CLUSTER-HARBOR/UCLA MC Dept.#HH	08-28-2021	22 YRS 01 MOS
SANDRA R. MOSLEY	INTERNAL SERVICES Dept.#IS	08-13-2021	15 YRS 01½ MOS
CHRISTINE V. MURPHY	NORTHEAST CLUSTER (LAC+USC) Dept.#HG	08-21-2021	13 YRS 07 MOS
ANDRANIK I. NAZARIAN	DEPT OF PUBLIC SOCIAL SERVICES Dept.#SS	07-15-2021	26 YRS 03½ MOS
HUICHEN NEE	HEALTH SERVICES ADMINISTRATION Dept.#HS	07-31-2021	13 YRS ½ MOS
THOMPSON T. NGUYEN	PUBLIC WORKS Dept.#PW	08-31-2021	37 YRS ½ MOS

BOARD OF RETIREMENT MEETING OF SEPTEMBER 1, 2021

BENEFIT APPROVAL LIST

GENERAL MEMBER APPLICATIONS FOR: SERVICE RETIREMENT

<u>NAME</u>	<u>DEPARTMENT</u>	<u>RETIRED</u>	<u>SERVICE</u>
BENJAMIN U. NNADI	AGRICULTURAL COMM./WTS & MEAS. Dept.#AW	08-28-2021	19 YRS 00 MOS
CINDY A. NOLTEMEYER	SUPERIOR COURT/COUNTY CLERK Dept.#SC	08-31-2021	33 YRS 11 MOS
ABISOLA A. ODUJINRIN	NORTHEAST CLUSTER (LAC+USC) Dept.#HG	06-12-2021	13 YRS 08½ MOS
LAURENCE OFFORD	PROBATION DEPARTMENT Dept.#PB	08-31-2021	27 YRS 04 MOS
CARMEN OHLSON	AMBULATORY CARE NETWORK Dept.#HN	08-28-2021	25 YRS 00 MOS
KATHERINE ON	DEPT OF PUBLIC SOCIAL SERVICES Dept.#SS	07-31-2021	31 YRS 06½ MOS
TERESA M. OROZCO	NORTHEAST CLUSTER (LAC+USC) Dept.#HG	07-31-2021	36 YRS 03½ MOS
PATRICIA M. ORTEGA	CHILDREN & FAMILY SERVICES Dept.#CH	07-06-2021	26 YRS 04½ MOS
MARIA E. PACHECO	DEPT OF PUBLIC SOCIAL SERVICES Dept.#SS	07-31-2021	15 YRS 01½ MOS

BOARD OF RETIREMENT MEETING OF SEPTEMBER 1, 2021

BENEFIT APPROVAL LIST

GENERAL MEMBER APPLICATIONS FOR: SERVICE RETIREMENT

<u>NAME</u>	<u>DEPARTMENT</u>	<u>RETIRED</u>	<u>SERVICE</u>
SALVADOR PADILLA	DEPT OF PUBLIC SOCIAL SERVICES Dept.#SS	07-31-2021	29 YRS 11½ MOS
MARIA A. PAREDES	PARKS AND RECREATION Dept.#PK	08-29-2021	16 YRS 00 MOS
HYUN O. PARK	COASTAL CLUSTER-HARBOR/UCLA MC Dept.#HH	08-31-2021	20 YRS ½ MOS
THOMAS PARYS	PUBLIC HEALTH PROGRAM Dept.#PH	08-28-2021	37 YRS 03 MOS
SONIA C. PATANGAN	SFV CLUSTER-OLIVE VIEW/UCLA MC Dept.#HO	08-30-2021	14 YRS 03 MOS
MARIA M. PEREZ	DEPT OF PUBLIC SOCIAL SERVICES Dept.#SS	07-31-2021	30 YRS 06½ MOS
FELIPE PEREZ-JUAREZ	INTERNAL SERVICES Dept.#IS	08-27-2021	42 YRS 02 MOS
EDUARDO PRADO	DEPT OF PUBLIC SOCIAL SERVICES Dept.#SS	07-31-2021	31 YRS 08½ MOS
SUDHA PRAKASH	MENTAL HEALTH Dept.#MH	08-31-2021	37 YRS 04½ MOS

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GENERAL MEMBER APPLICATIONS FOR: SERVICE RETIREMENT

<u>NAME</u>	<u>DEPARTMENT</u>	<u>RETIRED</u>	<u>SERVICE</u>
SURENDRA V. PRAKASH	MENTAL HEALTH Dept.#MH	08-31-2021	19 YRS 09½ MOS
CELIA PROVOST	SHERIFF Dept.#SH	08-27-2021	30 YRS 06 MOS
ROSA PUGA	DEPT OF PUBLIC SOCIAL SERVICES Dept.#SS	08-28-2021	26 YRS 06 MOS
KENDI K. RAVSTEN	PUBLIC DEFENDER Dept.#PD	08-28-2021	31 YRS 00 MOS
SILVIA RAZO	ASSESSOR Dept.#AS	08-31-2021	30 YRS 02½ MOS
TRACY H. REKART	ASSESSOR Dept.#AS	08-21-2021	37 YRS 03 MOS
ROSITA RICHARDSON	DEPT OF PUBLIC SOCIAL SERVICES Dept.#SS	08-28-2021	31 YRS 05 MOS
RICHARD RIOS	DEPT OF PUBLIC SOCIAL SERVICES Dept.#SS	08-31-2021	36 YRS 01 MOS
CYNTHIA S. RODRIGUEZ	PARKS AND RECREATION Dept.#PK	08-11-2021	31 YRS 02½ MOS

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GENERAL MEMBER APPLICATIONS FOR: SERVICE RETIREMENT

<u>NAME</u>	<u>DEPARTMENT</u>	<u>RETIRED</u>	<u>SERVICE</u>
ROMIO T. ROSALES	RANCHO LOS AMIGOS HOSPITAL Dept.#HR	07-31-2021	34 YRS 02½ MOS
CRAIG R. ROUVIERE	DISTRICT ATTORNEY Dept.#DA	08-31-2021	15 YRS 00 MOS
DALE E. ROWLETT	SFV CLUSTER-OLIVE VIEW/UCLA MC Dept.#HO	08-28-2021	25 YRS 02 MOS
LOUIS R. RUIZ	SHERIFF Dept.#SH	08-07-2021	11 YRS 07 MOS
REYFUNG S. RUMFELT	DEPT OF PUBLIC SOCIAL SERVICES Dept.#SS	08-31-2021	26 YRS 06½ MOS
NEMA S. SAADALLA	NORTHEAST CLUSTER (LAC+USC) Dept.#HG	09-15-2021	22 YRS 04½ MOS
MARIA T. SAMPANA	ASSESSOR Dept.#AS	08-01-2021	28 YRS 08½ MOS
EVELYN SANCHEZ	CHILDREN & FAMILY SERVICES Dept.#CH	07-30-2021	41 YRS 00 MOS
CARLOS D. SANTOS	PUBLIC WORKS Dept.#PW	07-29-2021	19 YRS 03 MOS

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<u>NAME</u>	<u>DEPARTMENT</u>	<u>RETIRED</u>	<u>SERVICE</u>
HAGOP Y. SARKISSIAN	CORRECTIONAL HEALTH Dept.#HC	08-29-2021	20 YRS 05 MOS
VALERIE A. SCHULTZ	MENTAL HEALTH Dept.#MH	08-28-2021	12 YRS 00 MOS
BEVERLY G. SELLERS	CHILD SUPPORT SERVICES Dept.#CD	07-30-2021	42 YRS 00 MOS
DIANA SEPARZADEH	DEPT OF PUBLIC SOCIAL SERVICES Dept.#SS	09-30-2021	33 YRS 07 MOS
JOY L. SIMPKINS	DEPT OF PUBLIC SOCIAL SERVICES Dept.#SS	07-31-2021	30 YRS 07½ MOS
MICHAEL R. SMITH	MENTAL HEALTH Dept.#MH	08-21-2021	15 YRS 04 MOS
DEBORAH F. SOTO	MENTAL HEALTH Dept.#MH	07-22-2021	12 YRS 08½ MOS
TONI L. STEPHENS	PUBLIC HEALTH PROGRAM Dept.#PH	07-31-2021	41 YRS 07½ MOS
ELAINE M. STEWART	PUBLIC DEFENDER Dept.#PD	07-31-2021	31 YRS 07½ MOS

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<u>NAME</u>	<u>DEPARTMENT</u>	<u>RETIRED</u>	<u>SERVICE</u>
MARK L. STOOPS	NORTHEAST CLUSTER (LAC+USC) Dept.#HG	07-31-2021	42 YRS 06½ MOS
EUI-SUK SUH	NORTHEAST CLUSTER (LAC+USC) Dept.#HG	08-27-2021	34 YRS 07 MOS
HERMAN K. TAM	SUPERIOR COURT/COUNTY CLERK Dept.#SC	08-28-2021	22 YRS 09 MOS
CATHERINE M. TAYLOR	CHILDREN & FAMILY SERVICES Dept.#CH	09-01-2021	05 YRS 03 MOS
ROBIN THOMPSON	RANCHO LOS AMIGOS HOSPITAL Dept.#HR	07-20-2021	40 YRS 05½ MOS
SOUNA TOROSIAN	CHILDREN & FAMILY SERVICES Dept.#CH	07-31-2021	22 YRS 04½ MOS
KHIEM M. TRINH	REG-RECORDER/COUNTY CLERK Dept.#RR	09-30-2021	10 YRS 02 MOS
LORETTA C. TRUJILLO	DEPT OF PUBLIC SOCIAL SERVICES Dept.#SS	08-06-2021	20 YRS 04½ MOS
HEMANT D. UDESHI	PUBLIC WORKS Dept.#PW	08-17-2021	22 YRS 00 MOS

BOARD OF RETIREMENT MEETING OF SEPTEMBER 1, 2021

BENEFIT APPROVAL LIST

GENERAL MEMBER APPLICATIONS FOR: SERVICE RETIREMENT

<u>NAME</u>	<u>DEPARTMENT</u>	<u>RETIRED</u>	<u>SERVICE</u>
CARMEN ULLOA-HUICOC	PUBLIC HEALTH PROGRAM Dept.#PH	10-01-2021	37 YRS 07½ MOS
TELLO VARTANIAN	DEPT OF PUBLIC SOCIAL SERVICES Dept.#SS	09-30-2021	23 YRS 00 MOS
LUDIVINA D. VIDAL	AMBULATORY CARE NETWORK Dept.#HN	08-19-2021	26 YRS 05 MOS
VICKI J. VLASNIK	ALTERNATE PUBLIC DEFENDER Dept.#AD	08-28-2021	25 YRS 07 MOS
ROBIN Y. WACHSNER	SFV CLUSTER-OLIVE VIEW/UCLA MC Dept.#HO	07-31-2021	33 YRS ½ MOS
DAMON WAINE	CHILDREN & FAMILY SERVICES Dept.#CH	08-31-2021	30 YRS ½ MOS
GWENDOLYN WALKER	DISTRICT ATTORNEY Dept.#DA	07-31-2021	31 YRS 06½ MOS
DONNA E. WARDA	SHERIFF Dept.#SH	08-29-2021	30 YRS 09 MOS
LUISA A. WATSON	RANCHO LOS AMIGOS HOSPITAL Dept.#HR	08-31-2021	27 YRS 07 MOS

BOARD OF RETIREMENT MEETING OF SEPTEMBER 1, 2021

BENEFIT APPROVAL LIST

GENERAL MEMBER APPLICATIONS FOR: SERVICE RETIREMENT

<u>NAME</u>	<u>DEPARTMENT</u>	<u>RETIRED</u>	<u>SERVICE</u>
CATHY WEINGART	CHILDREN & FAMILY SERVICES Dept.#CH	07-30-2021	40 YRS 00 MOS
CHARLES L. WHIMS	DEPT OF PUBLIC SOCIAL SERVICES Dept.#SS	08-13-2021	27 YRS 07½ MOS
VANESSA WHITEHEAD	DEPT OF PUBLIC SOCIAL SERVICES Dept.#SS	07-31-2021	45 YRS 08½ MOS
SHIRLEY W. WILKES	SHERIFF Dept.#SH	07-31-2021	35 YRS 04½ MOS
FRED M. WIMBERLEY	ASSESSOR Dept.#AS	09-29-2021	25 YRS 00 MOS
JEFFREY M. WOLFSON	CHILDREN & FAMILY SERVICES Dept.#CH	08-31-2021	18 YRS 01½ MOS
STEPHANIE F. YARBROUGH-YO	PROBATION DEPARTMENT Dept.#PB	07-13-2021	34 YRS 05½ MOS
JACQUELINE M. YATES	SHERIFF Dept.#SH	08-27-2021	32 YRS 03 MOS
PARVANEH P. ZOLNOUNI	CORRECTIONAL HEALTH Dept.#HC	07-17-2021	28 YRS 02 MOS

BOARD OF RETIREMENT MEETING OF SEPTEMBER 1, 2021

BENEFIT APPROVAL LIST

SAFETY SURVIVOR APPLICATIONS

<u>NAME</u>	<u>DEPARTMENT</u>	<u>RETIRED</u>	<u>SERVICE</u>
NATALIE M. ROMO	SHERIFF Dept.#SH	02-15-2021	25 YRS 01½ MOS
WIFE of PEDRO ROMO dec'd on 02-14-2021, Sect. #31781.3			

BOARD OF RETIREMENT MEETING OF SEPTEMBER 1, 2021

BENEFIT APPROVAL LIST

GENERAL SURVIVOR APPLICATIONS

<u>NAME</u>	<u>DEPARTMENT</u>	<u>RETIRED</u>	<u>SERVICE</u>
BOLATITO ADENIJI	PROBATION DEPARTMENT Dept.#PB	05-21-2021	27 YRS 01 MOS
WIFE of ANTHONY O ADENIJI dec'd on 05-20-2021, Sect. #31781.3			
LISA D. CARNES	SHERIFF Dept.#SH	04-27-2021	14 YRS 11 MOS
SPOUSE of ROBERT A CARNES dec'd on 04-26-2021, Sect. #31781.3			
VANESSA A. DEL REAL	NORTHEAST CLUSTER (LAC+USC) Dept.#HG	04-29-2020	14 YRS 07 MOS
DAUGHTER of BERTHA D MENDEZ dec'd on 04-28-2020, Sect. #31781.3			
MARIA E. FELIX	SUPERIOR COURT/COUNTY CLERK Dept.#SC	01-18-2021	21 YRS 07½ MOS
WIFE of DANIEL FELIX dec'd on 01-17-2021, Sect. #31781.1			
NICOLETTE B. WILSON	DEPT OF PUBLIC SOCIAL SERVICES Dept.#SS	06-13-2021	19 YRS 08½ MOS
WIFE of CEDRIC L WILSON dec'd on 06-12-2021, Sect. #31781.3			

BOARD OF RETIREMENT MEETING OF SEPTEMBER 1, 2021

BENEFIT APPROVAL LIST

SAFETY MEMBER APPLICATIONS FOR: SERVICE RETIREMENT FROM DEFERRED

<u>NAME</u>	<u>DEPARTMENT</u>	<u>RETIRED</u>	<u>SERVICE</u>
SUZANNE C. HEALY	SHERIFF Dept.#SH	08-14-2021	09 YRS 05 MOS
LARRY C. WARNER	SHERIFF Dept.#SH	07-07-2021	05 YRS 11 MOS

BOARD OF RETIREMENT MEETING OF SEPTEMBER 1, 2021

BENEFIT APPROVAL LIST

GENERAL MEMBER APPLICATIONS FOR: SERVICE RETIREMENT FROM DEFERRED

<u>NAME</u>	<u>DEPARTMENT</u>	<u>RETIRED</u>	<u>SERVICE</u>
VELMA ADRINE	SOUTHWEST CLUSTER (MLK JR MC) Dept.#HK	03-01-2019	17 YRS 02 MOS
NANCY BOGOSIAN	COASTAL CLUSTER-HARBOR/UCLA MC Dept.#HH	07-27-2021	12 YRS 07 MOS
JENARO J. CARRASCO	PROBATION DEPARTMENT Dept.#PB	07-31-2021	20 YRS 05 MOS
LETICIA D. CHACON	Dept.#156	06-30-2021	10 YRS 02 MOS
TINA M. DAVILA	LACERA Dept.#NL	07-26-2021	19 YRS 04½ MOS
JEFFREY C. DAVIS	PUBLIC WORKS Dept.#PW	07-30-2021	32 YRS 08 MOS
DONELLA L. DORN	PUBLIC LIBRARY Dept.#PL	03-10-2021	00 YRS 03 MOS
ALISAA. DRAKODIDIS	CHIEF EXECUTIVE OFFICE Dept.#AO	07-06-2021	14 YRS 11 MOS
DAVID B. GELFOUND	DISTRICT ATTORNEY Dept.#DA	08-01-2021	12 YRS 08 MOS

BOARD OF RETIREMENT MEETING OF SEPTEMBER 1, 2021

BENEFIT APPROVAL LIST

GENERAL MEMBER APPLICATIONS FOR: SERVICE RETIREMENT FROM DEFERRED

<u>NAME</u>	<u>DEPARTMENT</u>	<u>RETIRED</u>	<u>SERVICE</u>
ELIZABETH B. GEORGE	RANCHO LOS AMIGOS HOSPITAL Dept.#HR	07-27-2021	13 YRS 09 MOS
MANUEL L. GOMEZ	SHERIFF Dept.#SH	08-28-2021	06 YRS 10 MOS
DANIEL R. GUNTHER	PUBLIC HEALTH PROGRAM Dept.#PH	07-16-2021	12 YRS 01 MOS
THOMAS L. HUGHES	PROBATION DEPARTMENT Dept.#PB	07-06-2021	22 YRS 01 MOS
ANGELA M. IGRISAN	MENTAL HEALTH Dept.#MH	06-25-2021	01 YRS 10 MOS
ANGELA K. JOHNSON	SUPERIOR COURT/COUNTY CLERK Dept.#SC	07-17-2021	20 YRS 03 MOS
ROSLYN M. JOHNSON	DEPT OF PUBLIC SOCIAL SERVICES Dept.#SS	08-06-2021	15 YRS 01 MOS
SUN J. KWON	INTERNAL SERVICES Dept.#IS	03-01-2020	19 YRS 01 MOS
WILLIAM R. LENNEY JR	ASSESSOR Dept.#AS	07-14-2021	32 YRS 04½ MOS

BOARD OF RETIREMENT MEETING OF SEPTEMBER 1, 2021

BENEFIT APPROVAL LIST

GENERAL MEMBER APPLICATIONS FOR: SERVICE RETIREMENT FROM DEFERRED

<u>NAME</u>	<u>DEPARTMENT</u>	<u>RETIRED</u>	<u>SERVICE</u>
RICHARD H. LLEWELLYN J R	CHILD SUPPORT SERVICES Dept.#CD	07-03-2021	11 YRS 11 MOS
SANDRA M. LOPEZ	NORTHEAST CLUSTER (LAC+USC) Dept.#HG	07-01-2021	04 YRS 07 MOS
CAROLINA V. LUGO	DISTRICT ATTORNEY Dept.#DA	07-04-2021	18 YRS 05½ MOS
GERALD P. LYNCH	SHERIFF Dept.#SH	07-21-2021	08 YRS 01 MOS
WANDA MORRIS	COASTAL CLUSTER-HARBOR/UCLA MC Dept.#HH	07-01-2021	17 YRS 00 MOS
JARED D. MOSES	DISTRICT ATTORNEY Dept.#DA	07-29-2021	14 YRS 00 MOS
DELPHINE L. NICHOLS	CHILDREN & FAMILY SERVICES Dept.#CH	06-29-2021	12 YRS 00 MOS
RUBEN NIEVES	CHILDREN & FAMILY SERVICES Dept.#CH	07-02-2021	11 YRS 06 MOS
KAREN S. ORLANDO	PUBLIC WORKS Dept.#PW	08-27-2021	13 YRS 06 MOS

BOARD OF RETIREMENT MEETING OF SEPTEMBER 1, 2021

BENEFIT APPROVAL LIST

GENERAL MEMBER APPLICATIONS FOR: SERVICE RETIREMENT FROM DEFERRED

<u>NAME</u>	<u>DEPARTMENT</u>	<u>RETIRED</u>	<u>SERVICE</u>
BENNY C. OSORIO	SUPERIOR COURT/COUNTY CLERK Dept.#SC	07-31-2021	13 YRS 06 MOS
CARMELITA PAYNE	LACERA Dept.#NL	07-31-2021	02 YRS 00 MOS
MADELINE P. POTTER	CHIEF EXECUTIVE OFFICE Dept.#AO	07-23-2021	14 YRS 06 MOS
KENNETH M. PRESS	TREASURER AND TAX COLLECTOR Dept.#TT	07-20-2021	02 YRS 10½ MOS
TERESA C. RODRIGUEZ	NORTHEAST CLUSTER (LAC+USC) Dept.#HG	06-01-2021	27 YRS 00 MOS
ELMER SIMPSON	INTERNAL SERVICES Dept.#IS	03-01-2020	16 YRS 06 MOS
EVA C. SMITH	PUBLIC WORKS Dept.#PW	07-31-2021	29 YRS 07½ MOS
STEPHEN D. STANFIELD	MENTAL HEALTH Dept.#MH	07-15-2021	20 YRS 01 MOS
VINCENT P. TELLES III	AUDITOR - CONTROLLER Dept.#AU	07-19-2021	17 YRS 06 MOS

BOARD OF RETIREMENT MEETING OF SEPTEMBER 1, 2021

BENEFIT APPROVAL LIST

GENERAL MEMBER APPLICATIONS FOR: SERVICE RETIREMENT FROM DEFERRED

<u>NAME</u>	<u>DEPARTMENT</u>	<u>RETIRED</u>	<u>SERVICE</u>
PETER L. THOMAS	DEPT OF PUBLIC SOCIAL SERVICES Dept.#SS	07-22-2021	31 YRS 02 MOS
TANISHA M. WILLIAMS	PUBLIC HEALTH PROGRAM Dept.#PH	08-16-2021	25 YRS 04 MOS

**BOARD OF RETIREMENT MEETING OF SEPTEMBER 1, 2021
RESCISSIONS/CHANGES FROM BENEFIT APPROVAL LIST
APPROVED ON AUGUST 4, 2021**

SAFETY MEMBER APPLICATIONS FOR SERVICE RETIREMENT

NAME	DEPARTMENT	UPDATE
MARIO CASTRO	SHERIFF	RESCINDED RETIREMENT

GENERAL MEMBER APPLICATIONS FOR SERVICE RETIREMENT

NAME	DEPARTMENT	UPDATE
DANIEL Z QUINTANA	SHERIFF	RESCINDED RETIREMENT
HAWAIDA I LAUTFY	ASSESSOR	CHANGE OF DATE TO August 31, 2021
ELSA LOPEZ	DEPT OF PUBLIC SOCIAL SERVICES	RESCINDED RETIREMENT
CHRISTOPHER P GUNN	L A COUNTY FIRE DEPT	CHANGE OF DATE TO July 2, 2021
MONICA L CASTRO	SUPERIOR COURT/COUNTY CLERK	RESCINDED RETIREMENT
RICHARD SHIEH	PUBLIC WORKS	CHANGE OF DATE TO August 3, 2021
ANITA V GOWING	HEALTH SERVICES ADMINISTRATION	RESCINDED RETIREMENT
LECIL DARRELL WILLS	CHILDREN & FAMILY SERVICES	CHANGE OF DATE TO July 31, 2021



August 20, 2021

TO: Each Trustee
Board of Retirement

FROM: Tamara L. Caldwell, Acting Division Manager 
Disability Retirement Services

SUBJECT: **APPEAL FOR THE BOARD OF RETIREMENT'S MEETING
OF SEPTEMBER 1, 2021**

IT IS RECOMMENDED that the Board of Retirement grant the appeal and request for administrative hearing received from the following applicant, and direct the Disability Retirement Services Manager to refer this case to a referee:

5198B	Fernando Therezon	Thomas Wicke	Deny SCD – Grant NSCD With Option of Earlier Effective Date
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TLC:kw

Memo.New
Appeals.docx



August 20, 2021

TO: Each Trustee
Board of Retirement

FROM: Tamara L. Caldwell, Acting Division Manager 
Disability Retirement Services Division

FOR: September 1, 2021 Board of Retirement Meeting

SUBJECT: **DISMISS WITH PREJUDICE THE APPEAL OF RACHEL A. BARBOSA,
SURVIVING SPOUSE OF ERNIE BARBOSA (DEC'D)**

Mr. Ernie Barbosa passed away on August 9, 2019 and, on December 30, 2019, Ms. Rachel A. Barbosa, surviving spouse, applied for service-connected disability retirement survivor benefits. On March 11, 2021, the Board denied her Application for Survivor Benefits (Service-Connected Death).

Mrs. Barbosa's attorney filed a timely appeal. On July 28, 2021, Mrs. Barbosa's attorney advised LACERA that his client did not wish to proceed with her appeal.

IT IS THEREFORE RECOMMENDED THAT THE BOARD:

Dismiss with prejudice Rachel A. Barbosa's appeal for Survivor Benefits (Service-Connected Death).

FJB: TLC: mb

Barbosa, Rachel (SCD death).docx

Attachment

NOTED AND REVIEWED:


Francis J. Boyd, Sr. Staff Counsel

Date: 8/23/21



August 23, 2021

TO: Each Trustee
Board of Retirement

FROM: Tamara L. Caldwell, Acting Division Manager
Disability Retirement Services Division

FOR: September 1, 2021 Board of Retirement Meeting

SUBJECT: **DISMISS WITH PREJUDICE THE APPEAL OF XOCHITL MERCADO**

Ms. Xochitl Mercado applied for a service-connected disability retirement on December 6, 2017. On November 21, 2019, the Board denied her application for service-connected disability retirement and granted her a nonservice-connected disability retirement with the option of an earlier effective date.

Ms. Mercado filed a timely appeal. On August 6, 2021, Ms. Mercado submitted a letter requesting to withdraw her appeal for a service-connected disability retirement.

IT IS THEREFORE RECOMMENDED THAT THE BOARD:

Dismiss with prejudice Xochitl Mercado's appeal for a service-connected disability retirement.

FJB: TLC: mb

Mercado, Xochitl.docx

Attachment

NOTED AND REVIEWED:

Francis J. Boyd, Sr. Staff Counsel

Date: 8/23/21

August 19, 2021

TO: Each Trustee
Board of Retirement

FROM: Insurance, Benefits and Legislative Committee
Les Robbins, Chair
Vivian H. Gray, Vice Chair
Shawn R. Kehoe
Ronald A. Okum
Wayne Moore, Alternate

FOR: September 1, 2021 Board of Retirement Meeting

SUBJECT: **H.R. 2337—Public Servants Protection and Fairness Act of 2021**

Author: Neal [D-MA]

Sponsor: Author and 176 co-sponsors

Introduced: April 1, 2021

*Status: Referred to House Committee on Ways and Means
(04/01/2021)*

IBLC Recommendation: Support (08/12/2021)

Staff Recommendation: Support

RECOMMENDATION

That the Board of Retirement adopt a “Support” position on H.R. 2337, which would enact the “Public Servants Protection and Fairness Act of 2021.”

LEGISLATIVE POLICY STANDARD

H.R. 2337 would not repeal the Windfall Elimination Provision (WEP) but would provide a proportional formula for new retirees beginning in 2023; the bill does not address the Government Pension Offset (GPO). Although the Board of Retirement (BOR) has traditionally supported repeal¹ of the WEP and GPO, the BOR has also supported H.R. 4540 (Neal, 2019), the prior version of this bill, and honored House Ways & Means Committee Chair Richard Neal’s request in March 2021 to provide updated support letters for his staff to gather support from the bill’s original cosponsors to reintroduce this bill.

¹ S. 1302 (Brown), which would repeal the WEP and GPO, is submitted under separate cover at this meeting of September 1, 2021. In May 2021, the Board of Retirement supported H.R. 82 (Davis), which is the House version of S. 1302.

SUMMARY

H.R. 2337 would provide a new proportional formula for retirees eligible for Social Security benefits starting in 2023 and provide an additional monthly payment to retirees currently affected by the WEP.

ANALYSIS

Existing Law

Social Security benefits are designed to replace a percentage of a worker's pre-retirement earnings. A Social Security benefit is calculated by separating average monthly earnings into three amounts known as "bend points." Each bend point is multiplied by a percentage, and the total of the three amounts is the Social Security benefit.

For example, for a worker who turns 62 in 2021, the first \$996 of average monthly earnings is multiplied by 90 percent, earnings between \$996 and \$6,002 are multiplied by 32 percent, and the earnings over \$6,002 are multiplied by 15 percent. The benefit amount is decreased or increased depending on whether the worker begins receiving benefits before or after full retirement age.

The WEP reduces the Social Security benefit of workers who qualify for a pension from a government employer that does not participate in Social Security, unless the worker has 30 years or more of substantial earnings. The percentage that is multiplied against the first \$996 of average monthly earnings is reduced from 90 percent to as low as 40 percent, based on years of substantial earnings. The reduction of the Social Security benefit under the WEP cannot exceed more than one-half of the worker's government pension amount.

This Bill

On or after 2023. H.R. 2337 would provide a proportional formula to calculate Social Security benefits for workers who receive a government pension from noncovered employment beginning in 2023. This new formula would prorate the Social Security benefit based on the proportion of covered employment to total covered and noncovered employment.

Social Security's Office of the Chief Actuary estimates that if the proportional formula in 2018 had been applied to current beneficiaries affected by the WEP, about 69 percent of them would have received a higher average monthly benefit (on average, \$74 higher from \$474 per month to \$548 per month), whereas 31 percent would have had no change in their average benefits of \$643 per month.

Since the proportional formula could reduce benefits in some cases even further than the current WEP formula, the bill would also provide a protection provision that all future beneficiaries receive the higher of the benefit under the two formulas.

Before 2023. WEP-affected beneficiaries who became eligible for Social Security benefits before 2023 would receive an additional monthly payment that would offset a portion of the WEP reduction. Currently, the maximum dollar amount of monthly WEP reduction in 2021 is \$498 for new beneficiaries with 20 or fewer years of substantial earnings. H.R. 2337 would provide retired workers (but not dependents) an amount equal to the WEP reduction up to \$150 per month.²

Other provisions. H.R. 2337 also provides for improvements in the reporting of noncovered earnings in Social Security account statements for estimating the WEP adjustment and for improvements to the collection and sharing of information related to state and local noncovered pensions.

Pro

Provides some Social Security benefit increases to WEP-affected beneficiaries.

Uses a more precise formula than the WEP to calculate a Social Security benefit replacement rate for future retirees based on covered employment.

Con

Does not repeal the WEP for current retirees.

Additional monthly payment of \$150 for current retirees offsets about one-third of the current maximum monthly WEP reduction of \$498.

IT IS THEREFORE RECOMMENDED THAT THE BOARD adopt a “Support” position on H.R. 2337, which would enact the “Public Servants Protection and Fairness Act of 2021.”

Attachments

Attachment 1—Board Positions Adopted on Related Legislation

Attachment 2—Support and Opposition

H.R. 2337 (Neal) as introduced on April 1, 2021

Public Servants Protection and Fairness Act of 2021 Summary

Public Servants Protection and Fairness Act of 2021 Section-by-Section Summary

Windfall Elimination Provision Fact Sheet

² The WEP reduction amount is \$149.40 for those with 27 years of substantial earnings. Therefore, those with less than 27 years of substantial earnings would not have a full offset of their WEP reduction based on the additional monthly payment of \$150.

H.R. 2337
Board of Retirement
August 19, 2021
Page 4

cc: Santos H. Kreimann
Luis Lugo
JJ Popowich
Steven P. Rice
Tony Roda, Williams & Jensen

BOARD POSITIONS ADOPTED ON RELATED LEGISLATION

H.R. 82 (2021, in committee) would amend the Social Security Act to repeal the Government Pension Offset and the Windfall Elimination Provision. The Board of Retirement adopted a “Support” position.

AJR 9 (Resolution Chapter 78, Statutes of 2021) requested the President and the Congress of the United States to pass legislation repealing the Government Pension Offset and Windfall Elimination Provision from the Social Security Act. The Board of Retirement adopted a “Support” position.

H.R. 4540 (2019, held in committee) would amend the Social Security Act to provide an equitable Social Security formula for individuals with noncovered employment and to provide relief for individuals currently affected by the Windfall Elimination Provision. The Board of Retirement adopted a “Support” position.

H.R. 3934 (2019, held in committee) would amend the Social Security Act to replace the Windfall Elimination Provision with a formula equalizing benefits for certain individuals with noncovered employment. The Board of Retirement adopted a “Support” position.

H.R. 141 (2019, held in committee) would amend the Social Security Act to repeal the Government Pension Offset and the Windfall Elimination Provision. The Board of Retirement adopted a “Support” position.

S. 521 (2019, held in committee) would amend the Social Security Act to repeal the Government Pension Offset and the Windfall Elimination Provision. The Board of Retirement adopted a “Support” position.

SJR 3 (Resolution Chapter 129, Statutes of 2019) requested the President and the Congress of the United States to pass legislation repealing the Government Pension Offset and Windfall Elimination Provision from the Social Security Act. The Board of Retirement adopted a “Support” position.

H.R. 1205 (2017, held in committee) would have amended the Social Security Act to repeal the Government Pension Offset and the Windfall Elimination Provision. The Board of Retirement adopted a “Support” position.

S. 915 (2017, held in committee) would have amended the Social Security Act to repeal the Government Pension Offset and the Windfall Elimination Provision. The Board of Retirement adopted a “Support” position.

SJR 1 (Resolution Chapter 92, Statutes of 2015) requested the President and the Congress of the United States to pass legislation repealing the Government Pension

H.R. 2337

Attachment 1—Board Positions Adopted on Related Legislation

Insurance, Benefits and Legislative Committee

July 30, 2021

Page 2

Offset and Windfall Elimination Provision from the Social Security Act. The Board of Retirement adopted a “Support” position.

H.R. 711 (2015, held in committee) would have amended the Social Security Act to replace the Windfall Elimination Provision with a new formula for the treatment of noncovered earnings in determining Social Security benefits for individuals who become eligible for benefits after 2016. It would have established a second formula to modify the Windfall Elimination Provision for current beneficiaries. The Board of Retirement adopted a “Watch” position.

H.R. 973 (2015, held in committee) would have amended the Social Security Act to repeal the Government Pension Offset and the Windfall Elimination Provision. The Board of Retirement adopted a “Support” position.

S. 1651 (2015, held in committee) would have amended the Social Security Act to repeal the Government Pension Offset and the Windfall Elimination Provision. The Board of Retirement adopted a “Support” position.

H.R. 1332 (2011, held in committee) would have amended the Social Security Act to repeal the Government Pension Offset and the Windfall Elimination Provision. The Board of Retirement adopted a “Support” position.

AJR 10 (Resolution Chapter 103, Statutes of 2009) requested the President and the Congress of the United States to pass legislation repealing the Government Pension Offset and Windfall Elimination Provision from the Social Security Act. The Board of Retirement adopted a “Support” position.

S. 484 (2009, held in committee) would have amended the Social Security Act to repeal the Government Pension Offset and the Windfall Elimination Provision. The Board of Retirement adopted a “Support” position.

AJR 5 (Resolution Chapter 116, Statutes of 2007) requested the President and the Congress of the United States to pass legislation repealing the Government Pension Offset and Windfall Elimination Provision from the Social Security Act. The Board of Retirement adopted a “Support” position.

SUPPORT

National Organizations

Alliance for Retired Americans (ARA)
American Federation of Teachers (AFT)
Fraternal Order of Police (FOP)
International Association of Fire Fighters (IAFF)
International Union of Police Associations (IUPA)
National Active and Retired Federal Employees Association (NARFE)
National Association of Retired ASCS/FSA Office Employees (RASCOE)
National Association of Police Organizations (NAPO)
National Committee to Preserve Social Security and Medicare (NCPSSM)
National Conference of State Social Security Administrators (NCSSSA)
National Education Association (NEA)
National Sheriffs' Association (NSA)
Public Retirees Alliance
Service Employees International Union (SEIU)
Social Security Works
United Postmasters and Managers of America (UPMA)

State and Local Organizations

American Federation of Teachers (AFT)—Massachusetts
Association of Texas Professional Educators (ATPE)
Los Angeles County Employees Retirement Association (LACERA)
Louisiana Association of Chiefs of Police (LACP)
Louisiana Sheriffs' Association (LSA)
Mass Retirees
Massachusetts Coalition of Police (Mass COP)
New England Police Benevolent Association (NEPBA)
Oakland Police Officers' Association (OPOA)
Ohio Public Employees Retirement System (OPERS)
Police Officers Research Association of California (PORAC)
Retired Educators Association of Massachusetts (REAM)
Texas Retired Teachers Association (TRTA)
Western States Sheriffs' Association (WSSA)

OPPOSITION

Unknown

117TH CONGRESS
1ST SESSION

H. R. 2337

To amend title II of the Social Security Act to provide an equitable Social Security formula for individuals with noncovered employment and to provide relief for individuals currently affected by the Windfall Elimination Provision.

IN THE HOUSE OF REPRESENTATIVES

APRIL 1, 2021

Mr. NEAL (for himself, Mr. THOMPSON of California, Mr. LARSON of Connecticut, Mr. BLUMENAUER, Mr. PASCRELL, Mr. DANNY K. DAVIS of Illinois, Ms. SÁNCHEZ, Mr. HIGGINS of New York, Ms. SEWELL, Ms. DELBENE, Ms. CHU, Ms. MOORE of Wisconsin, Mr. KILDEE, Mr. BRENDAN F. BOYLE of Pennsylvania, Mr. BEYER, Mr. EVANS, Mr. SCHNEIDER, Mr. SUOZZI, Mr. PANETTA, Mr. GOMEZ, Mr. HORSFORD, Ms. PLASKETT, Ms. SPANBERGER, Mr. SCHIFF, Mr. SMITH of Washington, Mr. ESPAILLAT, Mr. GREEN of Texas, Mr. LOWENTHAL, Mr. SIRES, Mr. HASTINGS, Ms. ADAMS, Mr. CARSON, Mr. KIM of New Jersey, Mr. LEVIN of Michigan, Ms. KUSTER, Ms. ESHOO, Mr. BROWN, Mr. DELGADO, Ms. PRESSLEY, Ms. LEE of California, Mr. THOMPSON of Mississippi, Ms. MCCOLLUM, Mr. FOSTER, Mr. KEATING, Mr. RUSH, Mrs. WATSON COLEMAN, Mr. SHERMAN, Mrs. CAROLYN B. MALONEY of New York, Mr. CRIST, Ms. PINGREE, Mr. PAPPAS, Mr. GARCÍA of Illinois, Mrs. AXNE, Mr. ALLRED, Mr. LAMB, Mr. SOTO, Mr. CICILLINE, Mr. TRONE, Mr. KILMER, Ms. DEGETTE, Ms. TITUS, Mr. PAYNE, Mr. RUPPERSBERGER, Mr. PERLMUTTER, Ms. JOHNSON of Texas, Mrs. LURIA, Ms. NORTON, Ms. SLOTKIN, Mr. VELA, Ms. MENG, Mrs. NAPOLITANO, Mr. MEEKS, Mr. SABLAN, Mr. JEFFRIES, Mr. CUELLAR, Ms. SPEIER, Mrs. HAYES, Mr. AUCHINCLOSS, Mr. LANGEVIN, Mr. RASKIN, Ms. SCHKOWSKY, Mr. GOLDEN, Mr. HUFFMAN, Mr. MCNERNEY, Mr. NADLER, Mr. MCGOVERN, Mr. CASTRO of Texas, Mr. COURTNEY, Mr. NEGUSE, Mr. GARAMENDI, Mr. GOTTHEIMER, Mrs. BEATTY, Mr. VARGAS, Ms. BROWNLEY, Ms. CLARK of Massachusetts, Ms. CASTOR of Florida, Ms. SCHRIER, Ms. BLUNT ROCHESTER, Mrs. TRAHAN, Mr. CORREA, Ms. ROYBAL-ALLARD, Mrs. MCBATH, Ms. DEAN, Mr. VEASEY, Ms. KAPTUR, Mr. DESAULNIER, Mr. POCAN, Ms. SCANLON, Mr. CARTWRIGHT, Mr. MICHAEL F. DOYLE of Pennsylvania, Mr. LEVIN of California, Ms. SHERRILL, Ms. BARRAGÁN, Mrs. TORRES of California, Mr. TONKO, Mr. WELCH, Ms. JAYAPAL, Mr. KRISHNAMOORTHY, Ms. TLAIB, Mr. GRIJALVA, Mr. KHANNA, Ms. KELLY of Illinois, Mr. GALLEGU, Mr.

CARBAJAL, Mr. BISHOP of Georgia, Mr. PETERS, Mr. SEAN PATRICK MALONEY of New York, Mr. MOULTON, Mr. LYNCH, Mr. COHEN, Ms. BONAMICI, Ms. GARCIA of Texas, Mr. DEUTCH, Mr. RYAN, Mr. CÁRDENAS, Mrs. DEMINGS, Ms. ESCOBAR, Mr. VICENTE GONZALEZ of Texas, Ms. CLARKE of New York, and Ms. LOFGREN) introduced the following bill; which was referred to the Committee on Ways and Means

A BILL

To amend title II of the Social Security Act to provide an equitable Social Security formula for individuals with noncovered employment and to provide relief for individuals currently affected by the Windfall Elimination Provision.

1 *Be it enacted by the Senate and House of Representa-*
 2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Public Servants Pro-
 5 tection and Fairness Act of 2021”.

6 **SEC. 2. ALTERNATIVE FORMULA EQUALIZING BENEFITS**

7 **FOR CERTAIN INDIVIDUALS WITH NON-**
 8 **COVERED EMPLOYMENT.**

9 (a) IN GENERAL.—Section 215(a) of the Social Secu-
 10 rity Act (42 U.S.C. 415(a)) is amended by inserting after
 11 paragraph (7) the following:

12 “(8)(A) In the case of an individual whose primary
 13 insurance amount would be computed under paragraph
 14 (1) of this subsection—

1 “(i) who first becomes eligible for an old-age or
2 disability insurance benefit after 2022 and who sub-
3 sequently becomes entitled to such benefit;

4 “(ii) who has earnings derived from noncovered
5 service performed in a year after 1977 and is enti-
6 tled to a monthly periodic payment based on such
7 earnings; and

8 “(iii) who has less than 30 years of coverage
9 (as defined for purposes of paragraph (7)(D)),

10 the primary insurance amount of such individual shall be
11 the higher of the amount computed or recomputed under
12 paragraph (7) without regard to this paragraph or the
13 amount computed or recomputed under this paragraph.

14 “(B) The primary insurance amount of an individual
15 described in subparagraph (A), as computed or recom-
16 puted under this paragraph, shall be the product derived
17 by multiplying—

18 “(i) the individual’s primary insurance amount,
19 as determined under paragraph (1) of this sub-
20 section and subparagraph (C) of this paragraph, by

21 “(ii) a fraction—

22 “(I) the numerator of which is the individ-
23 ual’s average indexed monthly earnings (deter-
24 mined without regard to subparagraph (C)),

25 and

1 “(II) the denominator of which is an
2 amount equal to the individual’s average in-
3 dexed monthly earnings (as determined under
4 subparagraph (C)),
5 rounded, if not a multiple of \$0.10, to the next lower mul-
6 tiple of \$0.10.

7 “(C)(i) For purposes of determining an individual’s
8 primary insurance amount and average indexed monthly
9 earnings pursuant to clauses (i) and (ii)(II) of subpara-
10 graph (B), the individual’s average indexed monthly earn-
11 ings shall be determined by treating all recorded non-
12 covered earnings (as defined in clause (ii)(I)) derived by
13 the individual from noncovered service performed in each
14 year after 1977 as ‘wages’ (as defined in section 209 for
15 purposes of this title), which shall be treated as included
16 in the individual’s adjusted total covered earnings (as de-
17 fined in clause (ii)(II)) for such calendar year together
18 with amounts consisting of ‘wages’ (as so defined without
19 regard to this subparagraph) paid during such calendar
20 year and self-employment income (as defined in section
21 211(b)) for taxable years ending with or during such cal-
22 endar year.

23 “(ii) For purposes of this subparagraph:

24 “(I) The term ‘recorded noncovered earnings’
25 means earnings derived from noncovered service

1 (other than noncovered service as a member of a
2 uniformed service (as defined in section 210(m))) for
3 which satisfactory evidence is determined by the
4 Commissioner to be available in the records of the
5 Commissioner.

6 “(II) The term ‘adjusted total covered earnings’
7 means, in connection with an individual for any cal-
8 endar year, the sum of the wages paid to the indi-
9 vidual during such calendar year (as adjusted under
10 subsection (b)(3)) plus the self-employment income
11 derived by the individual during any taxable year
12 ending with or during such calendar year (as ad-
13 justed under subsection (b)(3)).

14 “(iii) The Commissioner of Social Security shall pro-
15 vide by regulation or other public guidance for methods
16 for determining whether satisfactory evidence is available
17 in the records of the Commissioner for earnings for non-
18 covered service (other than noncovered service as a mem-
19 ber of a uniformed service (as defined in section 210(m)))
20 to be treated as recorded noncovered earnings. Such meth-
21 ods shall provide for reliance on earnings information pro-
22 vided to the Commissioner by employers and which, as de-
23 termined by the Commissioner, constitute a reasonable
24 basis for treatment of earnings for noncovered service as
25 recorded noncovered earnings. In making determinations

1 under this clause, the Commissioner shall also take into
2 account any documentary or other evidence of earnings de-
3 rived from noncovered service by an individual which is
4 provided by the individual to the Commissioner and which
5 the Commissioner considers appropriate as a reasonable
6 basis for treatment of such earnings as recorded non-
7 covered earnings.

8 “(iv) In the case of any individual who, at the time
9 of application for old-age or disability insurance benefits
10 under this title, has recorded noncovered earnings in an
11 amount the Commissioner of Social Security determines
12 may entitle the individual to a monthly periodic payment
13 based on such earnings (but whose application does not
14 report such a monthly periodic payment), the Commis-
15 sioner shall reconfirm with the individual whether such a
16 monthly periodic payment is being paid in order to ensure
17 the proper application of paragraph (7) and this para-
18 graph.

19 “(D) Upon the death of an individual whose primary
20 insurance amount is computed or recomputed under this
21 paragraph, such primary insurance amount shall be com-
22 puted or recomputed under paragraph (1) of this sub-
23 section.

24 “(E) In the case of any individual whose primary in-
25 surance amount would be computed under this paragraph

1 who first becomes entitled after 1985 to a monthly peri-
2 odic payment made by a foreign employer or foreign coun-
3 try that is based in whole or in part upon noncovered serv-
4 ice, the primary insurance amount of such individual shall
5 be computed or recomputed under paragraph (7) or para-
6 graph (1), as applicable, for months beginning with the
7 first month of the individual’s initial entitlement to such
8 monthly periodic payment.”.

9 (b) CONFORMING AMENDMENTS.—Section
10 215(a)(7)(A) of such Act (42 U.S.C. 415(a)(7)(A)) is
11 amended—

12 (1) by striking “hereafter in this paragraph and
13 in subsection (d)(3)” and inserting “in this para-
14 graph, paragraph (8), and subsection (d)(3)”; and

15 (2) by striking “shall be computed or recom-
16 puted” and inserting “shall, subject to paragraph
17 (8), be computed or recomputed”.

18 (c) EFFECTIVE DATE.—The amendments made by
19 this section shall apply with respect to monthly insurance
20 benefits payable on or after January 1, 2023.

1 **SEC. 3. ADDITIONAL MONTHLY PAYMENT FOR CERTAIN IN-**
2 **DIVIDUALS WHOSE BENEFIT AMOUNT IS RE-**
3 **DUCTION BY THE WINDFALL ELIMINATION**
4 **PROVISION.**

5 (a) IN GENERAL.—Section 215(a) of such Act (42
6 U.S.C. 415(a)), as amended by section 2(a), is further
7 amended by adding at the end the following:

8 “(9)(A) For any month beginning at least 270 days
9 after the date of the enactment of the Public Servants
10 Protection and Fairness Act of 2021, the Commissioner
11 of Social Security shall, subject to subparagraphs (D) and
12 (E), make an additional monthly payment to each indi-
13 vidual who is an eligible individual for such month, in an
14 amount equal to the amount determined under subpara-
15 graph (C) with respect to such eligible individual.

16 “(B) For purposes of this paragraph, the term ‘eligi-
17 ble individual’ for a month means an individual (other
18 than an individual described in paragraph (8)(E)) who—

19 “(i) first becomes eligible for an old-age or dis-
20 ability insurance benefit under this title before 2023;
21 and

22 “(ii) is entitled to an old-age or disability insur-
23 ance benefit under this title for such month based
24 on a primary insurance amount that was computed
25 or recomputed under paragraph (7) (and not subse-

1 quently recomputed under any other paragraph of
2 this subsection).

3 For purposes of clause (i), an individual shall be deemed
4 eligible for a benefit for a month if, upon filing application
5 therefor in such month, the individual would be entitled
6 to such benefit for such month. For purposes of clause
7 (ii), an individual shall be deemed entitled to a benefit
8 based on a primary insurance amount that was computed
9 or recomputed under paragraph (7) if such benefit would
10 be based on such a primary insurance amount but for the
11 application of paragraph (1)(C).

12 “(C)(i) The amount determined under this paragraph
13 with respect to an eligible individual is \$150, except that
14 in any case in which the amount by which the primary
15 insurance amount of such eligible individual that would
16 be computed for the individual’s initial computation month
17 under this subsection without regard to paragraph (7) ex-
18 ceeds the primary insurance amount of such eligible indi-
19 vidual computed for such month under this subsection
20 (taking paragraph (7) into account) is less than \$150, the
21 amount determined under this paragraph shall equal the
22 amount of such excess.

23 “(ii) For purposes of this subparagraph, the term
24 ‘initial computation month’ means, with respect to an indi-
25 vidual, the later of—

1 “(I) the 1st month beginning at least 270 days
2 after the date of the enactment of the Public Serv-
3 ants Protection and Fairness Act of 2021; or

4 “(II) the 1st month for which the individual’s
5 primary insurance amount is computed or recom-
6 puted under paragraph (7).

7 “(D) In any case in which this title provides that no
8 monthly benefit under section 202 or 223 shall be paid
9 to an individual for a month, no additional monthly pay-
10 ment shall be paid to the individual for such month. This
11 subparagraph shall not apply in the case of an individual
12 whose monthly benefit under section 202 or 223 is re-
13 duced, regardless of the amount of the reduction, based
14 on—

15 “(i) the individual’s receipt of other income or
16 benefits for such month; or

17 “(ii) the adjustment or recovery of an overpay-
18 ment under section 204.

19 “(E) Except for purposes of adjustment or recovery
20 of an overpayment under section 204, an additional
21 monthly payment under this paragraph shall not be sub-
22 ject to any reduction or deduction under this title.

23 “(F) Whenever benefit amounts under this title are
24 increased by any percentage effective with any month as
25 a result of a determination made under subsection (i),

1 each additional monthly payment amount payable to an
2 eligible individual under this paragraph shall be increased
3 by the same percentage for months beginning with such
4 month.

5 “(G) The amount of any additional monthly payment
6 under this paragraph shall be disregarded for purposes of
7 determining the eligibility or benefit amount of an indi-
8 vidual for supplemental security income benefits payable
9 under title XVI of the Social Security Act, but only if such
10 individual—

11 “(i) is eligible for a cash benefit payable under
12 section 1611, section 1619(a), or section 1631(a)(7)
13 for the 1st month beginning at least 270 days after
14 the date of the enactment of the Public Servants
15 Protection and Fairness Act of 2021;

16 “(ii) is an individual described in section
17 1619(b) for such month; or

18 “(iii) is eligible for a State supplementary pay-
19 ment for such month of the type referred to in sec-
20 tion 1616(a) (or payments of the type described in
21 section 212(a) of Public Law 93–66) which are paid
22 by the Commissioner under an agreement referred to
23 in section 1616(a) (or section 212(a) of Public Law
24 93–66).”.

1 (b) EFFECTIVE DATE.—The amendments made by
2 this section shall apply with respect to monthly insurance
3 benefits payable for months beginning at least 270 days
4 after the date of the enactment of this Act.

5 **SEC. 4. IMPROVEMENT IN SOCIAL SECURITY ACCOUNT**
6 **STATEMENTS FOR PUBLIC SERVANTS.**

7 (a) IN GENERAL.—Section 1143(a) of the Social Se-
8 curity Act (42 U.S.C. 1320b–13(a)) is amended—

9 (1) in paragraph (2)—

10 (A) by redesignating subparagraphs (B)
11 through (E) as subparagraphs (C) through (F);

12 (B) by inserting after subparagraph (A)
13 the following:

14 “(B) the amount of earnings derived by
15 the eligible individual from service performed
16 after 1977 which did not constitute employment
17 (as defined in section 210), not including serv-
18 ice as a member of a uniformed service (as de-
19 fined in section 210(m)), as shown by the
20 records of the Commissioner at the date of the
21 request;” and

22 (C) in subparagraph (E) (as redesignated
23 by subparagraph (A)), by inserting “(in the
24 case of an eligible individual described in para-
25 graph (3)(C)(ii), calculated using a primary in-

1 insurance amount estimated pursuant to para-
2 graph (8) of section 215(a) and including a no-
3 tation indicating the use of such method of cal-
4 culation)” after “account”; and

5 (2) in paragraph (3)(C)(ii)—

6 (A) by striking “wages or self-employment
7 income” and inserting “wages, self-employment
8 income, and earnings derived from noncovered
9 service (within the meaning of section
10 215(a)(7))”; and

11 (B) by striking “of noncovered employ-
12 ment” and inserting “that the individual’s pri-
13 mary insurance amount will be computed under
14 paragraph (7) or (8) of section 215(a)”.

15 (b) CONFORMING AMENDMENTS.—Section 1143 of
16 the Social Security Act (42 U.S.C. 1320b–13) is amend-
17 ed—

18 (1) in subsection (a)(2)(F) (as redesignated by
19 subsection (a)(1)(A) of this section), by striking
20 “sections 202(k)(5) and 215(a)(7)” and all that fol-
21 lows through “auxiliary benefits” and inserting “sec-
22 tions 202(k)(5), 215(a)(7), and 215(a)(8)”; and

23 (2) in subsection (d)(1)—

24 (A) by striking “maximum”; and

1 (B) by striking “section 215(a)(7)” and in-
2 serting “sections 215(a)(7) and 215(a)(8)”.

3 (c) EFFECTIVE DATE.—The amendments made by
4 this section shall apply with respect to Social Security ac-
5 count statements issued on or after January 1, 2023.

6 **SEC. 5. STUDY ON AVAILABILITY OF INFORMATION RELAT-**
7 **ING TO RETIREMENT PLANS.**

8 (a) IN GENERAL.—The Comptroller General shall
9 conduct a study to determine the extent to which State
10 and local governments (or their designees) that maintain
11 retirement plans for their employees possess or otherwise
12 have access to information sufficient to determine what
13 amount of a participant’s benefits under such plan are
14 based on noncovered service (within the meaning of section
15 215(a)(7) of the Social Security Act (42 U.S.C.
16 415(a)(7))).

17 (b) REPORT.—Not later than 2 years after the date
18 of the enactment of this Act, the Comptroller General shall
19 submit a report to the Committee on Ways and Means
20 of the House of Representatives and the Committee on
21 Finance of the Senate on the results of the study described
22 in subsection (a).

1 **SEC. 6. HOLD HARMLESS FOR THE SOCIAL SECURITY**
2 **TRUST FUNDS.**

3 There are appropriated, out of any moneys in the
4 Treasury not otherwise appropriated, to each of the Fed-
5 eral Old-Age and Survivors Insurance Trust Fund and the
6 Federal Disability Insurance Trust Fund for each fiscal
7 year such amounts as the chief actuary of the Social Secu-
8 rity Administration shall certify are necessary to place
9 each such Trust Fund in the same position at the end
10 of such fiscal year as it would have been in if the amend-
11 ments made by this Act had not been enacted.

○



HOUSE COMMITTEE ON WAYS & MEANS

CHAIRMAN RICHARD E. NEAL

Public Servants Protection and Fairness Act of 2021

The Public Servants Protection and Fairness Act of 2021 fixes the Windfall Elimination Provision (WEP) by introducing a new proportional formula, provides meaningful WEP relief to current retirees, includes a benefit guarantee so that no current or future retirees can be worse off as a result of the bill, and ensures that public servants across the nation can retire with the security and dignity they deserve.

Originally, the WEP was intended to equalize the Social Security benefit formula for workers with similar earnings histories, both inside and outside of the Social Security system. However, in practice, it has unfairly penalized many public employees. Currently, 1.9 million Social Security beneficiaries are affected by the WEP. The much-needed reform in this bill provides meaningful WEP relief to current retirees and public employees while treating all workers fairly.

Current Retirees: Immediate Relief Payments

The bill provides immediate relief to current Social Security beneficiaries affected by the WEP. Current beneficiaries (and those turning 62 before 2023) who are affected by the WEP due to their own public service work will receive an extra \$150 a month, starting nine months after enactment and continuing for as long as the eligible individuals are receiving Social Security benefits. The relief amount cannot exceed the size of each person's current WEP reduction.

Future Retirees: New Formula and Benefit Guarantee

Future retirees (those turning 62 in 2023 and later) will be eligible for a new, fairer benefit formula, called the Public Servant Protection (PSP) formula. The PSP formula calculates benefit amounts based on the proportion of lifetime earnings covered by Social Security.

The Public Servants Protection and Fairness Act of 2021 includes critical protections to ensure that no one receives a lower benefit a result of this legislation. First, it *maintains the current WEP exemptions* (i.e., for individuals not receiving a pension, and for those with 30 years of coverage) and extends them to the PSP as well. That is, people are exempt from both the PSP and the WEP if they have 30 or more years of coverage or if they do not receive any pension based on their state or local employment.

In addition, the bill provides *a benefit guarantee* for all future retirees: if someone's PSP benefit is not as high as their WEP benefit, they will automatically receive the higher benefit. This guarantee is permanent, applying to all future retirees.

About seven in 10 future retirees affected by the WEP will receive a higher benefit under the new PSP formula, with the increase averaging about \$75 a month. The remaining three in 10 are protected by the benefit guarantee and will see no change in benefits because they already receive higher benefits under the WEP than they would under the proportional formula due to their specific earnings patterns. They will get to keep that higher amount. Finally, the bill shields millions of other public servants from being newly subjected to the WEP or PSP.

Additional Provisions

The bill also improves the *Social Security Statement* for affected workers, so that future benefit amounts will not be a surprise. Finally, it protects the Social Security trust funds with general revenue transfers to cover these costs, so as not to penalize other workers' retirement security even as we correct the urgent problems with the WEP.



Public Servants Protection and Fairness Act of 2021 **Section-by-Section Summary**

Section 1: Title.

The short title for the bill is the Public Servants Protection and Fairness Act of 2021.

Section 2: Alternative Formula Equalizing Benefits for Certain Individuals with Non-Covered Employment.

This section creates an alternative formula for new retirees who become eligible for benefits starting in 2023. It creates a new Public Servant Protection (PSP) formula based on all employment in covered and noncovered jobs, paying Social Security benefits in proportion to the share of a worker's earnings that were covered for Social Security purposes. The PSP formula will apply to workers who are receiving a pension based on noncovered earnings *and* who have less than 30 years of substantial work in Social Security covered employment. Individuals will receive the higher of the two formulas, PSP or the current Windfall Elimination Provision (WEP). This approach ensures both *fairness* (an equitable benefit formula based on actual earnings) and *protection* (no benefit cuts relative to current law) for all public servants.

Section 3: Additional Monthly Payment for Certain Individuals Whose Benefit Amount is Reduced by the Windfall Elimination Provision.

This section provides immediate relief to current retirees (and those becoming eligible before 2023) who are affected by the WEP. This is intended to assist those WEP workers who are ineligible for the new formula simply because of their age. The relief payments will be \$150 a month to public-servant retirees affected by the WEP. The relief payments will begin nine months after enactment of the bill and will continue each month for as long as the eligible individuals are receiving Social Security benefits. The relief payment is limited to the amount of each worker's current WEP reduction.

Section 4: Improvement in Social Security Account Statements for Public Servants.

Social Security is required by law to mail annual *Social Security Statements* to all workers, informing them of their projected benefit amounts and prompting them to check the accuracy of their earnings records. This section requires the *Statements* to show noncovered as well as covered earnings records, and to use the new PSP formula for calculating the projected benefits for workers likely to be subject to this formula – in order to ensure that workers have the most accurate benefit projection possible.

Section 5: Study on Availability of Information Relating to Retirement Plans.

This section requires the Government Accountability Office (GAO) to report to Congress within two years on the extent to which state and local governments know whether the public employee pensions they pay are based on noncovered service. This will fill a critical knowledge gap for determining the feasibility of data exchanges or other reporting mechanisms on noncovered pensions.

Section 6: Hold Harmless for the Social Security Trust Funds.

This section provides for transfers from general revenues to cover all costs of this bill in order to place the Social Security trust funds in the same position as they would have been without the bill. This approach ensures that the bill does not penalize other workers' retirement security even as we correct the urgent problems with the WEP.



Windfall Elimination Provision

Your Social Security retirement or disability benefits can be reduced

The Windfall Elimination Provision can affect how we calculate your retirement or disability benefit. If you work for an employer who doesn't withhold Social Security taxes from your salary, such as a government agency or an employer in another country, any retirement or disability pension you get from that work can reduce your Social Security benefits.

When your benefits can be affected

This provision can affect you when you earn a retirement or disability pension from an employer who didn't withhold Social Security taxes **and** you qualify for Social Security retirement or disability benefits from work in other jobs for which you did pay taxes.

The Windfall Elimination Provision can apply if:

- You reached age 62 after 1985; or
- You became disabled after 1985; and
- You first became eligible for a monthly pension based on work where you didn't pay Social Security taxes after 1985. This rule applies even if you're still working.

This provision also affects Social Security benefits for people who performed federal service under the Civil Service Retirement System (CSRS) after 1956. We won't reduce your Social Security benefit amounts if you only performed federal service under a system such as the Federal Employees' Retirement System (FERS). Social Security taxes are withheld for workers under FERS.

How it works

Social Security benefits are intended to replace only some of a worker's pre-retirement earnings.

We base your Social Security benefit on your average monthly earnings adjusted for average wage growth. We separate your average earnings into three amounts and multiply the amounts using three factors to compute your full Primary Insurance Amount (PIA). For example, for a worker who turns 62 in 2021, the first \$996 of average monthly earnings is multiplied by 90 percent; earnings between \$996 and \$6,002 are multiplied by 32 percent; and the balance by 15 percent. The sum of the three amounts equals the PIA, which is then decreased or increased depending

on whether the worker starts benefits before or after full retirement age (FRA). This formula produces the monthly payment amount.

When we apply this formula, the percentage of career average earnings paid to lower-paid workers is greater than higher-paid workers. For example, workers age 62 in 2021, with average earnings of \$3,000 per month could receive a benefit at FRA of \$1,537 (approximately 50 percent) of their pre-retirement earnings increased by applicable cost of living adjustments (COLAs). For a worker with average earnings of \$8,000 per month, the benefit starting at FRA could be \$2,798 (approximately 35 percent) plus COLAs. However, if either of these workers start benefits earlier than their FRA, we'll reduce their monthly benefit.

Why we use a different formula

Before 1983, people whose primary job wasn't covered by Social Security had their Social Security benefits calculated as if they were long-term, low-wage workers. They had the advantage of receiving a Social Security benefit representing a higher percentage of their earnings, plus a pension from a job for which they didn't pay Social Security taxes. Congress passed the Windfall Elimination Provision to remove that advantage.

Under the provision, we reduce the 90 percent factor in our formula and phase it in for workers who reached age 62 or became disabled between 1986 and 1989. For people who reach 62 or became disabled in 1990 or later, we reduce the 90 percent factor to as little as 40 percent.

Some exceptions

The Windfall Elimination Provision doesn't apply if:

- You're a federal worker first hired after December 31, 1983.
- You're an employee of a non-profit organization who was exempt from Social Security coverage on December 31, 1983, unless the non-profit organization waived exemption and did pay Social Security taxes, but then the waiver was terminated prior to December 31, 1983.
- Your only pension is for railroad employment.
- The only work you performed for which you didn't pay Social Security taxes was before 1957.
- You have 30 or more years of substantial earnings under Social Security.

The Windfall Elimination Provision doesn't apply to survivors benefits. We may reduce spouses, widows, or widowers benefits because of another law. For more information, read *Government Pension Offset* (Publication No. 05-10007).

Social Security years of substantial earnings

If you have 30 or more years of substantial earnings, we don't reduce the standard 90 percent factor in our formula. See the first table that lists substantial earnings for each year.

The second table shows the percentage used to reduce the 90 percent factor depending on the number of years of substantial earnings. If you have 21 to 29 years of substantial earnings, we reduce the 90 percent factor to between 45 and 85 percent. To see the maximum amount we could reduce your benefit, visit www.ssa.gov/benefits/retirement/planner/wep.html.

A guarantee

The law protects you if you get a low pension. We won't reduce your Social Security benefit by more than half of your pension for earnings after 1956 on which you didn't pay Social Security taxes.

Contacting Social Security

The most convenient way to do business with us from anywhere, on any device, is to visit www.ssa.gov. There are several things you can do online: apply for benefits; get useful information; find publications; and get answers to frequently asked questions.

When you open a personal *my* Social Security account, you have more capabilities. You can review your *Social Security Statement*, verify your earnings, and get estimates of future benefits. You can also print a benefit verification letter, change your direct deposit information, request a replacement Medicare card, get a replacement SSA-1099/1042S, and request a replacement Social Security card (if you have no changes and your state participates).

If you don't have access to the internet, we offer many automated services by telephone, 24 hours a day, 7 days a week. Call us toll-free at **1-800-772-1213** or at our TTY number, **1-800-325-0778**, if you're deaf or hard of hearing.

A member of our staff can answer your call from 7 a.m. to 7 p.m., Monday through Friday. We ask for your patience during busy periods since you may experience a high rate of busy signals and longer hold times to speak to us. We look forward to serving you.

Year	Substantial earnings	Year	Substantial earnings	Year	Substantial earnings
1937–1954	\$900	1989	\$8,925	2013	\$21,075
1955–1958	\$1,050	1990	\$9,525	2014	\$21,750
1959–1965	\$1,200	1991	\$9,900	2015–2016	\$22,050
1966–1967	\$1,650	1992	\$10,350	2017	\$23,625
1968–1971	\$1,950	1993	\$10,725	2018	\$23,850
1972	\$2,250	1994	\$11,250	2019	\$24,675
1973	\$2,700	1995	\$11,325	2020	\$25,575
1974	\$3,300	1996	\$11,625	2021	\$26,550
1975	\$3,525	1997	\$12,150		
1976	\$3,825	1998	\$12,675		
1977	\$4,125	1999	\$13,425		
1978	\$4,425	2000	\$14,175		
1979	\$4,725	2001	\$14,925		
1980	\$5,100	2002	\$15,750		
1981	\$5,550	2003	\$16,125		
1982	\$6,075	2004	\$16,275		
1983	\$6,675	2005	\$16,725		
1984	\$7,050	2006	\$17,475		
1985	\$7,425	2007	\$18,150		
1986	\$7,875	2008	\$18,975		
1987	\$8,175	2009–2011	\$19,800		
1988	\$8,400	2012	\$20,475		

Years of substantial earnings	Percentage
30 or more	90 percent
29	85 percent
28	80 percent
27	75 percent
26	70 percent
25	65 percent
24	60 percent
23	55 percent
22	50 percent
21	45 percent
20 or less	40 percent



Securing today
and tomorrow

August 19, 2021

TO: Each Trustee
Board of Retirement

FROM: Insurance, Benefits and Legislative Committee
Les Robbins, Chair
Vivian H. Gray, Vice Chair
Shawn R. Kehoe
Ronald A. Okum
Wayne Moore, Alternate

FOR: September 1, 2021 Board of Retirement Meeting

SUBJECT: **S. 1302—Social Security Fairness Act**

Author: Brown [D-OH]
Sponsor: Author and 33 co-sponsors
Introduced: April 22, 2021
Status: Read twice and referred to the Senate Committee on Finance (04/22/2021)

IBLC Recommendation: Support (08/12/2021)
Staff Recommendation: Support

RECOMMENDATION

That the Insurance, Benefits and Legislative Committee recommend that the Board of Retirement adopt a “Support” position on S. 1302, which would enact the “Social Security Fairness Act.”

LEGISLATIVE POLICY STANDARD

LACERA’s legislative policy standard is to support proposals that have a positive impact upon LACERA’s members (page 6). In addition, the Board Policy on Engagement (pages 2-3) provides that the Board has a full range of positions that may be lawfully taken to further Board objectives, including preventing adverse impact upon existing rights and interests. S. 1302 would repeal¹ the Windfall Elimination Provision (WEP) and the Government Pension Offset (GPO), which reduce or eliminate the Social Security benefits that LACERA members may have earned through service with the County of Los Angeles before January 1, 1983 (the effective date that the County withdrew its employees from Social Security) or through employment outside of the County.

¹ H.R. 2337 (Neal), which would not repeal the WEP and GPO but would provide a new proportional formula for new retirees eligible for Social Security and provide an additional monthly payment to retirees currently affected by the WEP, is submitted under separate cover at this meeting of September 1, 2021.

SUMMARY

S. 1302 would repeal the Windfall Elimination Provision and the Government Pension Offset of the Social Security Act.

ANALYSIS

Participation in Social Security by the County of Los Angeles

Prior to July 1, 1964. Employees of the County were not covered under Social Security because the County did not participate in Social Security.

July 1, 1964 through December 31, 1982. The County elected to participate in the Social Security system effective July 1, 1964. General members who were hired before July 1, 1964 were given the option to elect Social Security coverage and pay Social Security taxes retroactive to January 1, 1959 or date of hire, whichever was later. General members who were hired on or after July 1, 1964 were mandatorily covered under Social Security. Safety members were never participants under Social Security.

On and after January 1, 1983. The County withdrew its participation from Social Security effective January 1, 1983. As a result, some LACERA members may not have earned sufficient credits under County employment to be fully insured under Social Security, unless they had other employment that was covered by Social Security.

Windfall Elimination Provision (WEP)

Social Security benefits are designed to replace a percentage of a worker's pre-retirement earnings. A Social Security benefit is calculated by separating average monthly earnings into three amounts known as "bend points." Each bend point is multiplied by a percentage, and the total of the three amounts is the Social Security benefit.

For example, for a worker who turns 62 in 2021, the first \$996 of average monthly earnings is multiplied by 90 percent, earnings between \$996 and \$6,002 are multiplied by 32 percent, and earnings over \$6,002 are multiplied by 15 percent. The benefit amount is decreased or increased depending on whether the worker begins receiving benefits before or after full retirement age.

For workers who qualify for a pension from a government employer that does not participate in Social Security, the percentage that is multiplied against the first \$996 of average monthly earnings is reduced from 90 percent to as low as 40 percent, based on years of substantial earnings. Those who have 30 years or more of substantial earnings do not see a reduction of the 90-percent factor. Note that to protect workers who receive a low government pension, the reduction of the Social Security benefit under the WEP cannot exceed more than one-half of the worker's government pension amount.

Government Pension Offset (GPO)

Under the GPO, dependent benefits paid by Social Security to a spouse, widow, or widower would be offset by two-thirds of the government pension paid to that person. Therefore, in some cases, if a person receives a government pension and two-thirds of the pension benefit is greater than his or her own Social Security dependent benefits, the GPO will eliminate the Social Security dependent benefit.

Social Security Beneficiaries Affected by WEP and GPO

According to analyses of the WEP² and GPO³ by the Congressional Research Service, as of December 2020, the WEP affects 273,399 beneficiaries in California, consisting of retired workers, disabled workers, and spouses and children. Nationwide, the WEP affects 1,948,427 beneficiaries. The GPO affects 101,789 beneficiaries in California, consisting of spouses and widow(er)s. Nationwide, the GPO affects 716,662 beneficiaries.

Conclusion

For LACERA members who are eligible for a pension, the WEP and GPO reduce and, in some cases, eliminate the Social Security benefits that they earned through covered employment with the County of Los Angeles or become eligible for through their spouses. LACERA has traditionally supported legislation to repeal the WEP and GPO as well as resolutions by the California State Legislature urging the President and Congress of the United States to repeal the provisions.

IT IS THEREFORE RECOMMENDED THAT THE BOARD adopt a “Support” position on S. 1302, which would enact the “Social Security Fairness Act.”

Attachments

Attachment 1—Board Positions Adopted on Related Legislation

Attachment 2—Support and Opposition

S. 1302 (Brown) as introduced on April 22, 2021

Windfall Elimination Provision Fact Sheet

Government Pension Offset Fact Sheet

² Li, Z. (2021). *Social Security: The Windfall Elimination Provision (WEP)*. (CRS Report No. 98-35, updated February 4, 2021). Retrieved from <https://crsreports.congress.gov/product/pdf/RS/98-35>

³ Li, Z. (2021). *Social Security: The Government Pension Offset (GPO)*. (CRS Report No. RL32453, updated February 8, 2021). Retrieved from <https://crsreports.congress.gov/product/pdf/RL/RL32453>

S. 1302
Board of Retirement
August 19, 2021
Page 4

cc: Santos H. Kreimann
Luis Lugo
JJ Popowich
Steven P. Rice
Tony Roda, Williams & Jensen

BOARD POSITIONS ADOPTED ON RELATED LEGISLATION

H.R. 82 (2021, in committee) would amend the Social Security Act to repeal the Government Pension Offset and the Windfall Elimination Provision. The Board of Retirement adopted a “Support” position.

AJR 9 (Resolution Chapter 78, Statutes of 2021) requested the President and the Congress of the United States to pass legislation repealing the Government Pension Offset and Windfall Elimination Provision from the Social Security Act. The Board of Retirement adopted a “Support” position.

H.R. 4540 (2019, held in committee) would amend the Social Security Act to provide an equitable Social Security formula for individuals with noncovered employment and to provide relief for individuals currently affected by the Windfall Elimination Provision. The Board of Retirement adopted a “Support” position.

H.R. 3934 (2019, held in committee) would amend the Social Security Act to replace the Windfall Elimination Provision with a formula equalizing benefits for certain individuals with noncovered employment. The Board of Retirement adopted a “Support” position.

SJR 3 (Resolution Chapter 129, Statutes of 2019) requested the President and the Congress of the United States to pass legislation repealing the Government Pension Offset and Windfall Elimination Provision from the Social Security Act. The Board of Retirement adopted a “Support” position.

H.R. 141 (2019, held in committee) would amend the Social Security Act to repeal the Government Pension Offset and the Windfall Elimination Provision. The Board of Retirement adopted a “Support” position.

S. 521 (2019, held in committee) would amend the Social Security Act to repeal the Government Pension Offset and the Windfall Elimination Provision. The Board of Retirement adopted a “Support” position.

H.R. 1205 (2017, held in committee) would have amended the Social Security Act to repeal the Government Pension Offset and the Windfall Elimination Provision. The Board of Retirement adopted a “Support” position.

S. 915 (2017, held in committee) would have amended the Social Security Act to repeal the Government Pension Offset and the Windfall Elimination Provision. The Board of Retirement adopted a “Support” position.

SJR 1 (Resolution Chapter 92, Statutes of 2015) requested the President and the Congress of the United States to pass legislation repealing the Government Pension

Offset and Windfall Elimination Provision from the Social Security Act. The Board of Retirement adopted a “Support” position.

H.R. 711 (2015, held in committee) would have amended the Social Security Act to replace the Windfall Elimination Provision with a new formula for the treatment of noncovered earnings in determining Social Security benefits for individuals who become eligible for benefits after 2016. It would have established a second formula to modify the Windfall Elimination Provision for current beneficiaries. The Board of Retirement adopted a “Watch” position.

H.R. 973 (2015, held in committee) would have amended the Social Security Act to repeal the Government Pension Offset and the Windfall Elimination Provision. The Board of Retirement adopted a “Support” position.

S. 1651 (2015, held in committee) would have amended the Social Security Act to repeal the Government Pension Offset and the Windfall Elimination Provision. The Board of Retirement adopted a “Support” position.

H.R. 1332 (2011, held in committee) would have amended the Social Security Act to repeal the Government Pension Offset and the Windfall Elimination Provision. The Board of Retirement adopted a “Support” position.

AJR 10 (Resolution Chapter 103, Statutes of 2009) requested the President and the Congress of the United States to pass legislation repealing the Government Pension Offset and Windfall Elimination Provision from the Social Security Act. The Board of Retirement adopted a “Support” position.

S. 484 (2009, held in committee) would have amended the Social Security Act to repeal the Government Pension Offset and the Windfall Elimination Provision. The Board of Retirement adopted a “Support” position.

AJR 5 (Resolution Chapter 116, Statutes of 2007) requested the President and the Congress of the United States to pass legislation repealing the Government Pension Offset and Windfall Elimination Provision from the Social Security Act. The Board of Retirement adopted a “Support” position.

SUPPORT

Social Security Works

AFSCME

National Education Association

American Federation of Teachers

National Active and Retired Federal Employee Association

Strengthen Social Security Coalition

International Union of Police Associations

National Association of Police Organizations

Fraternal Order of Police

OPPOSITION

Unknown

117TH CONGRESS
1ST SESSION

S. 1302

To amend title II of the Social Security Act to repeal the Government pension offset and windfall elimination provisions.

IN THE SENATE OF THE UNITED STATES

APRIL 22, 2021

Mr. BROWN (for himself, Ms. COLLINS, Ms. MURKOWSKI, Mr. CASSIDY, Ms. SMITH, Ms. WARREN, Mr. BENNET, Mr. REED, Mr. LEAHY, Mr. CASEY, Mr. MURPHY, Mrs. MURRAY, Mr. MENENDEZ, Mr. WHITEHOUSE, Ms. STABENOW, Ms. CORTEZ MASTO, Mr. BLUMENTHAL, Ms. HASSAN, Mr. MERKLEY, Ms. BALDWIN, Ms. KLOBUCHAR, Mr. VAN HOLLEN, Mr. BOOKER, and Mr. SANDERS) introduced the following bill; which was read twice and referred to the Committee on Finance

A BILL

To amend title II of the Social Security Act to repeal the Government pension offset and windfall elimination provisions.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Social Security Fair-
5 ness Act”.

1 **SEC. 2. REPEAL OF GOVERNMENT PENSION OFFSET PROVI-**
2 **SION.**

3 (a) IN GENERAL.—Section 202(k) of the Social Secu-
4 rity Act (42 U.S.C. 402(k)) is amended by striking para-
5 graph (5).

6 (b) CONFORMING AMENDMENTS.—

7 (1) Section 202(b)(2) of the Social Security Act
8 (42 U.S.C. 402(b)(2)) is amended by striking “sub-
9 sections (k)(5) and (q)” and inserting “subsection
10 (q)”.

11 (2) Section 202(c)(2) of such Act (42 U.S.C.
12 402(c)(2)) is amended by striking “subsections
13 (k)(5) and (q)” and inserting “subsection (q)”.

14 (3) Section 202(e)(2)(A) of such Act (42
15 U.S.C. 402(e)(2)(A)) is amended by striking “sub-
16 section (k)(5), subsection (q),” and inserting “sub-
17 section (q)”.

18 (4) Section 202(f)(2)(A) of such Act (42 U.S.C.
19 402(f)(2)(A)) is amended by striking “subsection
20 (k)(5), subsection (q)” and inserting “subsection
21 (q)”.

22 **SEC. 3. REPEAL OF WINDFALL ELIMINATION PROVISIONS.**

23 (a) IN GENERAL.—Section 215 of the Social Security
24 Act (42 U.S.C. 415) is amended—

25 (1) in subsection (a), by striking paragraph (7);

1 (2) in subsection (d), by striking paragraph (3);

2 and

3 (3) in subsection (f), by striking paragraph (9).

4 (b) CONFORMING AMENDMENTS.—Subsections (e)(2)
5 and (f)(2) of section 202 of such Act (42 U.S.C. 402) are
6 each amended by striking “section 215(f)(5), 215(f)(6),
7 or 215(f)(9)(B)” in subparagraphs (C) and (D)(i) and in-
8 serting “paragraph (5) or (6) of section 215(f)”.

9 **SEC. 4. EFFECTIVE DATE.**

10 The amendments made by this Act shall apply with
11 respect to monthly insurance benefits payable under title
12 II of the Social Security Act for months after December
13 2021. Notwithstanding section 215(f) of the Social Secu-
14 rity Act, the Commissioner of Social Security shall adjust
15 primary insurance amounts to the extent necessary to take
16 into account the amendments made by section 3.

○



Windfall Elimination Provision

Your Social Security retirement or disability benefits can be reduced

The Windfall Elimination Provision can affect how we calculate your retirement or disability benefit. If you work for an employer who doesn't withhold Social Security taxes from your salary, such as a government agency or an employer in another country, any retirement or disability pension you get from that work can reduce your Social Security benefits.

When your benefits can be affected

This provision can affect you when you earn a retirement or disability pension from an employer who didn't withhold Social Security taxes **and** you qualify for Social Security retirement or disability benefits from work in other jobs for which you did pay taxes.

The Windfall Elimination Provision can apply if:

- You reached age 62 after 1985; or
- You became disabled after 1985; and
- You first became eligible for a monthly pension based on work where you didn't pay Social Security taxes after 1985. This rule applies even if you're still working.

This provision also affects Social Security benefits for people who performed federal service under the Civil Service Retirement System (CSRS) after 1956. We won't reduce your Social Security benefit amounts if you only performed federal service under a system such as the Federal Employees' Retirement System (FERS). Social Security taxes are withheld for workers under FERS.

How it works

Social Security benefits are intended to replace only some of a worker's pre-retirement earnings.

We base your Social Security benefit on your average monthly earnings adjusted for average wage growth. We separate your average earnings into three amounts and multiply the amounts using three factors to compute your full Primary Insurance Amount (PIA). For example, for a worker who turns 62 in 2021, the first \$996 of average monthly earnings is multiplied by 90 percent; earnings between \$996 and \$6,002 are multiplied by 32 percent; and the balance by 15 percent. The sum of the three amounts equals the PIA, which is then decreased or increased depending

on whether the worker starts benefits before or after full retirement age (FRA). This formula produces the monthly payment amount.

When we apply this formula, the percentage of career average earnings paid to lower-paid workers is greater than higher-paid workers. For example, workers age 62 in 2021, with average earnings of \$3,000 per month could receive a benefit at FRA of \$1,537 (approximately 50 percent) of their pre-retirement earnings increased by applicable cost of living adjustments (COLAs). For a worker with average earnings of \$8,000 per month, the benefit starting at FRA could be \$2,798 (approximately 35 percent) plus COLAs. However, if either of these workers start benefits earlier than their FRA, we'll reduce their monthly benefit.

Why we use a different formula

Before 1983, people whose primary job wasn't covered by Social Security had their Social Security benefits calculated as if they were long-term, low-wage workers. They had the advantage of receiving a Social Security benefit representing a higher percentage of their earnings, plus a pension from a job for which they didn't pay Social Security taxes. Congress passed the Windfall Elimination Provision to remove that advantage.

Under the provision, we reduce the 90 percent factor in our formula and phase it in for workers who reached age 62 or became disabled between 1986 and 1989. For people who reach 62 or became disabled in 1990 or later, we reduce the 90 percent factor to as little as 40 percent.

Some exceptions

The Windfall Elimination Provision doesn't apply if:

- You're a federal worker first hired after December 31, 1983.
- You're an employee of a non-profit organization who was exempt from Social Security coverage on December 31, 1983, unless the non-profit organization waived exemption and did pay Social Security taxes, but then the waiver was terminated prior to December 31, 1983.
- Your only pension is for railroad employment.
- The only work you performed for which you didn't pay Social Security taxes was before 1957.
- You have 30 or more years of substantial earnings under Social Security.

The Windfall Elimination Provision doesn't apply to survivors benefits. We may reduce spouses, widows, or widowers benefits because of another law. For more information, read *Government Pension Offset* (Publication No. 05-10007).

Social Security years of substantial earnings

If you have 30 or more years of substantial earnings, we don't reduce the standard 90 percent factor in our formula. See the first table that lists substantial earnings for each year.

The second table shows the percentage used to reduce the 90 percent factor depending on the number of years of substantial earnings. If you have 21 to 29 years of substantial earnings, we reduce the 90 percent factor to between 45 and 85 percent. To see the maximum amount we could reduce your benefit, visit www.ssa.gov/benefits/retirement/planner/wep.html.

A guarantee

The law protects you if you get a low pension. We won't reduce your Social Security benefit by more than half of your pension for earnings after 1956 on which you didn't pay Social Security taxes.

Contacting Social Security

The most convenient way to do business with us from anywhere, on any device, is to visit www.ssa.gov. There are several things you can do online: apply for benefits; get useful information; find publications; and get answers to frequently asked questions.

When you open a personal *my* Social Security account, you have more capabilities. You can review your *Social Security Statement*, verify your earnings, and get estimates of future benefits. You can also print a benefit verification letter, change your direct deposit information, request a replacement Medicare card, get a replacement SSA-1099/1042S, and request a replacement Social Security card (if you have no changes and your state participates).

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1955–1958	\$1,050	1990	\$9,525	2014	\$21,750
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1972	\$2,250	1994	\$11,250	2019	\$24,675
1973	\$2,700	1995	\$11,325	2020	\$25,575
1974	\$3,300	1996	\$11,625	2021	\$26,550
1975	\$3,525	1997	\$12,150		
1976	\$3,825	1998	\$12,675		
1977	\$4,125	1999	\$13,425		
1978	\$4,425	2000	\$14,175		
1979	\$4,725	2001	\$14,925		
1980	\$5,100	2002	\$15,750		
1981	\$5,550	2003	\$16,125		
1982	\$6,075	2004	\$16,275		
1983	\$6,675	2005	\$16,725		
1984	\$7,050	2006	\$17,475		
1985	\$7,425	2007	\$18,150		
1986	\$7,875	2008	\$18,975		
1987	\$8,175	2009–2011	\$19,800		
1988	\$8,400	2012	\$20,475		

Years of substantial earnings	Percentage
30 or more	90 percent
29	85 percent
28	80 percent
27	75 percent
26	70 percent
25	65 percent
24	60 percent
23	55 percent
22	50 percent
21	45 percent
20 or less	40 percent



Securing today
and tomorrow

Social Security Administration
Publication No. 05-10045
January 2021 (Recycle prior editions)
Windfall Elimination Provision
Produced and published at U.S. taxpayer expense



Government Pension Offset

A law that affects spouses and widows or widowers

If you receive a retirement or disability pension from a federal, state, or local government based on your own work for which you didn't pay Social Security taxes, we may reduce your Social Security spouses or widows or widowers benefits. This fact sheet provides answers to questions you may have about the reduction.

How much will my Social Security benefits be reduced?

We'll reduce your Social Security benefits by two-thirds of your government pension. In other words, if you get a monthly civil service pension of \$600, two-thirds of that, or \$400, must be deducted from your Social Security benefits. For example, if you're eligible for a \$500 spouses, widows, or widowers benefit from Social Security, you'll get \$100 a month from Social Security ($\$500 - \$400 = \$100$). If two-thirds of your government pension is more than your Social Security benefit, your benefit could be reduced to zero.

If you take your government pension annuity in a lump sum, Social Security will calculate the reduction as if you chose to get monthly benefit payments from your government work.

Why will my Social Security benefits be reduced?

Benefits we pay to spouses, widows, and widowers are "dependent" benefits. Set up in the 1930s, these benefits were to compensate spouses who stayed home to raise a family and were financially dependent on the working spouse. It's now common for both spouses to work, each earning their own Social Security retirement benefit. The law requires a person's spouse, widow, or widower benefit to be offset by the dollar amount of their own retirement benefit.

For example, if a woman worked and earned her own \$800 monthly Social Security benefit, but was also due a \$500 spouse's benefit on her husband's record, we couldn't pay that spouse's benefit because her own benefit offsets it. Before enactment of the Government Pension Offset law, if that same woman was a government employee who didn't pay into Social Security and earned an \$800 government pension, there was no offset. We had to pay her a full spouse's benefit and her full government pension.

If this person's government work had been subject to Social Security taxes, we would reduce any spouse, widow, or widower benefit because of their own Social Security retirement benefit. The Government Pension Offset ensures that we calculate the benefits of government employees who don't pay Social Security taxes the same as workers in the private sector who pay Social Security taxes.

When won't my Social Security benefits be reduced?

Generally, we won't reduce your Social Security benefits as a spouse, widow, or widower if you:

- Receive a government pension that's not based on your earnings; or
- Are a federal (including Civil Service Offset), state, or local government employee and your government pension is from a job for which you paid Social Security taxes; and:
 - Your last day of employment (that your pension is based on) is before July 1, 2004; or
 - You filed for and were entitled to spouses, widows, or widowers benefits before April 1, 2004 (you may work your last day in Social Security covered employment at any time); or
 - You paid Social Security taxes on your earnings during the last 60 months of government service. (Under certain

conditions, we require fewer than 60 months for people whose last day of employment falls after June 30, 2004, and before March 2, 2009.)

There are other situations for which we won't reduce your Social Security benefits as a spouse, widow, or widower; for example, if you:

- Are a federal employee who switched from the Civil Service Retirement System (CSRS) to the Federal Employees' Retirement System (FERS) after December 31, 1987; and:
 - Your last day of service (that your pension is based on) is before July 1, 2004;
 - You paid Social Security taxes on your earnings for 60 months or more during the period beginning January 1988 and ending with the first month of entitlement to benefits; or
 - You filed for and were entitled to spouses, widows, or widowers benefits before April 1, 2004 (you may work your last day in Social Security covered employment at any time).
- Received, or were eligible to receive, a government pension before December 1982 and meet all the requirements for Social Security spouse's benefits in effect in January 1977; or
- Received, or were eligible to receive, a federal, state, or local government pension before July 1, 1983, and were receiving one-half support from your spouse.

Note: A Civil Service Offset employee is a federal employee, rehired after December 31, 1983, following a break in service of more than 365 days, with five years of prior CSRS coverage.

What about Medicare?

Even if you don't get benefit payments from your spouse's work, you can still get Medicare at age 65 on your spouse's record if you aren't eligible for it on your own record.

Can I still get Social Security benefits from my own work?

The offset applies only to Social Security benefits as a spouse, or widow, or widower. However, we may reduce your own benefits because of another provision. For more information, go online to read *Windfall Elimination Provision* (Publication No. 05-10045).

Contacting Social Security

The most convenient way to contact us anytime, anywhere is to visit www.socialsecurity.gov. There, you can: apply for benefits; open a *my* Social Security account, which you can use to review your *Social Security Statement*, verify your earnings, print a benefit verification letter, change your direct deposit information, request a replacement Medicare card, and get a replacement SSA-1099/1042S; obtain valuable information; find publications; get answers to frequently asked questions; and much more.

If you don't have access to the internet, we offer many automated services by telephone, 24 hours a day, 7 days a week. Call us toll-free at **1-800-772-1213** or at our TTY number, **1-800-325-0778**, if you're deaf or hard of hearing.

If you need to speak to a person, we can answer your calls from 7 a.m. to 7 p.m., Monday through Friday. We ask for your patience during busy periods since you may experience higher than usual rate of busy signals and longer hold times to speak to us. We look forward to serving you.



Securing today
and tomorrow



August 12, 2021

TO: Each Trustee
Board of Retirement

FROM: Operations Oversight Committee
Shawn R. Kehoe, Chair
Herman B. Santos, Vice Chair
Ronald A. Okum
Les Robbins
Vivian H. Gray, Alternate

FOR: September 1, 2021, Board of Retirement Meeting

SUBJECT: FIDUCIARY LIABILITY INSURANCE RENEWAL

RECOMMENDATION

That the Board of Retirement:

- 1) Approve the purchase of Fiduciary Insurance from the carrier as listed below effective October 9, 2021, and
- 2) Approve the purchase of Cyber Liability Insurance effective October 9, 2021, in an amount not to exceed \$350,000 from the carriers listed below, and
- 3) Moving forward, authorize presenting insurance options directly to the Board of Retirement to approve all Insurance renewals by bypassing the Operations Oversight Committee due to the timeliness of insurance bids and the close deadlines for renewals.

Coverage Type	Carrier	Limits	Premium
Fiduciary Liability	Euclid/Hudson Insurance Company/ Westchester Fire Insurance Company	\$35 Million	\$324,126
Cyber Liability	Tokio Marine/ Brit Global Specialty	\$10 Million	\$196,757
Cyber Liability (Excess)	Carriers to be determined (Still waiting on quotes from carriers)	\$10 Million	\$150,000*

*Estimated total based on KCAIB indications.

EXECUTIVE SUMMARY

For nearly two decades, LACERA has been purchasing insurance coverage to mitigate the risk of unforeseen damages and potential losses to the Trust Fund. LACERA's insurance program consists of various lines of coverage and is divided into two separate renewal periods, namely, June 30th and October 9th. Insurance for the program is procured with the assistance of an insurance broker, Kaercher Campbell & Associates Insurance Brokerage (Broker), a member of the Seeman Holtz Family, with over 25 years of experience working with various Pension Funds. The Broker services LACERA by procuring coverage quotations, negotiating premiums and coverage details, and providing consulting and support services throughout the year. During this renewal period, the Fiduciary, Cyber Liability, and Crime insurance policies are due for renewal.

OVERVIEW

To conduct LACERA's search for insurance coverage, KCAIB obtained competitive bids from various insurance carriers for each line of coverage. Their marketing efforts were comprehensive, utilizing the marketplace to secure the best possible program renewals. KCAIB approached numerous insurance carriers and analyzed various programs to develop the most cost-effective program for LACERA.

The Insurance Selection Team (Team) consists of representatives from the Administrative Services Division, Legal Services, and the Executive Office. KCAIB presented an insurance proposal package to the Team for a complete analysis of each program, whereby all terms (including coverage limits and sub-limits, deductibles, endorsements, and exclusions) were compared side-by-side. The selection of an insurance carrier is based on several factors, including financial strength (A.M. Best financial strength and creditworthiness rating), policy limits, potential covered losses, and cost. The core function of the Team is to review all proposed quotes and determine which insurance policies best protect LACERA's stakeholders, the Trust Fund, Staff, and Trustees.

LACERA's total annual premium for this renewal period increased by 39%, mainly due to the current "hard" insurance marketplace and the significant impact to the insurance market caused by the surge of cyber-related crimes. A "hard" insurance market is the upswing in a market cycle when insurance premium rates are escalating, and insurance carriers are not inclined to negotiate terms. 2020 was a problematic year for many insurers and insureds, and unfortunately, there are no signs that the hard market will dissipate anytime soon. LACERA may continue to see rate increases across multiple lines of coverage.

LACERA's October 2021 insurance coverage and renewal cost overview:

Coverage Type	Carrier	Policy Limits	2019/20 Premium	2020/21 Premium	2021/22 Premium
Fiduciary Liability (Primary)	Euclid/Hudson Insurance Company	\$25 Million	\$215,355	\$228,590	\$248,841
Fiduciary Liability (Excess)	Westchester Fire Insurance Company	\$10 Million	\$64,586	\$68,986	\$75,285
Cyber Liability	Tokio Marine/ Brit Global Specialty	\$10 Million	\$113,701	\$147,055	\$196,757
Cyber Liability (Excess)	Carriers to be determined (Awaiting quotes from carriers)	\$10 Million	N/A	N/A	\$150,000*
Fiduciary Liability OPEB Trust	Euclid/Hudson Insurance Company	\$10 Million	\$40,050	\$41,447	\$49,420
Crime	Great American Insurance Co.	\$10 Million	\$20,600	\$21,795	\$23,630

*Premium may change +/-

LACERA's insurance coverage and retention/deductible overview:

Coverage Type	2020/21 Current Retention/Deductible	2021/22 Proposed Retention/Deductible
Fiduciary Liability	\$250,000 – Indemnifiable \$0 – non-Indemnifiable	\$250,000 – Indemnifiable \$0 – non-Indemnifiable \$1,000,000 – Class Action Lawsuits
Cyber Liability	\$100,000 Retention 1. Security and Privacy Liability 2. Privacy Regulatory Defense & Penalties 3. Multimedia Liability 4. Breach Event Costs 5. Network Asset Protection 6. Cyber Extortion 7. Dependent Business Interruption 8. Cyber Crime	\$100,000 Retention 1. Security and Privacy Liability 2. Privacy Regulatory Defense & Penalties 3. Multimedia Liability 4. Breach Event Costs 5. Network Asset Protection 6. Cyber Extortion 7. Dependent Business Interruption 8. Cyber Crime
Fiduciary Liability OPEB Trust	\$50,000 per claim	\$50,000 per claim \$250,000 class action claim

Coverage Type	2020/21 Current Retention/Deductible	2021/22 Proposed Retention/Deductible
Crime	\$50,000 Deductible 1. Employee Dishonesty 2. Forgery or Alteration 3. Inside the Premises 4. Outside the Premises 5. Computer Fraud 6. Money Orders Counterfeit Paper Currency 7. Funds Transfer Fraud	\$50,000 Deductible 1. Employee Dishonesty 2. Forgery or Alteration 3. Inside the Premises 4. Outside the Premises 5. Computer Fraud 6. Money Orders Counterfeit Paper Currency 7. Funds Transfer Fraud

Recommended Changes to Future Approval Process

The hard insurance market has created an environment where insurance carriers are reluctant to provide quotes outside of a 60-day window from the policy expiration date. The carriers have explained that their underwriters want to conduct a thorough review of the potential risks before offering a firm quote.

Our current approval process requires staff to present the insurance packages first to the Operations Oversight Committee (OOC) and then, if approved, to the Board of Retirement (BOR) for final approval. Due to the Committee and Board meeting schedules and the refusal of carriers to provide quotes prior to the 60-day limit, there is a demonstrated risk that KCAIB will be unable to solicit and obtain full quotes from multiple carriers in time for them to be reviewed and presented for approval. LACERA relies on obtaining multiple quotes to ensure that we obtain the required level of coverage from the highest rated insurers with the best conditions and most reasonable costs.

LACERA has experienced this issue during the last couple of renewal periods. Several carriers did not participate in the request for quote process because there was not enough time to provide KCAIB with quotes based on our timeline. During this renewal period, several insurance carriers declined to provide a quote or did not respond, leaving KCAIB and the Team with limited options for consideration. For example, the quotes for the Cyber Liability Insurance are pending, as of the date of this memo, as KCAIB only received an indication (estimated quote) from one of the carriers, because their underwriters were still working on finalizing the quote.

In the future, to ensure that KCAIB can provide LACERA with the greatest number of carrier quotes possible, we are recommending changing the approval process to take

recommendations directly to the Board of Retirement for approval, rather than taking them to the OOC first and then to the BOR.

FIDUCIARY LIABILITY INSURANCE

LACERA Trust Fund

Fiduciary Liability insurance is targeted at protecting LACERA's assets against fiduciary-related claims of mismanagement of the employee benefit plan. The policy covers legal expenses from defending against claims made against LACERA, as well as the financial losses the Plan may have incurred due to errors, omissions, or breach of fiduciary duty. To protect the Trust Fund from liability due to a claim of breach of fiduciary duty, LACERA maintains \$35 million in coverage. The highest limit that Fiduciary Insurance Carriers are willing to underwrite for the coverage is \$25 million; therefore, LACERA is required to obtain the coverage in multiple layers, \$25 million primary, and \$10 million excess to reach the desired coverage of \$35 million.

To meet LACERA's insurance needs, KCAIB approached 23 different carriers to solicit quotes utilizing LACERA's Board-approved Purchasing Policy requirements and standard industry criteria, which enabled them to negotiate competitive renewal options. Many of the insurance carriers that were approached declined to provide a quote for various reasons and six of the carriers did not respond. Euclid/Hudson Insurance Company (Hudson) and Westchester Fire Insurance Company were the only carriers willing to offer a competitive renewal option for the Fiduciary Liability coverage.

Hudson, LACERA's current Fiduciary Insurance carrier, has agreed to underwrite the \$25 million policy with a premium of \$248,841. In addition, Westchester Fire Insurance Company will underwrite the excess \$10 million policy with a premium of \$75,285. The Team identified the following advantages offered by Hudson:

- Lower retention rate (deductible)
- Waiver of Recourse flat annual fee of \$100
- Choice of legal counsel versus being required to use carrier panel counsel
- Settlers Claims Defense
- Supplemental Cyber coverage for content restoration and crisis notification expenditures

Fiduciary Liability Coverage

Risks	Policy Limits
<ul style="list-style-type: none"> • Accounting or Billing Errors or Omissions • Insufficiency of Funds • Poor or Negligent Investment Practices • Conflict of Interest • Errors in Computing or Administering Plans • Acts, Errors, and Omissions by Board Trustees and/or Staff Members • Acts, Errors, and Omissions by Investment Advisors 	<ul style="list-style-type: none"> • \$25,000,000 Aggregate • \$10,000,000 Excess

Waiver of Recourse – Supplemental Coverage

A Waiver of Recourse is an endorsement to a Fiduciary Liability Insurance Policy that prevents an insurance carrier from exercising its subrogation rights against an insured fiduciary (Board Trustees/Staff Members). Unlike most other forms of insurance, under Fiduciary Liability Policies, insurers have the right to exercise subrogation rights against insureds for non-willful or criminal acts.

Trustees of both Boards and specific Staff Members may have some potential individual exposure to Fiduciary Liability since they make decisions that could affect the Trust Funds. Board Trustees and Staff Members have the opportunity to protect themselves by purchasing the Waiver of Recourse supplemental coverage. Per Government Code Section 7511, Trust Fund assets cannot be used to purchase a Waiver of Recourse endorsement. The cost of this coverage for this renewal period is a flat fee of \$100.00 for each Trust Fund. The fee per person is dependent on the number of enrollees and will be determined and communicated to Board Trustees and Staff Members at a later date.

CYBER LIABILITY

The costs and expenses of a data breach can be wide-ranging. According to the Cyber Claims Study conducted by Net Diligence (industry experts who provide Cyber Risk Assessments), the average claim from a data breach for a large company was \$9.1 million. The smallest claims were less than \$1,000, and the largest claims were over \$120M. The number of records exposed ranged from 1 to over 300M, and the cost per record ranged from less than \$0.01 to over \$100K.¹ Although each breach has its own set of unique factors, the financial impact is consistent across the board. Depending on the severity of the breach, the breach can be a financial burden to the organization. To

¹ NetDiligence® 2020 Cyber Claims Study https://netdiligence.com/wp-content/uploads/2021/03/NetD_2020_Claims_Study_1.2.pdf

mitigate this risk, LACERA maintains \$20 million in Cyber Liability coverage. The impact to the organization can consist of the following:

- Information Loss
- Business Disruption
- Financial Loss
- Equipment Damages
- Defense Cost
- Good Will to Members

As mentioned in the overview section of this memo, insurance carriers are reluctant to provide a hard quote outside of a 60-day window from the policy expiration date due to the insurance market climate. For the cyber insurance coverage, the insurance carriers prefer providing definitive quotes 60-days prior to expiration, since they can better access the organization's risks and base their quote on the current insurance market. KCAIB reached out to 40 different insurance carriers to obtain quotes for the cyber insurance coverage. Several of the carriers declined to provide quotes for various reasons and 26 carriers did not respond due to time constraints or other business reasons.

Additionally, as a result of the negative impact on the Cyber Insurance market, carriers are no longer offering policy limits that are greater than \$5 million. In response, to ensure that LACERA maintains the \$20 million in coverage, the Cyber Insurance will be purchased in multiple layers. At this time, Tokio Marine and Brit Global Specialty provided quotes for the primary and first layer excess for a total of \$196,757. KCAIB is still waiting on quotes for the two remaining excess policies.

The estimated range of the premium for the Cyber Liability Insurance is between \$275,000 and \$350,000. This is a significant increase over last year's premiums of \$147,055. The unanticipated premium increase for the Cyber Liability Insurance will exceed Fiscal Year 2021-2022's budgeted amount by \$202,945. We intend to fund this increase during the mid-year budget adjustment. Should the quotes for the remaining excess Cyber Policies exceed the estimated premium amount of \$350,000, we will return to the BOR for approval.

Cyber Liability Coverage

Risks	Policy Limits (per policy)
<ul style="list-style-type: none"> • Loss or Damage to Electronic Data • Loss of Income • Cyber Extortion • Public Perception/Reputation • Virus • Malware • Unauthorized Access to LACERA System • Failure to Properly Protect Confidential/Sensitive Data 	<ul style="list-style-type: none"> • \$5,000,000 Security & Privacy Liability • \$5,000,000 Privacy Regulatory Defense & Penalties • \$5,000,000 Multimedia Liability • \$5,000,000 Breach Event Costs • \$5,000,000 Network Assets Protection • \$5,000,000 Cyber Extortion • \$5,000,000 Brand Guard • \$5,000,000 Dependent Business Interruption • \$100,000 Cyber Crime

ADDITIONAL INSURANCE PROTECTION

In addition to the Fiduciary Liability (LACERA Trust) and Cyber Liability insurance, each line of coverage identified below is up for renewal. According to LACERA’s Policy for Purchasing Goods and Services (Purchasing Policy), Board approval is not sought for each line of coverage since the premiums for each Policy are within the CEO’s \$150,000 approval authority. The authorization will come from LACERA’s Purchasing Agent and the CEO. A summary of each line of coverage is provided to ensure transparency and fairness within the insurance program and the renewal process.

FIDUCIARY LIABILITY – OPEB

LACERA purchases Fiduciary Insurance to provide coverage for the OPEB Trust Funds, which is combined into one Insurance Policy. The OPEB Fiduciary Insurance program consists of the following Trust Funds:

- County OPEB Trust
- Superior Court OPEB Trust
- Master OPEB Trust

The annual premium for a \$10 million policy with Hudson Insurance Company is \$49,420 a slight increase in premium over the current expiring rate, \$41,447.

Just like the LACERA Trust Fund, the Board of Trustees and particular Staff Members have the opportunity to purchase the Waiver of Recourse supplemental coverage. The cost of this coverage for this renewal period is a flat fee of \$100 for each Trust Fund. The

fee per person is dependent on the number of enrollees and will be determined and communicated to Board Trustees and Staff Members at a later date.

OPEB Fiduciary Coverage

<i>Risks</i>	<i>Policy Limits</i>
<ul style="list-style-type: none"> • Accounting or Billing Errors or Omissions • Insufficiency of Funds • Poor or Negligent Investment Practices • Conflict of Interest • Errors in Computing or Administering Plans • Acts, Errors, & Omissions by Board • Trustees and/or Staff Members Acts, Errors, and Omissions by Investment Advisors 	<ul style="list-style-type: none"> • \$10,000,000 Aggregate

CRIME INSURANCE

The Crime Insurance covers cash, assets, merchandise, or other property loss when someone perpetrates fraud, embezzlement, forgery, misrepresentation, robbery, theft, or any other type of business-related crime on the organization. The Crime insurance market remains stable even though social engineering fraud continues to be a growing issue for insurance carriers, which may lead to future premium increases and new Policy language.

Great American Insurance Group is the only carrier approached willing to offer a \$50,000 deductible. Due to the size of the risk, all other carriers require a minimum \$100K deductible, and they were not as competitively priced as Great American. The premium rate with the incumbent carrier (Great American Insurance Group) is \$23,630 for a \$10 million policy limit.

Crime Coverage

<i>Risks</i>	<i>Policy Limits</i>
<ul style="list-style-type: none"> • Employee Dishonesty • Computer Fraud – Third Party • Impersonating as Staff Members to Acquire Funds • Funds Transfer Fraud (Third Party) • Forgery or Alteration of Checks • Loss of Cash, Securities and Other Property (Third Party) • Robbery 	<ul style="list-style-type: none"> \$10,000,000 Staff Member Dishonesty \$10,000,000 Forgery & Alterations \$10,000,000 Inside Premises \$10,000,000 Outside Premises \$10,000,000 Computer Fraud \$10,000,000 Money Orders & Counterfeit Paper Currency \$10,000,000 Fund Transfer Fraud

FISCAL IMPACT

The estimated overall cost in premiums for the Fiduciary, Cyber, and Crime Insurance Program for the FY 2021-22 is \$747,176, a 39% increase from FY 2020-21.

SUMMARY

In summary, after an extensive review of the Fiduciary Liability Insurance and Cyber Insurance, it is recommended to bind a one-year Insurance Policy with the recommended Insurance Carriers as presented in this memo and purchase the remaining Cyber Liability Excess Policies once we receive the final quotes from KCAIB.

IT IS THEREFORE RECOMMENDED THAT THE BOARD:

- 1) Approve the purchase of Fiduciary Insurance from the carrier as listed below effective October 9, 2021, and
- 2) Approve the purchase of Cyber Liability Insurance effective October 9, 2021, in an amount not to exceed \$350,000 from the carriers listed below, and
- 3) Moving forward, authorize presenting insurance options directly to the Board of Retirement to approve all Insurance renewals bypassing the Operations Oversight Committee due to the timeliness of insurance bids and the close deadlines for renewals.

Coverage Type	Carrier	Limits	Premium
Fiduciary Liability	Euclid/Hudson Insurance Company/ Westchester Fire Insurance Company	\$35 Million	\$324,126
Cyber Liability	Tokio Marine/ Brit Global Specialty	\$10 Million	\$196,757
Cyber Liability (Excess)	Carriers to be determined (Still waiting on quotes from carriers)	\$10 Million	\$150,000*

*Estimated total based in KCAIB indications

August 17, 2021

TO: Each Trustee,
Board of Retirement

FROM: Operations Oversight Committee
Shawn R. Kehoe, Chair
Herman B. Santos, Vice Chair
Ronald A. Okum
Les Robbins
Vivian H. Gray

FOR: September 1, 2021 Board of Retirement Meeting

SUBJECT: Review of Teleconference Meeting Policy

Recommendation

That the Board of Retirement review, and consider for approval, the revised Teleconference Meeting Policy attached as Attachment A.

Legal Authority

Under Article XVI, Section 17 of the California Constitution, the Board of Retirement has plenary authority and exclusive fiduciary responsibility for the administration of the system, which includes policies for the efficient conduct of Board meetings. Under the Board of Retirement Standing Committee Charters, the Operations Oversight Committee (OOC) has initial authority to consider possible revisions to the Teleconference Meeting Policy because the Policy is a matter of "Enterprise Governance." (Charter, Section I.1.) The OOC has authority to "Review any proposed changes to the governance of LACERA and make recommendations to the BOR." (Charter, Section I.1.6.) Therefore, this recommendation is properly put forth by the OOC.

Background

On a prior recommendation by the OOC, the Board at its May 1, 2019 meeting initially adopted the Board of Retirement Teleconference Meeting Policy. The Policy was revised at the Board's October 2, 2019 meeting. The supporting memos (without attachments) from the May 1, 2019 and October 2, 2019 Board meetings are attached collectively as Attachment B.

The Board of Retirement and Board of Investments adopted separate policies, without prior recommendation from the Joint Organizational Governance Committee (JOGC). While the two Boards' policies were initially slightly different, the October 2, 2019 revision by the Board of Retirement brought its Policy in line with that of the Board of

Investments. The current Board of Investments Teleconference Meeting Policy is attached as Attachment C. Because the original Board of Retirement Policy was adopted through the OOC without JOGC involvement, this current Policy review is being handled through the same process.

Discussion

A. The Brown Act, and the Current Board of Retirement Teleconference Meeting Policy.

As described in Attachment B, Government Code Section 54953 of the Brown Act permits teleconference meetings subject to a strictly defined process. The Brown Act process includes that: (1) the teleconference meeting and all teleconference locations are noted on the agenda; (2) the agenda must be posted at all teleconference locations; (3) all locations must be open and accessible to the public (which requires compliance with the Americans with Disabilities Act) and must allow an opportunity for the public to listen to the full meeting and participate; (4) a quorum of the Board members must be at locations in Los Angeles County; and (5) all votes are by roll call.

The current Policy states that trustees should be present for meetings, but that teleconference meetings are allowed in limited circumstances. Under the current Policy, teleconference meetings are permitted: (1) for meetings set on less than 20 days' notice, when a trustee will be out of state or for health concerns; (2) at any time for any reason in the discretion of the Chair, or Vice Chair if there is a conflict; and (3) upon duly agendized action by the full Board in advance at the request of any member. The Policy provides that it does not apply to the Board's standing committees.

B. COVID and the Governor's Executive Orders.

During the COVID-19 pandemic, the Governor issued Executive Order No. N-29-20 on March 17, 2020, which suspended application of the Brown Act teleconference rules. The Board of Retirement and its committees have been holding virtual meetings under Order No. N-29-20 since it was released. Executive Order No. N-29-20 is attached as Attachment D. However, on June 11, 2021, the Governor recently issued Executive Order No. N-08-21, which terminates the prior order effective September 30, 2021. For the LACERA Board of Retirement, this means a return to the normal Brown Act rules and the current Teleconference Meeting Policy unless the Governor issues a further extends the relaxed rules or legislation is passed amending the Brown Act.

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C. The Proposed Revised Teleconference Meeting Policy.

At its August 4, 2021 meeting, the OOC reviewed the current Policy to determine if any changes should be made to meet the Board's needs after Executive Order No. N-29-20 is no longer in effect. The OOC considered the following four areas of potential changes to the Policy:

1. Add a paragraph that teleconference meetings under the Brown Act shall be held when any federal, State of California, County of Los Angeles, or City of Pasadena emergency health order is in place.
2. Add language that LACERA shall hold teleconference meetings under the Act when the Chair, CEO, and Director of Human Resources believe that the health interests of trustees and staff support it. With regard to this option, the OOC may keep in mind that the current Policy gives the Chair complete discretion, as noted above, to call a teleconference meeting at any time without any specific cause.
3. Expand the ability of trustees to request a teleconference meeting under the Act due to health concerns at any time up to five (5) days before the posting deadline for the agenda of any meeting, without the need for a prior Board vote.
4. Extend the Teleconference Meeting Policy to Board committees.

While the OOC did not review a redlined version of the Policy, the Committee voted that staff should prepare a revised policy addressing these four areas and submit it to the Board for its consideration. The redlined revised policy prepared by staff as directed by the OCC is attached as Attachment A.

In its review, the Board should keep in mind that, unless amended by the Legislature, the regular Brown Act rules for teleconference meetings under Section 54953 will again be in full effect and the Board will need to conduct its teleconference meetings under the Act regardless of any changes to the Teleconference Meeting Board. Board policy cannot be inconsistent with the Brown Act. Staff is monitoring potential legislation as well as action the Governor may take to further extend Executive Order No. N-29-20. However, as of now, no actions have been taken.

Conclusion

Based on the information in this memo, the OOC recommends that the Board of Retirement review, and consider for approval, the revised Teleconference Meeting Policy attached as Attachment A..

Attachments

Re: Review of Teleconference Meeting Policy
August 17, 2021
Page 4 of 4

c: Santos H. Kreimann
Luis Lugo
JJ Popowich

Attachment A
Proposed Revised and Redlined
Teleconference Meeting Policy

**[PROPOSED] BOARD OF RETIREMENT
TELECONFERENCE MEETING POLICY**

A. Statement of Purpose.

In order for Members of the Board of Retirement to participate most effectively in Board and committee meetings, the Board finds that members should be personally present. Personal attendance provides Members with the most effective means to interact with each other, staff, and other presenters, enhances receipt of information, deliberations, and decision-making, and furthers the performance of each Member's fiduciary duty and the fiduciary duty of the Board as a whole. The Board finds that attendance at Board and committee meetings should take precedence over any other LACERA business by Members.

The regular Board meeting schedule is set according to the Board's Regulations, providing for regular monthly meetings on the first Wednesday and the Thursday after the second Wednesday of every month. This schedule, unless changed by Board action, provides certainty to Members in planning to attend Board and committee meetings. Changes in the regular schedule are by vote of the Board, thereby providing an opportunity for Members to adjust their schedules to attend Board meetings. Special meetings may occasionally be noticed without Board vote.

Notwithstanding the preference for Members to personally attend meetings, the Board finds that there are limited circumstances when it is appropriate to permit teleconference meetings in accordance with the Ralph M. Brown Act, Government Code Section 54953(b), as described in this policy.

B. Definition.

For purposes of this policy, "teleconference" has the meaning set forth in Government Code Section 54953(b)(4), which is "a meeting of a legislative body, the members of which are in different locations, connected by electronic means, through either audio or video, or both."

C. Teleconference Meeting of the Board of Retirement.

1. Declared State of Emergency

Teleconference meetings shall be allowed when any federal, State of California, County of Los Angeles, or City of Pasadena emergency health and safety order, or other emergency order, is in effect.

2. Health and Safety of Board Members and Staff

Teleconference meetings shall be allowed when the Board Chair, the Chief

Formatted: No widow/orphan control

Executive Officer, and the Director of Human Resources determine that the health and safety interests of Board Members and staff justify it.

4.3. Less than 20 Days' Notice.

Teleconference meetings shall be allowed for all meetings set on less than 20 days' notice at the request of any Member who will be out of state or due to health and safety-related concerns. A teleconference venue that meets the requirements of the Brown Act shall be provided by LACERA at its expense, only if necessary.

2.4. Chair Determination.

The Chair of the Board, or the Vice Chair if the meeting concerns the Chair, may determine to agendaize a teleconference meeting under any circumstances in their discretion.

3.5. Board Member Request, and Board Action.

A teleconference meeting shall be allowed upon request of any Board Member for health and safety concerns provided that the request is made to the Board's Executive Assistant in writing no later than noon on the fifth working day prior to any meeting. A Member may agendaize, in accordance with the Board's Regulations, a request to hold any meeting by teleconference for action by the full Board, provided that the request must be presented for action no later than the Board meeting immediately preceding the meeting for which a teleconference meeting is proposed to be held.

4.6. Meeting Procedure.

If a teleconference meeting is approved, it shall be agendaized and conducted in accordance with the provisions of Government Code Section 54953(b) and all other applicable provisions of the Brown Act or other law, including but not limited to:

- a. Each teleconference location shall be identified in the notice and agenda for the meeting.
- b. Each teleconference location shall be accessible to the public in accordance with the protections and prohibitions of Section 202 of the Americans with Disabilities Act (42 U.S.C. § 12132). A teleconference location may be located anywhere in the world.
- c. The agenda for the teleconference meeting shall be posted at all teleconference locations.

- d. The agenda shall provide an opportunity for members of the public to hear the proceedings and address the Board directly at each teleconference location on any subject matter within LACERA's jurisdiction, subject to Government Code Section 54954.3.
- e. During the teleconference meeting, at least a quorum of the members of the Board shall participate from locations in Los Angeles County.
- f. All votes at a teleconference meeting shall be by rollcall.
- g. Bilingual services required by the Dymally-Alatorre Bilingual Services Act, California Government Code Sections 7290 - 7299.8, will be provided at the teleconference meeting location in the same manner as such requirements are complied with for a meeting at LACERA's offices.

D. Board of Retirement Committee Meetings.

Teleconference meetings shall ~~not be held~~ allowed for meetings of standing committees of the Board of Retirement in the same circumstances and under the same procedures as described for the Board in Section C above.

E. Exclusions.

This policy does not apply to meetings of joint committees of the Board of Retirement and Board of Investments, which are subject to the terms of each joint committee's charter.

F. Review.

This policy shall be reviewed by the Board of Retirement at least every three years.

Approved by the Board of Retirement: ~~October 2, 2019~~ September 1, 2021.

Attachment B
May and October 2019
Board of Retirement Meeting Memos

April 17, 2019

TO: Each Member,
Board of Retirement

FROM: Operations Oversight Committee

FOR: May 1, 2019 Board of Retirement Meeting

SUBJECT: Teleconference Meeting Policy

RECOMMENDATION

That the Board of Retirement approve the Teleconference Meeting Policy.

LEGAL AUTHORITY

The Board of Retirement has plenary authority over administration of the system (Cal. Const., art. XVI, § 17), which includes the ability to formulate policies, such as the Teleconference Meeting Policy proposed here, to facilitate and manage the conduct of the Board's business. Under the Board of Retirement Standing Committee Charters, the Operations Oversight Committee (OOC) had initial authority to consider and recommend the proposed policy because it is a matter of "Enterprise Governance." (Charter, Section I.1.6.)

DISCUSSION

A. Teleconference Meetings Under the Brown Act.

The Brown Act, Cal. Gov't Code §§ 54950 *et seq.*, was enacted in 1953. The Act was originally conceived and built around the concept of open and public in-person meetings as the required means of ensuring transparency in conducting the public's business.

In 1994, the Brown Act was amended to permit video conferencing subject to certain conditions and protections. In 1997, the provision was extended to permit audio and video conferencing, both of which are now included in the definition of "teleconferencing." Cal. Gov't Code § 54953(b).

Section 54953(b) provides in full as follows:

(b) (1) Notwithstanding any other provision of law, the legislative body of a local agency may use teleconferencing for the benefit of the public and the

legislative body of a local agency in connection with any meeting or proceeding authorized by law. The teleconferenced meeting or proceeding shall comply with all requirements of this chapter and all otherwise applicable provisions of law relating to a specific type of meeting or proceeding.

(2) Teleconferencing, as authorized by this section, may be used for all purposes in connection with any meeting within the subject matter jurisdiction of the legislative body. All votes taken during a teleconferenced meeting shall be by rollcall.

(3) If the legislative body of a local agency elects to use teleconferencing, it shall post agendas at all teleconference locations and conduct teleconference meetings in a manner that protects the statutory and constitutional rights of the parties or the public appearing before the legislative body of a local agency. Each teleconference location shall be identified in the notice and agenda of the meeting or proceeding, and each teleconference location shall be accessible to the public. During the teleconference, at least a quorum of the members of the legislative body shall participate from locations within the boundaries of the territory over which the local agency exercises jurisdiction, except as provided in subdivision (d). The agenda shall provide an opportunity for members of the public to address the legislative body directly pursuant to Section 54954.3 at each teleconference location.

(4) For the purposes of this section, "teleconference" means a meeting of a legislative body, the members of which are in different locations, connected by electronic means, through either audio or video, or both. Nothing in this section shall prohibit a local agency from providing the public with additional teleconference locations.

In summary, Section 54953(b) establishes the following requirements for a teleconference meeting:

- Teleconferencing may be used for all purposes during any meeting.
- At least a quorum of the members must participate from teleconferencing locations within the legislative body's jurisdiction, which in LACERA's case is Los Angeles County.

- Each teleconference location must be identified in the notice and agenda of the meeting.
- Agendas must be posted at each teleconference location.
- Each location must be accessible to the public. As a side note on accessibility, Section 54953.2 requires that all public meetings, which includes both in person and teleconference meetings, “shall meet the protections and prohibitions contained in Section 202 of the Americans with Disabilities Act of 1990 (42 U.S.C. Sec. 12132), and the federal rules and regulations adopted in implementation thereof.” The ADA addresses issues of access and communication disabilities, and requires appropriate physical accessibility and auxiliary communication aids or services.
- The agenda must provide the opportunity for the public to address the legislative body directly at each teleconference location.
- All votes must be by rollcall.

California law also requires in the Dymally-Alatorre Bilingual Services Act, California Government Code Sections 7290 - 7299.8, that a local agency servicing a “substantial number of non-English-speaking people shall employ sufficient bilingual persons or interpreters to “ensure provision of information and services” (which includes public hearings or other public activity) in such persons’ languages. The local agency is given discretion in the Act to determine what constitutes a “substantial number of non-English speaking people.” Written materials shall also be translated, but the Act leaves the determination of “when these materials are necessary when dealing with the local agency” to the local agency itself.

There is no limitation in Section 54953(b) as to where in the world a teleconference location may be noticed. Accordingly, teleconference locations anywhere in the United States or internationally are permitted provided they are accessible to the public and the other requirements of Section 54953(b) are satisfied. The right of the local community to attend and participate is protected by the provision of Section 54953(b) that requires at least a quorum of the legislative body’s members must participate from locations within the body’s jurisdiction. For LACERA, this provision means that a quorum of board members must participate from locations in Los Angeles County.

Section 54953(b) itself does not give any member the right to participate by teleconference. Therefore, a legislative body may enact policy governing the use of

teleconference meetings. Nevertheless, a California Attorney General addressed the issue of whether a disabled member had a right to participate in meetings by teleconference under the Americans with Disabilities Act (ADA). 84 Ops.Cal.Atty.Gen. 181 (2001). In that opinion, the Attorney General opined the member did not have a right to participate under the ADA because the location in question was not open to the public. While a full examination of the rights of disabled members is beyond the scope of this memo, it is important to keep this issue in mind in determining whether a member should be allowed to participate by teleconference.

B. The Proposed Teleconference Meeting Policy.

At its April 11, 2019 meeting, the OOC reviewed and commented upon the proposed policy, including requesting that revisions be made, and voted to recommend the policy to the Board. (Messrs. Kehoe, Kelly, and Walsh voted yes; Mr. Robbins voted no.) The attached proposed policy includes the OOC's changes. The proposed policy is based on the principle that in person meetings are the most effective because they provide a public environment in which Board members may transparently interact with each other as a group in one place to hear presentations, deliberate, and act. This principle is the foundation of the Brown Act as noted above. Teleconference meetings are less transparent to the public because the members are not all in one place to be observed. Teleconference meetings also create a different, more challenging environment for the Board members themselves because of the inability to see, clearly hear, and otherwise personally interact with other members, presenters, and public participants.

It follows from these considerations that teleconference meetings should be held rarely and in limited circumstances.

The proposed policy provides that teleconference meetings will be permitted only in "unusual and material circumstances," which are defined to include unusual personal circumstances, such as health, family, or other personal considerations, and any meeting that will involve discussion and/or action on matters of sufficient importance to LACERA that participation by teleconference must be allowed to avoid risk to LACERA or to the performance of the fiduciary duty of the Board and its trustees. The policy provides examples of such circumstances, including personnel and vendor issues, claims and litigation, and emergencies and business continuity. Ordinary personal convenience alone is not sufficient.

The policy provides for any member to request advance Board approval of a teleconference meeting request if there is sufficient time for such a request to be heard by the Board before the proposed teleconference meeting. The policy also provides

that, if, based on good cause, there is genuinely and reasonably not enough time to agendaize a request for the full Board, the Board Chair has discretion to grant or deny approval. This approach places the onus on each member to monitor their personal schedules so as to notice a teleconference meeting request for Board action if there is time. However, the policy provides flexibility for Chair action when, with good cause, there is not enough time for Board action.

The policy lists the teleconference meeting procedures that must be followed to comply with the Brown Act. The policy also provides for the recognition of disabilities by members and members of the public as required by the ADA under the Brown Act as well as bilingual services as required by the Dymally-Alatorre Act. These procedures will be the same as currently provided for in person Board meeting. Finally, the policy provides for review at least every three years.

CONCLUSION

For these reasons, the OOC recommends that the Board of Retirement approve the Teleconference Meeting Policy.

Attachment

c: Lou Lazatin
JJ Popowich
Jonathan Grabel
Steven P. Rice

September 25, 2019

TO: Each Member,
Board of Retirement

FROM: Steven P. Rice *SPR*
Chief Counsel

FOR: October 2, 2019 Board of Retirement Meeting

SUBJECT: Review of Teleconference Meeting Policy

RECOMMENDATION

That the Board of Retirement review its current Teleconference Meeting Policy and the Board of Investments' Policy and determine whether to revise the current Policy.

LEGAL AUTHORITY

The Board of Retirement has plenary authority over administration of the system (Cal. Const., art. XVI, § 17), which includes the ability to formulate policies, such as the Teleconference Meeting Policy, to facilitate and manage the conduct of the Board's business.

DISCUSSION

The Board of Retirement approved a Teleconference Meeting Policy at its May 1, 2019 meeting. The Policy provides that teleconference meetings may be held under "unusual and material circumstances." The Policy provides that the decision to hold a teleconference meeting may be made on Board Member request followed by full Board action or by Chair determination if there is not enough time for Board action. The Board of Retirement Policy is attached as Exhibit B.

The Board of Investments, at its August 14, 2019 meeting, adopted a different Teleconference Meeting Policy, which provides that a Board Member has a right to a teleconference meeting if a Board meeting is called on less than 20 days' notice and if a Member will be out of state or has health-related concerns. The Policy also provides that a teleconference meeting may be held on Chair determination or full Board action. The Board of Investments Policy is attached as Exhibit C.

Chair Bernstein requested that the Board of Retirement be provided with a copy of the Board of Investments Policy so that the Board can discuss whether to maintain or revise its current Policy. A redlined copy of the current Board of Retirement policy showing the

Each Member, Board of Retirement
Re: Review of Teleconference Meeting Policy
September 25, 2019
Page 2

changes that would need to be made to bring it into alignment with the Board of Investments Policy is attached as Exhibit A.

CONCLUSION

Staff requests that the Board of Retirement review its current Teleconference Meeting Policy and the Board of Investments' Policy and determine whether to revise the current Policy.

c: JJ Popowich

Attachment C
Board of Investments
Teleconference Meeting Policy

BOARD OF INVESTMENTS
TELECONFERENCE MEETING POLICY

A. Statement of Purpose.

In order for Members of the Board of Investments to participate most effectively in Board and committee meetings, the Board finds that members should be personally present. Personal attendance provides Members with the most effective means to interact with each other, staff, and other presenters, enhances receipt of information, deliberations, and decision-making, and furthers the performance of each Member's fiduciary duty and the fiduciary duty of the Board as a whole. The Board finds that attendance at Board and committee meetings should take precedence over any other LACERA business by Members.

The regular Board meeting schedule is set according to the Board's Bylaws, providing for regular monthly meetings on the second Wednesday of every month. This schedule, unless changed by Board action, provides certainty to Members in planning to attend Board and committee meetings. Changes in the regular schedule are by vote of the Board, thereby providing an opportunity for Members to adjust their schedules to attend Board meetings. Special meetings may occasionally be noticed without Board vote.

Notwithstanding the preference for Members to personally attend meetings, the Board finds that there are limited circumstances when it is appropriate to permit teleconference meetings in accordance with the Ralph M. Brown Act, Government Code Section 54953(b), as described in this policy.

B. Definition.

For purposes of this policy, "teleconference" has the meaning set forth in Government Code Section 54953(b)(4), which is "a meeting of a legislative body, the members of which are in different locations, connected by electronic means, through either audio or video, or both."

C. Teleconference Meeting of the Board of Investments.

1. Less than 20 Days' Notice.

Teleconference meetings shall be allowed for all meetings set on less than 20 days' notice at the request of any Member who will be out of state or due to health-related concerns. A teleconference venue that meets the requirements of the Brown Act shall be provided by LACERA at its expense, only if necessary.

///
///

2. Chair Determination.

The Chair of the Board, or the Vice Chair if the meeting concerns the Chair, may determine to agendize a teleconference meeting under any circumstances in their discretion.

3. Member Request, and Board Action.

A Member may agendize, in accordance with the Board's Bylaws, a request to hold any meeting by teleconference for action by the full Board, provided that the request must be presented for action no later than the Board meeting immediately preceding the meeting for which a teleconference meeting is proposed to be held.

4. Meeting Procedure.

If a teleconference meeting is approved, it shall be agendized and conducted in accordance with the provisions of Government Code Section 54953(b) and all other applicable provisions of the Brown Act or other law, including but not limited to:

- a. Each teleconference location shall be identified in the notice and agenda for the meeting.
- b. Each teleconference location shall be accessible to the public in accordance with the protections and prohibitions of Section 202 of the Americans with Disabilities Act (42 U.S.C. § 12132). A teleconference location may be located anywhere in the world.
- c. The agenda for the teleconference meeting shall be posted at all teleconference locations.
- d. The agenda shall provide an opportunity for members of the public to hear the proceedings and address the Board directly at each teleconference location on any subject matter within LACERA's jurisdiction, subject to Government Code Section 54954.3.
- e. During the teleconference meeting, at least a quorum of the members of the Board shall participate from locations in Los Angeles County.
- f. All votes at a teleconference meeting shall be by rollcall.
- g. Bilingual services required by the Dymally-Alatorre Bilingual Services Act, California Government Code Sections 7290 - 7299.8, will be provided at the

teleconference meeting location in the same manner as such requirements are complied with for a meeting at LACERA's offices.

D. Board of Investments Committee Meetings.

Teleconference meetings shall not be held for meetings of standing committees of the Board of Investments.

E. Exclusions.

This policy does not apply to meetings of joint committees of the Board of Retirement and Board of Investments, which are subject to the terms of each joint committee's charter.

F. Review.

This policy shall be reviewed by the Board of Investments at least every three years.

Approved by the Board of Investments: August 14, 2019

Attachment D
Governor's Executive Order N-29-20

**EXECUTIVE DEPARTMENT
STATE OF CALIFORNIA**

EXECUTIVE ORDER N-29-20

WHEREAS on March 4, 2020, I proclaimed a State of Emergency to exist in California as a result of the threat of COVID-19; and

WHEREAS despite sustained efforts, the virus continues to spread and is impacting nearly all sectors of California; and

WHEREAS the threat of COVID-19 has resulted in serious and ongoing economic harms, in particular to some of the most vulnerable Californians; and

WHEREAS time bound eligibility redeterminations are required for Medi-Cal, CalFresh, CalWORKs, Cash Assistance Program for Immigrants, California Food Assistance Program, and In Home Supportive Services beneficiaries to continue their benefits, in accordance with processes established by the Department of Social Services, the Department of Health Care Services, and the Federal Government; and

WHEREAS social distancing recommendations or Orders as well as a statewide imperative for critical employees to focus on health needs may prevent Medi-Cal, CalFresh, CalWORKs, Cash Assistance Program for Immigrants, California Food Assistance Program, and In Home Supportive Services beneficiaries from obtaining in-person eligibility redeterminations; and

WHEREAS under the provisions of Government Code section 8571, I find that strict compliance with various statutes and regulations specified in this order would prevent, hinder, or delay appropriate actions to prevent and mitigate the effects of the COVID-19 pandemic.

NOW, THEREFORE, I, GAVIN NEWSOM, Governor of the State of California, in accordance with the authority vested in me by the State Constitution and statutes of the State of California, and in particular, Government Code sections 8567 and 8571, do hereby issue the following order to become effective immediately:

IT IS HEREBY ORDERED THAT:

1. As to individuals currently eligible for benefits under Medi-Cal, CalFresh, CalWORKs, the Cash Assistance Program for Immigrants, the California Food Assistance Program, or In Home Supportive Services benefits, and to the extent necessary to allow such individuals to maintain eligibility for such benefits, any state law, including but not limited to California Code of Regulations, Title 22, section 50189(a) and Welfare and Institutions Code sections 18940 and 11265, that would require redetermination of such benefits is suspended for a period of 90 days from the date of this Order. This Order shall be construed to be consistent with applicable federal laws, including but not limited to Code of Federal Regulations, Title 42, section 435.912, subdivision (e), as interpreted by the Centers for Medicare and Medicaid Services (in guidance issued on January 30, 2018) to permit the extension of

otherwise-applicable Medicaid time limits in emergency situations.

2. Through June 17, 2020, any month or partial month in which California Work Opportunity and Responsibility to Kids (CalWORKs) aid or services are received pursuant to Welfare and Institutions Code Section 11200 et seq. shall not be counted for purposes of the 48-month time limit set forth in Welfare and Institutions Code Section 11454. Any waiver of this time limit shall not be applied if it will exceed the federal time limits set forth in Code of Federal Regulations, Title 45, section 264.1.
3. Paragraph 11 of Executive Order N-25-20 (March 12, 2020) is withdrawn and superseded by the following text:

Notwithstanding any other provision of state or local law (including, but not limited to, the Bagley-Keene Act or the Brown Act), and subject to the notice and accessibility requirements set forth below, a local legislative body or state body is authorized to hold public meetings via teleconferencing and to make public meetings accessible telephonically or otherwise electronically to all members of the public seeking to observe and to address the local legislative body or state body. All requirements in both the Bagley-Keene Act and the Brown Act expressly or impliedly requiring the physical presence of members, the clerk or other personnel of the body, or of the public as a condition of participation in or quorum for a public meeting are hereby waived.

In particular, any otherwise-applicable requirements that

- (i) state and local bodies notice each teleconference location from which a member will be participating in a public meeting;
- (ii) each teleconference location be accessible to the public;
- (iii) members of the public may address the body at each teleconference conference location;
- (iv) state and local bodies post agendas at all teleconference locations;
- (v) at least one member of the state body be physically present at the location specified in the notice of the meeting; and
- (vi) during teleconference meetings, a least a quorum of the members of the local body participate from locations within the boundaries of the territory over which the local body exercises jurisdiction

are hereby suspended.

A local legislative body or state body that holds a meeting via teleconferencing and allows members of the public to observe and address the meeting telephonically or otherwise electronically, consistent with the notice and accessibility requirements set forth below, shall have satisfied any requirement that the body allow

members of the public to attend the meeting and offer public comment. Such a body need not make available any physical location from which members of the public may observe the meeting and offer public comment.

Accessibility Requirements: If a local legislative body or state body holds a meeting via teleconferencing and allows members of the public to observe and address the meeting telephonically or otherwise electronically, the body shall also:

- (i) Implement a procedure for receiving and swiftly resolving requests for reasonable modification or accommodation from individuals with disabilities, consistent with the Americans with Disabilities Act and resolving any doubt whatsoever in favor of accessibility; and
- (ii) Advertise that procedure each time notice is given of the means by which members of the public may observe the meeting and offer public comment, pursuant to subparagraph (ii) of the Notice Requirements below.

Notice Requirements: Except to the extent this Order expressly provides otherwise, each local legislative body and state body shall:

- (i) Give advance notice of the time of, and post the agenda for, each public meeting according to the timeframes otherwise prescribed by the Bagley-Keene Act or the Brown Act, and using the means otherwise prescribed by the Bagley-Keene Act or the Brown Act, as applicable; and
- (ii) In each instance in which notice of the time of the meeting is otherwise given or the agenda for the meeting is otherwise posted, also give notice of the means by which members of the public may observe the meeting and offer public comment. As to any instance in which there is a change in such means of public observation and comment, or any instance prior to the issuance of this Order in which the time of the meeting has been noticed or the agenda for the meeting has been posted without also including notice of such means, a body may satisfy this requirement by advertising such means using "the most rapid means of communication available at the time" within the meaning of Government Code, section 54954, subdivision (e); this shall include, but need not be limited to, posting such means on the body's Internet website.

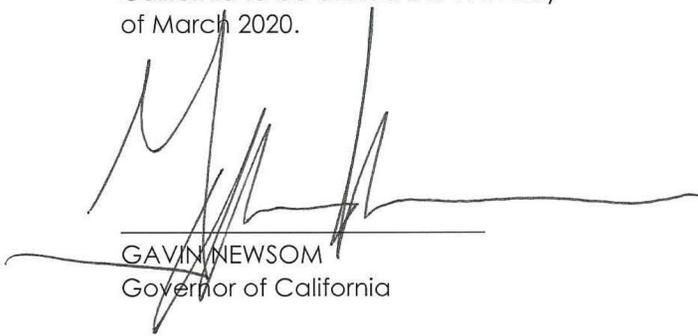
All of the foregoing provisions concerning the conduct of public meetings shall apply only during the period in which state or local public health officials have imposed or recommended social distancing measures.

All state and local bodies are urged to use sound discretion and to make reasonable efforts to adhere as closely as reasonably possible to the provisions of the Bagley-Keene Act and the Brown Act, and other applicable local laws regulating the conduct of public meetings, in order to maximize transparency and provide the public access to their meetings.

IT IS FURTHER ORDERED that as soon as hereafter possible, this Order be filed in the Office of the Secretary of State and that widespread publicity and notice be given of this Order.

This Order is not intended to, and does not, create any rights or benefits, substantive or procedural, enforceable at law or in equity, against the State of California, its agencies, departments, entities, officers, employees, or any other person.

IN WITNESS WHEREOF I have hereunto set my hand and caused the Great Seal of the State of California to be affixed this 17th day of March 2020.



GAVIN NEWSOM
Governor of California

ATTEST:

ALEX PADILLA
Secretary of State

August 19, 2021.

TO: Each Trustee
Board of Retirement

FROM: Insurance, Benefits and Legislative Committee
Les Robbins, Chair
Vivian H. Gray, Vice Chair
Shawn R. Kehoe
Ronald A. Okum
Wayne Moore, Alternate

FOR: September 1, 2021 Board of Retirement Meeting

SUBJECT: **Assembly Bill 826—Compensation Earnable**

Author: Irwin [D]
Sponsor: County of Ventura (co-sponsor)
Service Employees International Union, CA (co-sponsor)
Introduced: February 16, 2021
Amended: July 14, 2021
Status: In SENATE. Read second time and amended. To third reading. (07/14/2021)

IBLC Recommendation: Watch (08/12/2021)
Staff Recommendation: Watch

RECOMMENDATION

That the Board of Retirement adopt a “Watch” position on Assembly Bill 826, which would define compensation earnable to include any form of remuneration, whether paid in cash or as an in-kind benefit, if specified requirements are met.

LEGISLATIVE POLICY STANDARD

AB 826 is not consistent with any of the Board of Retirement’s legislative policy standards that would entail support or opposition. Although the Legislative Policy provides that a “Watch” position indicates that the proposal does not affect LACERA and its stakeholders but would be enacted under a law that covers LACERA such as the County Employees Retirement Law of 1937 (CERL) (Legislative Policy, page 9), staff is engaging in ongoing discussions regarding the effect of this proposal.

SUMMARY

AB 826 would amend the definition of compensation earnable to include any form of remuneration, whether paid in cash or as an in-kind benefit, if all the following requirements are met:

1. The remuneration is made available to any person in the same grade or class of positions.
2. The remuneration is not expressly excluded from the definition of compensation earnable.
3. The remuneration is paid on or after January 1, 2013, is included in compensation earnable, and the employer and employee paid retirement contributions on that remuneration.
4. As of the bill's operative date, the retirement board has not formally reversed a prior determination that a form of remuneration, to which this bill would otherwise apply, is compensation earnable.

ANALYSIS

Existing Law

Government Code Section 31460 provides the definition of “compensation,” and Section 31461 provides the definition of “compensation earnable.” A member’s retirement allowance is based on compensation earnable, service credit, and an age factor. Generally, the higher each of these components are, the higher the retirement benefit. A member receives base salary as compensation and may be receiving additional pay items of compensation such as bonuses and buybacks. To the extent that compensation is compensation earnable, it is used in the benefit formula to calculate a retirement allowance.

Beginning in 1997 (due to litigation initiated by an employee organization in the County of Ventura), compensation earnable has expanded to include many pay items in addition to base salary, although the *Ventura County*¹ decision also excluded items such as termination pay. In the wake of the *Ventura County* decision, several lawsuits were filed statewide by county employees and retirees as to whether *Ventura County* should be applied retroactively. Those lawsuits were consolidated into a single proceeding² for those retirement systems that did not enter into settlement agreements. Until 2013, the decisions in *Ventura County* and *In re Ret. Cases* guided the treatment of compensation earnable in the CERL retirement systems.

The California Public Employees’ Pension Reform Act of 2013 (PEPRA) was enacted to implement then-Governor Jerry Brown’s *Twelve Point Pension Reform Plan*. PEPRA generally applies to new employees on or after January 1, 2013 and introduced the definition of “pensionable compensation” for the purposes of calculating a retirement allowance for PEPRA members.

¹ *Ventura County Deputy Sheriffs' Assn. v. Board of Retirement* (1997) 16 Cal.4th 483

² *In re Ret. Cases. Eight Coordinated Cases* (2003) 110 Cal.App.4th 426

However, the bill (AB 340, Chapter 296, Statutes of 2012) that added PEPRA to the Government Code also amended Section 31461, which provides the definition of “compensation earnable” for legacy members (i.e., those who are not PEPRA members), and sought to limit or exclude certain items of compensation earnable. This change by PEPRA to Section 31461 is also known as the “PEPRA amendment,” and litigation on this amendment was initiated in the Counties of Alameda, Contra Costa, and Merced by employee organizations. The litigation culminated in the California Supreme Court’s *Alameda*³ decision on July 30, 2020, which analyzes whether prior settlement agreements (such as those resulting from the *Ventura County* decision) enabled retirement systems to continue to implement them in the face of subsequent contrary legislative changes and the extent to which such legislative changes to a pension plan (such as those relating to compensation earnable) are constitutionally permissible.

This Bill

In implementing the *Alameda* decision, the Ventura County Employees’ Retirement Association (VCERA) determined that it had to exclude cafeteria contributions (also known as “flex benefits”) from compensation earnable.⁴ Flex benefits are used to purchase in-kind benefits such as medical and other qualified benefits. Since the inception of flex benefits for VCERA’s members, VCERA has been including the entire amount as compensation earnable to calculate retirement allowances.

VCERA has received objections from its members, labor organizations, and the County of Ventura to its proposed implementation of the *Alameda* decision that would exclude flex benefits as compensation earnable.⁵ At its board meeting on October 12, 2020, VCERA deferred taking action to exclude flex benefits as compensation earnable. Since that time, AB 826 has been introduced. The bill is co-sponsored by the County of Ventura and Service Employees International Union, California (SEIU).

As summarized above, AB 826 would allow certain pay items, whether paid as cash or in-kind benefits, to continue to be included as compensation earnable if the retirement board has not taken formal action to reverse a prior determination that the pay item was compensation earnable. As noted in the VCERA CEO’s memo⁶ at the VCERA board meeting of July 26, 2021, if AB 826 is enacted, it would enable VCERA to continue to include flex benefits (albeit a portion) as compensation earnable; if it is not enacted,

³ *Alameda County Deputy Sheriff’s Assn. v. Alameda County Employees’ Retirement Assn.* (2020) 9 Cal.5th 1032

⁴ Ventura County Employees’ Retirement Association. (2020, October 12). *Board of Retirement Disability Meeting: Item VII.A.* Retrieved from https://www.vcera.org/sites/main/files/file-attachments/disability_meeting_agenda_for_10.12.20_public.pdf?1602207301

⁵ VCERA recognizes that the entire amount of the flex credit benefit cannot be considered compensation earnable, and its proposed resolution formulates a method by which a portion can be designated as such in compliance with the *Alameda* decision.

⁶ Ventura County Employees’ Retirement Association. (2021, July 26). *Board of Retirement Business Meeting: Item IX.A.* Retrieved from https://www.vcera.org/sites/main/files/file-attachments/2_business_meeting_agenda_for_july_26_2021_final_v7.pdf?1627058166

VCERA will need to determine further adjustments to its resolution regarding flex benefits to comply with *Alameda*.

Scope of Bill

Although the bill is co-sponsored by the County of Ventura and SEIU to address an issue that arose within VCERA, the bill's applicability is not limited solely to VCERA but applies to all CERL retirement systems. The feedback from the policy committee staff in the California State Legislature was that the bill could not be county-specific.

As noted in the attached bill analysis by the staff of the Senate Committee on Labor, Public Employment and Retirement, the bill may create inequitable treatment among the CERL retirement systems with respect to pay items that certain systems may have already taken formal action to reverse their determination of as compensation earnable to comply with *Alameda*. The analysis notes that there may be a risk of litigation from members for certain pay items that were excluded before the potential enactment of AB 826 as well as the need for further proposals to address this inequitable treatment.

Moreover, although it appears the bill's purpose is to clarify the treatment of flex benefits, the bill's language potentially covers *any* form of cash or in-kind remuneration, and this may have unintended consequences for other existing types of pay items or possibly future pay items. AB 826 relates to the definition of compensation earnable, which is a core component in the design of CERL's benefit formula, and staff is engaging in ongoing discussions about the effect of this proposal on LACERA's plan administration. As noted in the *Alameda* decision, the task of a county retirement board is not to design the pension plan but to implement the design enacted by the Legislature (*Alameda*, p. 1066).

IT IS THEREFORE RECOMMENDED THAT THE BOARD adopt a "Watch" position on Assembly Bill 826, which would define compensation earnable to include any form of remuneration, whether paid in cash or as an in-kind benefit, if specified requirements are met.

Attachments

Attachment 1—Board Positions Adopted on Related Legislation

Attachment 2—Support and Opposition

AB 826 (Irwin) as amended on July 14, 2021

AB 826 Bill Analysis, Senate Committee on Labor, Public Employment and Retirement (June 22, 2021)

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Board of Retirement
August 19, 2021
Page 5

cc: Santos H. Kreimann
Luis Lugo
JJ Popowich
Steven P. Rice
Fern Billingsy
Johanna Fontenot
Joe Ackler, Ackler & Associates

BOARD POSITIONS ADOPTED ON RELATED LEGISLATION

AB 197 (Chapter 297, Statutes of 2012) enacted technical clarifications to the definition of compensation earnable that was amended by AB 340. The Board of Retirement did not adopt a position.

AB 340 (Chapter 296, Statutes of 2012) enacted the California Public Employees' Pension Reform Act of 2013, amended the County Employees Retirement Law of 1937's (CERL) provisions on compensation earnable, and added new provisions to CERL on the assessment, reporting, and audit of compensation items. The Board of Retirement adopted a "Watch" position.

AB 826
Attachment 2—Support and Opposition
Board of Retirement
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Page 1

SUPPORT

County of Ventura (Co-Sponsor)
Service Employees International Union, California (Co-Sponsor)
Orange County Employees Association

OPPOSITION

None on file

AMENDED IN SENATE JULY 14, 2021

AMENDED IN SENATE JUNE 22, 2021

AMENDED IN SENATE JUNE 21, 2021

AMENDED IN ASSEMBLY APRIL 19, 2021

CALIFORNIA LEGISLATURE—2021–22 REGULAR SESSION

ASSEMBLY BILL

No. 826

Introduced by Assembly Member Irwin

February 16, 2021

An act to amend Section 31461 of the Government Code, relating to public employees' retirement.

LEGISLATIVE COUNSEL'S DIGEST

AB 826, as amended, Irwin. County Employees Retirement Law of 1937: compensation earnable.

The County Employees Retirement Law of 1937 (CERL) authorizes counties to establish retirement systems pursuant to its provisions for the purpose of providing pension, disability, and other benefits to county and district employees. CERL defines compensation earnable for purposes of its provisions, with particular application to the calculation of final compensation and the determination of pension amounts and other benefits. Existing law, the Public Employees' Pension Reform Act of 2013, prescribes various limitations on public employees, employers, and retirement systems concerning, among other things, the types of remuneration that may be included in compensation that is applied to pensions.

This bill would prescribe, for CERL, a definition of compensation earnable that would include any form of remuneration, whether paid in

cash or as in-kind benefits, if specified requirements are met. The bill would state that these provisions are declarative of existing law.

Vote: majority. Appropriation: no. Fiscal committee: no. State-mandated local program: no.

The people of the State of California do enact as follows:

1 SECTION 1. Section 31461 of the Government Code is
2 amended to read:

3 31461. (a) "Compensation earnable" by a member means the
4 average compensation, as determined by the board, for the period
5 under consideration upon the basis of the average number of days
6 ordinarily worked by persons in the same grade or class of positions
7 during the period, and at the same rate of pay. The computation
8 for any absence shall be based on the compensation of the position
9 held by the member at the beginning of the absence. Compensation,
10 as defined in Section 31460, that has been deferred shall be deemed
11 "compensation earnable" when earned, rather than when paid.

12 (b) Except as provided in subdivision (c), "compensation
13 earnable" does not include, in any case, the following:

14 (1) Any compensation determined by the board to have been
15 paid to enhance a member's retirement benefit under that system.
16 That compensation may include:

17 (A) Compensation that had previously been provided in kind
18 to the member by the employer or paid directly by the employer
19 to a third party other than the retirement system for the benefit of
20 the member, and which was converted to and received by the
21 member in the form of a cash payment in the final average salary
22 period.

23 (B) Any one-time or ad hoc payment made to a member, but
24 not to all similarly situated members in the member's grade or
25 class.

26 (C) Any payment that is made solely due to the termination of
27 the member's employment, but is received by the member while
28 employed, except those payments that do not exceed what is earned
29 and payable in each 12-month period during the final average
30 salary period regardless of when reported or paid.

31 (2) Payments for unused vacation, annual leave, personal leave,
32 sick leave, or compensatory time off, however denominated,
33 whether paid in a lump sum or otherwise, in an amount that exceeds

1 that which may be earned and payable in each 12-month period
2 during the final average salary period, regardless of when reported
3 or paid.

4 (3) Payments for additional services rendered outside of normal
5 working hours, whether paid in a lump sum or otherwise.

6 (4) Payments made at the termination of employment, except
7 those payments that do not exceed what is earned and payable in
8 each 12-month period during the final average salary period,
9 regardless of when reported or paid.

10 (c) (1) Notwithstanding subdivision (b) and Section 31460,
11 “compensation earnable” means any form of remuneration, whether
12 paid in cash or as in-kind benefits, if all of the following
13 requirements are met:

14 (A) The remuneration is made available to any person in the
15 same grade or class of positions. For purposes of this subdivision,
16 “grade or class of positions” means a number of employees
17 considered together because they share similarities in job duties,
18 work location, collective bargaining unit, or other logical,
19 work-related grouping. A single employee shall not be considered
20 a grade or class of positions.

21 (B) The remuneration is not expressly excluded from
22 “compensation earnable” pursuant to paragraphs (2) to (4),
23 inclusive, of subdivision (b).

24 (C) ~~With regard to~~ *The remuneration is paid between on or after*
25 *January 1, 2013, and July 30, 2020, the remuneration was is*
26 *included in compensation earnable, and the employer and employee*
27 *paid contributions to the retirement system based on the*
28 *remuneration.*

29 (D) On the date that the act adding this subdivision becomes
30 operative, the board of retirement has not completed a formal
31 action to reverse a prior determination that a form of remuneration,
32 to which this subdivision would otherwise apply, is compensation
33 earnable.

34 (2) This subdivision is declarative of existing law.

35 (d) The terms of subdivision (b) are intended to be consistent
36 with and not in conflict with the holdings in *Salus v. San Diego*
37 *County Employees Retirement Association* (2004) 117 Cal.App.4th

1 734 and In re Retirement Cases ~~(2003) 110~~ (2003) 110 Cal.App.4th
2 426.

O

SENATE COMMITTEE ON LABOR, PUBLIC EMPLOYMENT AND RETIREMENT

Senator Dave Cortese, Chair

2021 - 2022 Regular

Bill No:	AB 826	Hearing Date:	July 12, 2021
Author:	Irwin		
Version:	June 22, 2021		
Urgency:	No	Fiscal:	No
Consultant:	Glenn Miles		

SUBJECT: County Employees Retirement Law of 1937: compensation earnable

KEY ISSUE

Should the Legislature clarify the Public Employees' Pension Reform Act (PEPRA) as upheld by the California Supreme Court's *Alameda* decision¹ so that 37 Act County retirement systems can include specified compensation in legacy members' pension calculations?

ANALYSIS

Existing law:

- 1) Establishes the County Employees Retirement Law of 1937 Act (referred to as "37 Act" or "CERL") consisting of twenty county retirement systems to provide defined benefit pension benefits to public county or district employees, as specified. (Government Code § 31450 et seq.)
- 2) Provides that 37 Act retirement system members are entitled, upon retirement for service, to receive a retirement allowance consisting of their service retirement annuity, their current service pension, and their prior service pension, as specified. (GC § 31673)
- 3) Establishes benefit provisions for the general defined benefit plan that each member county can adopt by resolution. Existing law also provides specific plan elements by statute to particular systems, as specified. Thus, while 37 Act retirement systems have similar characteristics each has its own particular benefit structure and requirements. (e.g., GC § 31461.1)
- 4) Defines "compensation earnable" and "pensionable compensation"², as specified, in the 37 Act, and as amended by PEPRA, which is the member's compensation that a pension system may include in calculating the member's pension benefit. Existing law also specifically excludes certain forms of compensation from pension benefit calculations in order to prevent manipulation of pension benefits in contravention of the theory and successful operation of a pension system. (GC § 31461 and GC § 7522.34)
- 5) Establishes PEPRA, a comprehensive reform of public pension law designed to stabilize public pension systems while preserving the objective of ensuring that public employees who

¹ *Alameda County Deputy Sheriff's Assn. v. Alameda County Employee Retirement Assn.*, S247095 (Cal. Jul. 30, 2020).

² Compensation earnable is the terminology used in the 37 Act and "pensionable compensation" is the terminology used in PEPRA.

dedicate a lifetime of service to California receive retirement security in their old age (GC § 7522 et seq.).

- 6) Excludes the following forms of compensation from compensation earnable:
- a) Any compensation determined by the board to have been paid to enhance a member's retirement benefit under that system, including:
 - (1) Compensation that had previously been provided in kind to the member by the employer or paid directly by the employer to a third party other than the retirement system for the benefit of the member, and which was converted to and received by the member in the form of a cash payment in the final average salary period.
 - (2) Any one-time or ad hoc payment made to a member, but not to all similarly situated members in the member's grade or class.
 - (3) Any payment that is made solely due to the termination of the member's employment, but is received by the member while employed, except those payments that do not exceed what is earned and payable in each 12-month period during the final average salary period regardless of when reported or paid.
 - b) Payments for unused vacation, annual leave, personal leave, sick leave, or compensatory time off, however denominated, whether paid in a lump sum or otherwise, in an amount that exceeds that which may be earned and payable in each 12-month period during the final average salary period, regardless of when reported or paid.
 - c) Payments for additional services rendered outside of normal working hours, whether paid in a lump sum or otherwise.
 - d) Payments made at the termination of employment, except those payments that do not exceed what is earned and payable in each 12-month period during the final average salary period, regardless of when reported or paid. (GC § 31461)

This bill:

1. Amends the definition of "compensation earnable" to include any form of remuneration, whether paid in cash or as in-kind benefits, if all of the following requirements are met:
 - a) The employer made the remuneration available to any person in the same grade or class of positions. "Grade or class of positions" means a number of employees considered together because they share similarities in job duties, work location, collective bargaining unit, or other logical, work-related grouping. The retirement system and employer shall not consider a single employee a grade or class of positions.
 - b) Existing law, as specified, does not *expressly* exclude the remuneration from compensation earnable.
 - c) With regard to remuneration paid between January 1, 2013, and July 30, 2020, the employer and system included the remuneration in compensation earnable, and the employer and employee paid contributions to the retirement system based on the remuneration.
 - d) The retirement system's board, on the bill's operative date, has not formally reversed a prior determination that a form of remuneration, to which this bill would otherwise apply, is compensation earnable.

2. States that the bill's change to compensation earnable is "declarative of existing law", thereby immunizing the inclusion of otherwise prohibited remuneration paid between July 1, 2013, and July 30, 2020, from the requirements of PEPRA and the *Alameda* Supreme Court decision.

COMMENTS

1. Background

PEPRA limited the types of compensation that public employers can include for purposes of calculating their employees' pension allowance. PEPRA, as upheld by the California Supreme Court in its 2020 *Alameda* decision, excluded certain items of pay - to legacy employees as well as PEPRA employees - as part of efforts to end pension spiking (i.e., the practice of padding compensation at the end of the employee's career to inflate the life-long pension benefit the employee would get upon retirement). PEPRA provided express examples of remuneration that are excluded per se and also examples of remuneration that a retirement board may exclude if it determined the compensation was paid to enhance a member's pension benefit.³

After PEPRA became law in 2013, some 37 Act members and employers believed that its provisions regarding the kinds of remuneration excludable from compensation earnable for *legacy* members were constitutionally infirm. They pursued litigation while their systems waited for the outcome of the litigation before unwinding the contested remuneration from their members' pension benefit calculations, believing that PEPRA's provisions affecting legacy members violated those systems' previous contracts and settlement agreements with those members. However, the Supreme Court in *Alameda* upheld PEPRA's provisions. The court found, in part, that the pension systems' past practices and settlement agreements did not prevent the Legislature from revising the law to achieve the permissible purpose of conforming pension benefits to the theory underlying the 37 Act plans by closing loopholes and proscribing potentially abusive practices. Thus, those 37 Act systems that continued to include affected compensation practices from their legacy members' pension calculations now face the daunting task of reversing and recovering from retirees up to 8 years of pension overpayments and refunding contributions that those retirees and active members have paid on the contested compensation.

2. Need for this bill?

According to the author,

AB 826 will ensure specified public employees hired prior to January 1, 2013 do not have their pensions unfairly reduced by clarifying the definition of "compensation earnable", consistent with PEPRA and standing legal precedent.

³ Per se exclusions include, for example, payments for excess unused leave, payments for additional services outside normal work hours, and termination payments made at time of termination. Examples of potential exclusions for compensation to enhance pension benefits include conversions of third party cash or in-kind payments to direct cash payments to the member during the final compensation period, one-time or ad hoc payments made to individuals, and excess termination payments made prior to termination and during the final compensation period. (GC §31461)

The author and the sponsors inform the committee that they need this bill to clarify that certain compensation practices by Ventura County as applied to their legacy employees do qualify as compensation earnable despite PEPRA and *Alameda*.

The author names one particular form of remuneration (a Flexible Benefit Account in which employees are paid an amount which then they must use to purchase health care polices). However, the bill provides authorization to include *any form of cash or in-kind remuneration* in compensation earnable provided the employer paid it to groups of similarly situated employees, PEPRA did not expressly exclude it, the respective retirement board did not previously reject it as compensation earnable, and that the employer and member made conforming pension contributions on the compensation.

Committee Concerns

1. *Creates Inequitable Treatment Among 37 Act Systems that the Legislature Will Probably Have to Address Eventually*

A 37 Act pension board that has already formally reversed a prior determination that a form of remuneration is compensation earnable will not be able to avail themselves of this bill's provisions as currently drafted. This bill must be particularly galling to those 37 Act systems that actually complied with the Legislature's mandate in PEPRA from its implementation date or that promptly initiated the required pension and contribution adjustments immediately after *Alameda*. They may well face lawsuits by their membership to challenge their exclusion or may seek equitable treatment in this or subsequent legislation.

However, if the bill is amended to include them to grandfather the specified compensation for their legacy members, they face inevitable inequities and administrative complexities at the prospect of having to quickly decide whether to reverse their previous resolutions, recalculate their retirees' and members' respective pension benefits and pension contributions, and recalculate their actuarial assumptions regarding their unfunded liability. Some may well prefer to avoid that outcome but the pressures from their members and retirees are likely to be intense to obtain the same benefit. These challenges, though administrative, are not trivial nor free of cost. In the spirit of equity, the Legislature should consider providing funding to those specific 37 Act systems who incurred costs in timely and faithfully complying with and adjusting to PEPRA only to re-incur costs to reverse all that work should this bill eventually apply to them.

2. *Ambiguity in the Language Regarding Post –July 30, 2020, Compensation and Contributions*

The bill's current language regarding the criteria for remuneration that may be included in compensation earnable is ambiguous and could result in the inclusion of cash/in-kind compensation going forward beyond July 30, 2020, and possibly without requiring conforming employer and employee pension contributions.

The ambiguity stems from the phrase "With regard to..." in Section 31461(c) (1) (C) in the context of Section 31461 (c) (1)'s list of requirements that must be met to qualify for inclusion in compensation earnable.

(c) (1) Notwithstanding subdivision (b) and Section 31460, “compensation earnable” means any form of remuneration, whether paid in cash or as in-kind benefits, if *all of the following requirements* are met:

... (C) *With regard* to remuneration paid between January 1, 2013, and July 30, 2020, the remuneration was included in compensation earnable, and the employer and employee paid contributions to the retirement system based on the remuneration.

What about compensation paid after July 30, 2020? Is that included? If not, there is no need to say “with regard” and the reference should be clearer. If post- July 30, 2020 compensation is included, do the members and employers have to pay contributions on that compensation? The existing wording makes it seem like the link to contributions only applies to the 2013-2020 period.

Option 1: Grandfather 2013-2020 Cash / In-kind Compensation (Grandfather Ventura- type systems for 2013-2020)

To eliminate this ambiguity and clarify that the bill authorizes only compensation for the 2013-2020 period (when 37 Act systems presumably were confused about the state of the law) the committee recommends the following amendments:

(C) ~~With regard to remuneration~~ **The remuneration was** paid between January 1, 2013, and July 30, 2020, the remuneration was included in compensation earnable, and the employer and employee paid contributions to the retirement system based on the remuneration.

Option 2: Allow Permanent Cash/ In-Kind Compensation Inclusion but clarify that Post-July 30, 2020 Compensation Also Requires Employer and Employees to Pay Pension Contributions (Clarify that Ventura- type cash and in-kind benefits are permissible under PEPR/ Alameda as specified)

To clarify that Ventura-type systems may continue to permanently include Cash / In-Kind Compensation in compensation earnable for legacy employees but that employers and employees must pay pension contributions on that compensation the committee recommends the following:

(C) ~~With regard to remuneration~~ **The remuneration is** paid ~~between~~ **on or after** January 1, 2013, ~~and July 30, 2020~~, the remuneration ~~was~~ **is** included in compensation earnable, and the employer and employee paid contributions to the retirement system based on the remuneration.

2. Proponent Arguments

According to the sponsors,

The *Alameda* decision created confusion among county retirement systems governed by CERL about how to correctly apply the PEPRA definitions to long-standing compensation practices, including the Flexible Benefit Allowance in Ventura County. The *Alameda* decision did not specifically address compensation, like Ventura's Flexible Benefit Allowance, but some have argued that these payments could fall outside the allowed compensation under CERL. In Ventura's case, however, the County has included the Flexible Benefit Allowance in the pension calculation for legacy employees because employees receive the full cash value and it is a regular, set amount paid every pay period; it is not subject to pension spiking or any other manipulation.

AB 826 has been narrowly crafted to clarify the definition of compensation earnable under CERL to include any form of compensation, whether paid in cash or as in-kind benefits, so long as the compensation is made available to any person in the same grade or class of positions. In addition, both the employer and employee must have paid contributions to the retirement system between January 1, 2013 and July 30, 2020 and the board of retirement must not have taken a formal action to reverse a prior determination regarding such forms of compensation. Importantly, AB 826 does not impact any benefit specifically excluded by PEPRA.

3. Opponent Arguments:

None received.

4. Prior Legislation:

Chapter 296, Statutes of 2012 (AB 340, Furutani), created PEPRA whose key provisions included restrictions on the types of compensation that could be included in determining pension benefits.

SUPPORT

County of Ventura (Co-Sponsor)
Service Employees International Union, California (Co-Sponsor)
Orange County Employees Association

OPPOSITION

None on file.

-- END --

August 17, 2021

TO: Each Trustee,
Board of Retirement

FROM: JJ Popowich *JJP*
Assistant Executive Officer

FOR: September 1, 2021, Board of Retirement Meeting

SUBJECT: Request for Proposal: Budget Consulting Services Selected Vendor

RECOMMENDATION

It is recommended the Board of Retirement authorize staff to engage and contract with SDI Presence (SDI) for consulting services to assist LACERA to review and revise our budget process, identify a software solution and implementation vendor, and assist in the implementation of an enterprise budget application at a cost not to exceed \$200,000.

EXECUTIVE SUMMARY

LACERA's current budget process is manual and tedious. Each year, the Budget Team struggles to compile the necessary schedules and information to draft a budget proposal and the various follow up reports required by the Boards and the Executive Office to provide proper oversight using these manual processes. LACERA recognizes as our business becomes more complex, we need to modernize the budget process to automate the redundant manual steps, provide increased reporting and analytical abilities to the budget process, and integrate the most current Human Resources (HR) data from Los Angeles County into the budget system. A modernized system would support these business requirements and allow LACERA to align expenses with strategic goals and report expenses based on those goals.

The budget staff at LACERA are very experienced with the current budget process, but developing, monitoring, and preparing the budget is a full-time job during the budget cycle. With the introduction of the mid-year budget adjustment process, the budget cycle is essentially a year-round project. At the current staffing resource level, the Budget Team does not have the time to redesign the entire budget process. In addition, LACERA seeks outside expertise from consultants that can take the time to evaluate our current budget process and reporting requirements, assess evolving industry trends, implement an optimal design, and procure a suitable software solution, and ensure a successful implementation and training of staff.

Staff anticipates completing this budget process overhaul in two parts. The first phase will include a process review and re-design. Staff believes process changes are necessary to ensure alignment with industry best practices, prepare for the integration of a formal strategic planning process, and to meet current reporting requirements of staff, management, and the Board. In the second phase, the consultant and staff will issue a request for proposal to obtain a budget software application, implement the application in alignment with the budget process, and introduce staff and the management team to the redesigned budget process and new budget software. LACERA seeks to engage with a consultant that will guide LACERA through the five acquisition stages of an application.



RFP PROCESS

On June 2, 2021, the Operations Oversight Committee authorized staff to issue a Request for Proposal (RFP) for consulting services to find the consultant that will re-design the existing budget process, and oversee the procurement, and implementation of an enterprise budget application for the Administrative Services Division.

A Request for Proposal (RFP) for Consulting Services To Aid In the Design, Procurement, and Implementation of a Budget Application (Administrative Services Division) was posted on lacera.com on June 3, 2021. Invitations to bid were also sent out to the following consultants identified by staff:

- RSM US LLP
- SoftResources
- Nextgen Integrated Technologies & Innovative Systems

- Delbridge Solutions
- RN Consulting Group
- Prime Advisory Services
- Armanino LLP
- BPM Partners
- SDI Presence
- Plante Moran

Vendors were given over 30 days to respond to the RFP, with a due date of July 7, 2021. During this time, vendors were given the opportunity to pose questions and request clarifications. Responses to these questions were provided and posted on lacera.com on July 6, 2021.

The Project Team below, composed of a cross functional unit with representatives from the Administrative Services Division (ASD), Financial Accounting Services Division (FASD), Systems, and the Executive Office, reviewed the submissions.

- JJ Popowich - Executive
- Roberta Van Nortrick - ASD
- Kevin Sakamoto - ASD
- Kaelyn Ung - ASD
- Ted Granger - FASD
- Ervin Wu - FASD
- Kathy Delino - Systems
- Summy Voong - Systems
- Celso Templo - Systems
- Cookie Jaranilla – Systems (Project Manager)

The five firms that responded to the RFP were:

- RSM
- Armanino
- BPM
- SDI
- Plante Moran

The responses were reviewed and scored under the categories of organizational background and personnel, services and implementation, cost, and conflict of interest. From these scores, three finalists were selected and were each asked to provide a presentation primarily on how their firms would deliver on the consultant responsibilities outlined below:

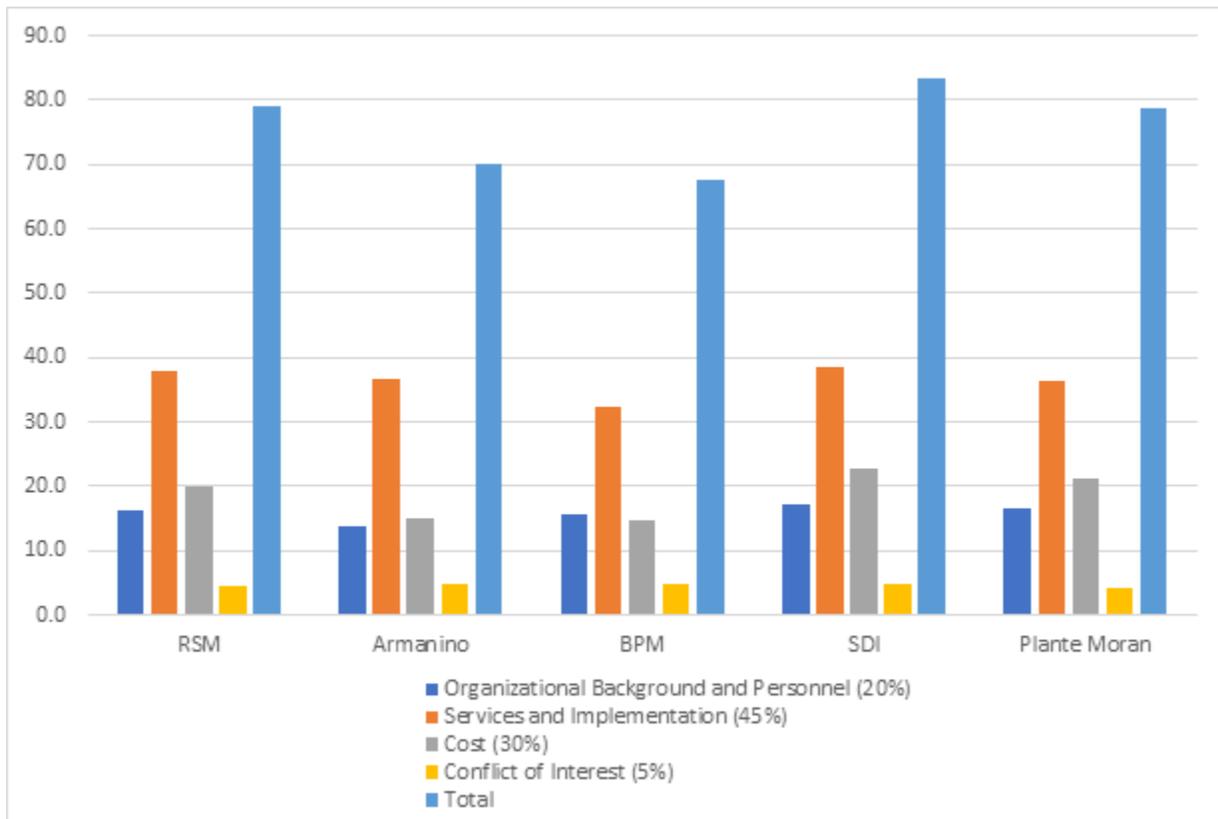
1. Review and analyze LACERA's existing budget processes, report on best practices for government budgeting and recommend application of best practices

and changes to improve LACERA's budget process to be efficient, accurate, cost efficient, and improve the ability of management to understand and manage their budget.

2. Develop, refine, and determine LACERA budget software/application requirements.
3. Prepare and finalize an RFP drafted by the consultant and LACERA.
4. Receive and assist LACERA staff in review RFP responses from potential vendors.
5. Arrange, guide, and direct vendor presentations/ negotiations virtually, at LACERA or at vendor's facilities.
6. Lead vendor contract negotiations and define specific services.
7. Lead vendor negotiations regarding onboarding, transition, and training to a new application/vendor.
8. Lead and aid vendor during transition planning and training, to the redesigned budget processes and new software tool.
9. Assist LACERA in determining implementation needs and guide the implementation process.
10. Develop and deliver appropriate change management, transition, training, and assistance in adoption of the new budget process throughout the organization.
11. Provide a post implementation assessment and recommendations for future initiatives and changes.

Final deliberations from the Project Team resulted in the selection of SDI as the consultancy firm of choice (see chart below). SDI came in second least expensive in cost. SDI demonstrated an excellent track record of government experience. SDI has worked with more than 50 similar-sized agencies and helped them assess, procure, select, and implement new software systems. As an example, SDI is currently providing, or recently completed, projects at the following agencies:

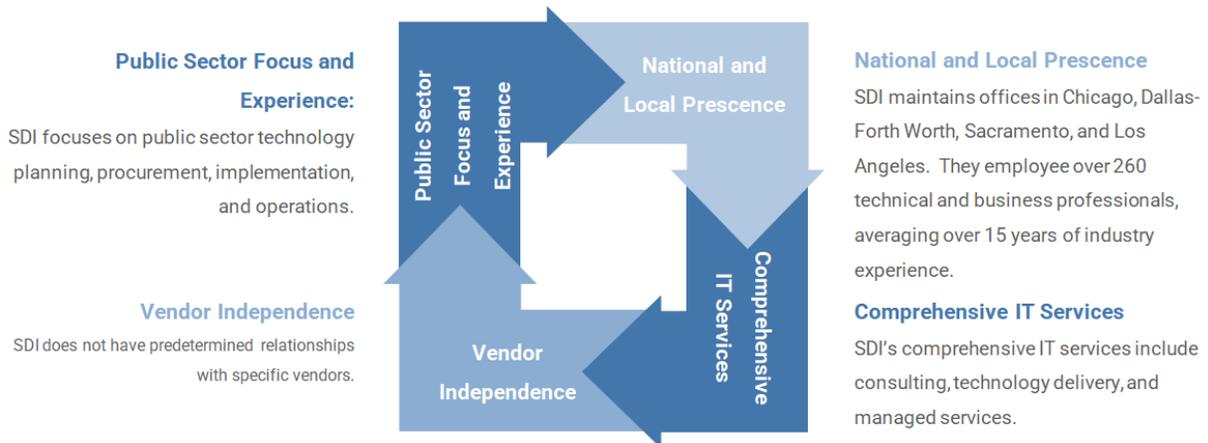
- City of Chino Hills • Cucamonga Valley Water District
- Eastern Municipal Water District • City of Fresno • City of Glendale
- City of Gilroy • City of Manhattan Beach • City of Merced • City of Vernon
- City of Redlands • City of Manhattan Beach • City of Dublin



One of the factors setting SDI apart is that seventy percent of their engagements are IT consulting for financial systems, and it is the core focus of their business. New system procurement and implementation projects are SDI's primary offerings, in contrast to the other bidders that are primarily accounting or generalist consulting firms.

SDI also provided an exemplary and very comprehensive implementation and deliverables document that may well be reviewed, modified, and used as a template for future LACERA RFP efforts. Notable in this implementation plan is the inclusion of change management for Management staff and workshops to discover unmet needs with users post-implementation. Notable in this implementation plan are workshops to help educate LACERA staff on available budget applications and functionalities, and to explore staff's thoughts regarding potential positive outcomes of implementing these functionalities. SDI's engagement includes understanding LACERA's current business processes to help ensure that adoption of new or modified business processes align with best business practices and all organizational requirements. The consultant will ensure the new budget software technical requirements are fully defined such that it interfaces with LACERA's existing general ledger accounting data repository, Microsoft Dynamics Great Plains as well as LACERA's Human Resources data repository, and where possible the County EHR data feeds. Their implementation plan also includes change management for Management staff and workshops to discover unmet needs with users post-implementation.

SDI Overview



During the review process, Plante Moran, our current external auditor for our financial statements presented a strong competitive bid that many on the Project Team viewed positively. However, after consultation with LACERA's Chief Legal Counsel and Chief Internal Auditor, it was determined that Plante Moran would be removed from consideration due to the appearance of a conflict of interest given its existing role as LACERA's financial auditor. Plante Moran's responsibility to audit our financial records, which could include our budget process and expenditures, necessitated a strong line of separation between LACERA operations and their audit functions. LACERA values our partnership with Plante Moran and thanks them for the effort and diligence they put into their response.

PROPOSED PROJECT TIMELINE

The proposed timeline for the consulting services, which includes all phases of the project, is as follows:

- 06/02/21 - RFP posted on lacera.com.
- 06/15/21 - RFP communicated to consultant candidates.
- 07/07/21 - RFP responses received from consultant candidates.
- 08/05/21 - Consultant selection announced to candidates.
- 09/07/21 - Consultant begins LACERA internal budget process review and assessment.
- 11/17/21 - Consultant completes LACERA internal budget process review.
- 12/01/21 - OOC approval and issuance of budget application RFP.
- 01/05/21 - Board of Retirement approval of OOC recommendation and issuance of RFP.

Re: Request for Proposal: Budget Consulting Services

August 17, 2021

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- 02/16/22 - RFP responses received from vendor candidates.
- 03/07/22 - Vendor finalists announced.
- 03/17/21 - End vendor finalist presentations at LACERA and/or at the finalist facilities.
- 03/22/22 - Vendor selection announced, contingent upon Board approval and successful contract negotiations.
- 04/06/22 - Board of Retirement approval of recommended vendor.
- 05/03/22 - Begin conversion to new vendor, as required.
- 06/29/22 - Begin staff training and user testing.
- 07/15/22 - Begin preparation cycle for fiscal year 2023-2024 budget .

CONCLUSION AND RECOMMENDATION

LACERA seeks to redesign and automate its budget process with the guidance of an independent consulting firm. This firm will reengineer the current budget process, guide the selection of an enterprise budget application, and oversee the implementation of the selected software.

IT IS THEREFORE RECOMMENDED THAT THE BOARD authorize staff to engage and contract with SDI Presence (SDI) for consulting services to assist LACERA to review and revise our budget process, identify a software solution and implementation vendor, and assist in the implementation of an enterprise budget application at a cost not to exceed \$200,000.

Reviewed and Approved.



Santos H. Kreimann
Chief Executive Officer

cc: Kathy Delino
Bob Schlotfelt
Ted Granger
Roberta Van Nortrick
Summy Voong
Celso Templo
Cookie Jaranilla
Ervin Wu
Kaelyn Ung
Kevin Sakamoto

August 19, 2021

TO: Each Trustee
Board of Retirement
Board of Investments

FROM: Alan J. Bernstein, Chair
Board of Retirement

Keith Knox, Chair
Board of Investments

FOR: September 1, 2021 Board of Retirement Meeting
September 8, 2021 Board of Investments Meeting

SUBJECT: **Options for Election of Board Officers**

BACKGROUND

The Board of Retirement and Board of Investments each provide for a Chair, Vice Chair, and Secretary to serve as officers of the Board. The current process provides for elections to be held every January with nominations submitted by any trustees during the board meeting. This memo presents different options investigated by staff at the request of the Chairs. It has also been forwarded to fiduciary counsel for review, and staff will relay any comments provided.

LEGAL AUTHORITY

Government Code Section 31525 provides that the Board of Retirement (BOR) and Board of Investments (BOI) may make regulations that are not inconsistent with the County Employees Retirement Law of 1937 (CERL). The regulations become effective when approved by the Board of Supervisors.

The [BOR Regulations](#) (Attachment A) provide that each January the BOR shall elect from its members a Chair, Vice Chair, and Secretary to serve for a term of one year or until his or her successor is duly elected and qualified.

The [BOI Bylaws](#)¹ (Attachment B) provide that each January the BOI shall elect from its members a Chair, Vice Chair, and Secretary to serve for a term of one year or until his or her successor is duly elected and qualified.

DISCUSSION

Staff surveyed the practices of the other CERL retirement systems, the California state retirement systems, and other local agencies (Attachment C). Although many agencies provide for annual elections, which is also the practice of the LACERA Boards, a few

¹ The BOI Bylaws were updated and approved by the BOI on August 9, 2017. However, they have not been forwarded to and approved by the Board of Supervisors as provided under Government Code Section 31525. Note that the updated BOI Bylaws did not change the provisions on the election of board officers.

agencies provide for automatic succession through various methods. Based on some of the concepts embodied in the survey of the practices of other agencies, the following are options for the Boards to consider as alternatives to annual elections for each position of Chair, Vice Chair, and Secretary. (Note that the context of "Board" in the options below means either the BOR or BOI from the perspective of a trustee on that board. Each Board makes its own regulations.)

Option 1: Automatic Succession to Position of Chair (or Vice Chair)

- Provide for the automatic succession of Vice Chair to Chair and the possibility of automatic succession of Secretary to Vice Chair. This process would still entail an annual election for those positions that were vacated due to automatic succession. However, any trustee who will automatically succeed to the position of Chair or Vice Chair may opt out of serving.
- Consider whether the Chair and Vice Chair must be trustees of a different group (i.e., an elected trustee vs. an appointed trustee vs. the ex officio trustee). This may entail the Secretary being in the group same as the Chair if there is automatic succession of the Secretary to Vice Chair.

Option 2: Seat Number (Attachment D)

- Provide for the positions of Chair, Vice Chair, and Secretary to be rotated by the seat number of the trustees in ascending order. For example, the first member would be Chair, the second member would be Vice Chair, and the third member would be Secretary. This would provide for automatic succession of trustees through all the officer positions and avoid the need for annual elections. However, trustees may also elect out of serving as an officer.
- Since an appointed trustee (who has already served as a board officer in a particular seat number) may end up being appointed to a different seat number depending on which County Supervisor makes the appointment and thereby end up in a subsequent impending seat number that is up for automatic succession, it may be advisable to base the appointed seats on a rotation of Supervisorial Districts rather than by board seat number.
- Consider whether the Chair and Vice Chair must be trustees of a different group (i.e., an elected trustee vs. an appointed trustee vs. the ex officio trustee). This constraint may cause nonconsecutive seat numbers to be rotated into these positions. For example, the order would be Seat 1 (Treasurer-Tax Collector), Seat 2 (Elected), Seat 4 (Appointed), Seat 3 (Elected), et seq. and rotated through the positions of Chair, Vice Chair, and Secretary.
- Provide that trustees have a minimum number of years of board experience before automatically serving as an officer (e.g., two years of experience that may be from their current or prior term of office).

Option 3: Seniority (Attachment E)

- In contrast to the use of board seat numbers, a seniority-based system would be based on years of board service for each trustee.
- Each board officer position of Chair, Vice Chair, and Secretary would have a list of trustees in descending order of seniority. At inception of this option, the list for all three positions would be the same.
- The most senior trustee on each list would have priority in deciding whether to serve in that particular board officer position. However, only one position may be chosen by any one trustee (i.e., if the same trustee is the most senior on the list for Chair and Vice Chair, he or she cannot choose to hold both positions simultaneously).
- Once a trustee chooses to serve in a board officer position, his or her years of seniority under that position is reset to zero and would begin anew to accrue years of service to determine seniority for future terms.
- The trustee with the most seniority under a position may opt-out of serving. In that case, his or her years of service remain intact, and the next trustee in seniority may consider whether he or she wants to fill the position.
- The Board may also consider whether there should be a constraint on the Chair and Vice Chair being from different groups (i.e., an elected trustee vs. an appointed trustee vs. the ex officio trustee).

Option 4: Nomination Committee

- A Nomination Committee can provide a slate of candidates for board officers. To formulate its slate of candidates, the Nomination Committee would receive submissions from trustees who wish to serve in a board officer position.
- Consider whether the candidates for Chair and Vice Chair must be from trustees of a different group (i.e., an elected trustee vs. an appointed trustee vs. the ex officio trustee).
- Consider whether nominations may also be taken from the floor during the election in addition to the slate of candidates provided by the Nomination Committee.
- Provide that trustees have a minimum number of years of board experience before being eligible to be considered for a board officer position (e.g., minimum of two years' experience that may be from their current or prior term of office).
- The Nomination Committee will have to decide by a certain amount of time which candidates it will present to the full Board at the January meeting on which the election will take place.

- The Board will need to decide on a number of features of the Nomination Committee:
 - the number of committee members;
 - how it will be decided as to who serves on the committee;
 - whether a committee member may also run for a board office; and
 - the terms of the committee members (i.e., should there be a new committee each year for each annual election or should the committee function over multiple annual elections, which may require dealing with vacancies on the committee?).

Option 5: No Change

- Continue with the current process of an annual election each January.

Other Considerations

- Whether there should be term limits that would restrict a trustee from serving consecutive terms in the same board officer position or limit the number of consecutive terms.

Some agencies do not provide for alternate board members to serve as board officers. The BOR Regulations provide that the alternate retired member (who is the alternate to the office of the eighth member) is eligible to serve as an officer of the BOR. However, they are silent regarding eligibility for the alternate seventh member to serve as a board officer. The BOR would need to consider whether the Regulations should also provide for the eligibility of the alternate seventh member to serve as a board officer. Staff and fiduciary counsel believe that there is a strong case under CERL that the safety and retiree alternates are eligible. Note that for purposes of *Option 3: Seniority*, the seniority list does not include the alternate ex officio member, who does not regularly attend board meetings unless the ex officio member is absent, in contrast to the alternate seventh and alternate retired members who generally attend board meetings concurrently with the seventh and eighth members.

CONCLUSION

If the BOR or BOI arrives at a consensus to change the method by which board officers are selected, the BOR Regulations or the BOI Bylaws may be amended to reflect the new method. The amended Regulations or Bylaws would subsequently be presented for approval to the Board of Supervisors.²

² The State Association of County Retirement Systems' (SACRS) Legislative Committee is currently evaluating a proposal to amend Government Code Section 31525 that would remove the need for amended regulations to be approved by the board of supervisors. If approved by the SACRS membership, this proposal would be introduced in a bill for the 2022 legislative session and, if enacted, would be effective January 1, 2023.

Options for Election of Board Officers
Board of Retirement and Board of Investments
August 19, 2021
Page 5

Attachments

Attachment A: BOR Regulations – Election of the Chair, Vice Chair, and Secretary
Attachment B: BOI Bylaws – Election of the Chair, Vice Chair, and Secretary
Attachment C: Practices of Other Agencies in Selecting Board Officers
Attachment D: Option 2: Seat Number - Scenarios
Attachment E: Option 3: Seniority - BOR & BOI Priority List

cc: Santos H. Kreimann
Luis Lugo
JJ Popowich
Steven P. Rice
Jon Gabel



**BOARD OF RETIREMENT
REGULATIONS**



Managing the Benefits

Adopted, Board of Retirement: April 9, 2015
Approved, Board of Supervisors: May 5, 2015



I. ADMINISTRATION

1. Election of Chair

At the first regular meeting in January, the Board of Retirement shall elect one of its members chair for a term of one year or until his or her successor is duly elected and qualified.

2. Election of Vice Chair

At the first regular meeting in January, the Board of Retirement shall elect one of its members vice chair for a term of one year or until his or her successor is duly elected and qualified.

3. Election of Secretary

At the first regular meeting in January, the Board of Retirement shall elect one of its members secretary for a term of one year or until his or her successor is duly elected and qualified.

4. Election of Audit Committee Member

At the first regular meeting in January, the Board of Retirement shall elect one of its members to serve on the Audit Committee of the Boards of Retirement and Investments for a term of one year or until his or her successor is duly elected.

5. Filling of Vacancy in Office

In the event of a vacancy in the office of chair, vice chair or secretary, the Board of Retirement shall, at its next regular meeting, elect one of its members to fill such vacancy for the remainder of the term.

6. Board Member's Responsibility

A Board member shall not engage in any employment, activity, or enterprise for compensation which is inconsistent, incompatible, in conflict with, or inimical to his or her duties as local agency officer or employee or with the duties, functions, or responsibilities of the Board. Such member shall not perform any work, service, or counsel for compensation outside of his or her Board responsibilities where any part of his or her efforts will be subject to approval by any other member or members of the Board.

7. Alternate Retired Member

Pursuant to Government Code Section 31520.5, the Board of Retirement shall include an alternate retired member whose duties shall include:

(a) **Participation in Board Meetings**

The alternate retired member shall vote as a member of the Board of Retirement only in the absence of the regular retired member. However, the alternate retired member may sit with the Board during the meeting and may participate in deliberations and make motions.

L.A. CERA

Los Angeles County Employees Retirement Association

BYLAWS
BOARD OF INVESTMENTS

***Managing
The
Funds***

Amended by the
Board of Investments
February 11, 2009

BYLAWS

BOARD OF INVESTMENTS

I. ADMINISTRATION

1. Election of Chair

At the first regular meeting in January, the Board of Investments shall elect one of its members chair for a term of one year or until his or her successor is duly elected and qualified.

2. Election of Vice Chair

At the first regular meeting in January, the Board of Investments shall elect one of its members vice chair for a term of one year or until his or her successor is duly elected and qualified.

3. Election of Secretary

At the first regular meeting in January, the Board of Investments shall elect one of its members secretary for a term of one year or until his or her successor is duly elected and qualified.

4. Election of Audit Committee Member

At the first regular meeting in January, the Board of Investments shall elect one of its members to serve on the Audit Committee of the Boards of Retirement and Investments for a term of one year or until his or her successor is duly elected.

Practices of Other Agencies in Selecting Board Officers

Agency	Practice	Source
Alameda County Employees' Retirement Association	Chair, Vice Chair, and Second Vice Chair are elected annually.	Board and Committee Operations Policy
California Public Employees' Retirement System	President and Vice-President are elected annually.	Board Governance Policy
California State Teachers' Retirement System	Chair and Vice-Chair are elected annually.	Policy Manual
Contra Costa County Employees' Retirement Association	Chairperson, Vice-Chairperson, and Secretary are elected annually.	Board of Retirement Regulations
Fresno County Employees' Retirement Association	Chair and Vice-Chair are elected annually.	Board Operations Policy
Imperial County Employees' Retirement System	Chairman, Vice-Chairman, and Secretary are elected annually.	Bylaws and Regulations
Kern County Employee's Retirement Association	<p>Nominating Committee consists of two members designated by Board Chair and two members designated by full Board.</p> <p>Committee presents slate of nominees to full Board, but Chair can call for other nominations as well.</p> <p>The nominees are elected annually to Chair and Vice Chair.</p>	Board of Retirement CERL Regulations

Other Agency Practices

August 19, 2021

Page 2

Agency	Practice	Source
Los Angeles City Council	President and President Pro Tem are elected every two even-numbered years.	Rules of the Los Angeles City Council
Los Angeles City Employees' Retirement System	President and Vice-President are elected annually.	Board Manual
Los Angeles County Board of Supervisors	The Board of Supervisors shall elect a Chairman and select a Chairman pro tem.	Los Angeles County Charter Article II Section 9
Marin County Employees' Retirement Association	Chairperson, Vice-Chairperson, and Secretary are elected annually.	Bylaws and Regulations
Mendocino County Employees Retirement Association	Chairman, Vice Chairman, and Secretary are elected annually.	Bylaws
Merced County Employees' Retirement Association	Chair, Vice Chair, and Secretary are elected annually.	
Metropolitan Transportation Authority	Election of officers held annually. Commencing with first full term of office, there is an automatic rotation of appointees from Los Angeles County, Los Angeles City, and the Los Angeles County City Selection Committee to fill the offices of Chair, 1st Vice-Chair, and 2nd Vice-Chair.	Board Rules and Procedures

Other Agency Practices

August 19, 2021

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Agency	Practice	Source
Orange County Employees Retirement System	<p>Chairperson and Vice-Chairperson serve one-year terms. At end of term, Vice-Chairperson automatically succeeds to Chairperson, and a new Vice-Chairperson is elected.</p> <p>The Chairperson and Vice-Chairperson must be from different groups of board members: elected or appointed.</p>	By-Laws
San Mateo County Employees' Retirement Association	Chair, Vice Chair, and Secretary are elected annually.	Board Regulations
San Bernardino County Employees' Retirement Association	Chair and Vice Chair elected annually.	Board Regulations
Santa Barbara Employees Retirement System	Chair, Vice-Chair, and Secretary are elected annually.	Bylaws
Sacramento County Employees' Retirement System	President and Vice President are elected annually.	Bylaws
San Diego County Employees Retirement Association	Chair, Vice Chair, and Secretary are elected annually.	Policy on the Role of the Officers of the Board of Retirement

Other Agency Practices

August 19, 2021

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Agency	Practice	Source
San Joaquin County Employees' Retirement Association	Chairperson, Vice-Chairperson, and Secretary are elected annually. County Treasurer serves ex-officio as SJCERA's Treasurer.	Bylaws
Sonoma County Employees Retirement Association	Chair and Vice-Chair are elected annually.	Bylaws and Board Operations Policy
Stanislaus County Employees' Retirement Association	<p>Positions of Chair and Vice Chair rotate in ascending order by succession by the number assigned to the board member for a term of one year.</p> <p>Member must have at least two years' experience on the board to be eligible for succession.</p>	Bylaws
Tulare County Employees' Retirement Association	Chairman and Vice Chairman are elected annually.	Bylaws
Ventura County Employees' Retirement Association	<p>Chair and Vice Chair are elected annually.</p> <p>Member must have at least one year of board service before being eligible for election.</p>	Bylaws and Regulations

Option 2: Seat Number Scenarios

BY SEAT (WITHOUT ALTERNATING GROUPS)

Seat	Member	Year 1	Year 2	Year 3	Year 4	Year 5	Year 6	Year 7
1	Ex Officio - TTC	Chair						
2	Elected - General	Vice Chair	Chair					
3	Elected - General	Secretary	Vice Chair	Chair				
4	Appointed		Secretary	Vice Chair	Chair			
5	Appointed			Secretary	Vice Chair	Chair		
6	Appointed				Secretary	Vice Chair	Chair	
7	Elected - Safety					Secretary	Vice Chair	Chair
8	Elected - Retired						Secretary	Vice Chair
9	Appointed							Secretary

BY SEAT (WITH ALTERNATING GROUPS)

Seat	Member	Year 1	Year 2	Year 3	Year 4	Year 5	Year 6	Year 7
1	Ex Officio - TTC	Chair						
2	Elected - General	Vice Chair	Chair					
4	Appointed	Secretary	Vice Chair	Chair				
3	Elected - General		Secretary	Vice Chair	Chair			
5	Appointed			Secretary	Vice Chair	Chair		
7	Elected - Safety				Secretary	Vice Chair	Chair	
6	Appointed					Secretary	Vice Chair	Chair
8	Elected - Retired						Secretary	Vice Chair
9	Appointed							Secretary

Note: These scenarios are intended to illustrate the concept of automatic rotations of trustees through the board officer positions. The scenarios do not take into account various contingencies that might occur such as vacancies due to death or resignation or a trustee not having been appointed by the Board of Supervisors to an open seat. When vacancies occur, the next eligible trustee for succession would have the option to assume the available board officer position.

Option 2: Seat Number Scenarios

BY SEAT AND DISTRICT (WITHOUT ALTERNATING GROUPS)

Seat	Member	Year 1	Year 2	Year 3	Year 4	Year 5	Year 6	Year 7	Year 8	Year 9	Year 10	Year 11
1	Ex Officio - TTC	Chair										
2	Elected - General	Vice Chair	Chair									
3	Elected - General	Secretary	Vice Chair	Chair								
4	Appointed - District 1		Secretary	Vice Chair	Chair							
5	Appointed - District 2			Secretary	Vice Chair	Chair						
6	Appointed - District 3				Secretary	Vice Chair	Chair					
7	Elected - Safety					Secretary	Vice Chair	Chair				
8	Elected - Retired						Secretary	Vice Chair	Chair			
9	Appointed - District 4							Secretary	Vice Chair	Chair		
1	Ex Officio - TTC								Secretary	Vice Chair	Chair	
2	Elected - General									Secretary	Vice Chair	Chair
3	Elected - General										Secretary	Vice Chair
4	Appointed - District 5											Secretary

BY SEAT AND DISTRICT (WITH ALTERNATING GROUPS)

Seat	Member	Year 1	Year 2	Year 3	Year 4	Year 5	Year 6	Year 7	Year 8	Year 9	Year 10	Year 11
1	Ex Officio - TTC	Chair										
2	Elected - General	Vice Chair	Chair									
4	Appointed - District 1	Secretary	Vice Chair	Chair								
3	Elected - General		Secretary	Vice Chair	Chair							
5	Appointed - District 2			Secretary	Vice Chair	Chair						
7	Elected - Safety				Secretary	Vice Chair	Chair					
6	Appointed - District 3					Secretary	Vice Chair	Chair				
8	Elected - Retired						Secretary	Vice Chair	Chair			
9	Appointed - District 4							Secretary	Vice Chair	Chair		
1	Appointed - TTC								Secretary	Vice Chair	Chair	
2	Elected - General									Secretary	Vice Chair	Chair
4	Appointed - District 5										Secretary	Vice Chair
3	Elected - General											Secretary

BOARD OF RETIREMENT SENIORITY LIST

CHAIR

Trustee Name	Priority Date*	Seniority
William R. Pryor	1/1/2000	21 Years, 9 Months
Les Robbins	11/1/1997	20 Years, 11 Months
Shawn R. Kehoe	1/1/2011	10 Years, 9 Months
Vivian H. Gray	1/1/2013	8 Years, 9 Months
Ronald A. Okum	8/1/2013	7 Years, 1 Month
Herman B. Santos	9/14/2017	4 Years
JP Harris	1/1/2018	3 Years, 9 Months
Gina Zapanta	1/1/2018	3 Years, 9 Months
Keith Knox, Ex-Officio	7/14/2019	2 Years, 2 Months
Wayne Moore	1/1/2020	1 Year, 9 Months
Alan J. Bernstein	1/1/2022	0 Years

VICE CHAIR

Trustee Name	Priority Date*	Seniority
William R. Pryor	1/1/2000	21 Years, 9 Months
Les Robbins	11/1/1997	20 Years, 11 Months
Shawn R. Kehoe	1/1/2011	10 Years, 9 Months
Ronald A. Okum	8/1/2013	7 Years, 1 Month
Alan J. Bernstein	1/1/2013	6 Years, 9 Months
Herman B. Santos	9/14/2017	4 Years
JP Harris	1/1/2018	3 Years, 9 Months
Gina Zapanta	1/1/2018	3 Years, 9 Months
Keith Knox, Ex-Officio	7/14/2019	2 Years, 2 Months
Wayne Moore	1/1/2020	1 Year, 9 Months
Vivian H. Gray	1/1/2022	0 Years

SECRETARY

Trustee Name	Priority Date*	Seniority
William R. Pryor	1/1/2000	21 Years, 9 Months
Les Robbins	11/1/1997	20 Years, 11 Months
Shawn R. Kehoe	1/1/2011	10 Years, 9 Months
Vivian H. Gray	1/1/2013	8 Years, 9 Months
Ronald A. Okum	8/1/2013	7 Years, 1 Month
Alan J. Bernstein	1/1/2013	6 Years, 9 Months
Herman B. Santos	9/14/2017	4 Years
JP Harris	1/1/2018	3 Years, 9 Months
Keith Knox, Ex-Officio	7/14/2019	2 Years, 2 Months
Wayne Moore	1/1/2020	1 Year, 9 Months
Gina Zapanta	1/1/2022	0 Years

*Priority Date reflects the first term date of the Trustee on the Board and time on the Board.

2021 Officers have been placed at the end of the list and the priority date reset to zero.

BOARD OF INVESTMENTS SENIORITY LIST

CHAIR

Trustee Name	Priority Date*	Seniority
Herman B. Santos	1/1/2004	17 Years, 9 Months
David Green	1/1/2012	9 Years, 9 Months
Shawn R. Kehoe	1/1/2014	7 Years, 9 Months
Joseph Kelly	4/1/2014	5 Years, 11 Months
Gina V. Sanchez	1/1/2018	3 Year, 9 months
Alan J. Bernstein	1/1/2019	2 Year, 9 months
Elizabeth Greenwood	1/1/2020	1 Year, 9 months
Patrick L. Jones	4/6/2021	5 months
Keith Knox, Ex-Officio	1/1/2022	0 Years

VICE CHAIR

Trustee Name	Priority Date*	Seniority
Herman B. Santos	1/1/2004	17 Years, 9 Months
David Green	1/1/2012	9 Years, 9 Months
Shawn R. Kehoe	1/1/2014	7 Years, 9 Months
Gina V. Sanchez	1/1/2018	3 Year, 9 months
Alan J. Bernstein	1/1/2019	2 Year, 9 months
Keith Knox, Ex-Officio	7/14/2019	2 Years, 2 Months
Elizabeth Greenwood	1/1/2020	1 Year, 9 months
Patrick L. Jones	4/6/2021	5 months
Joseph Kelly	1/1/2022	0 Years

SECRETARY

Trustee Name	Priority Date*	Seniority
Herman B. Santos	1/1/2004	17 Years, 9 Months
David Green	1/1/2012	9 Years, 9 Months
Shawn R. Kehoe	1/1/2014	7 Years, 9 Months
Joseph Kelly	4/1/2014	5 Years, 11 Months
Gina V. Sanchez	1/1/2018	3 Year, 9 months
Keith Knox, Ex-Officio	7/14/2019	2 Years, 2 Months
Elizabeth Greenwood	1/1/2020	1 Year, 9 months
Patrick L. Jones	4/6/2021	5 months
Alan J. Bernstein	1/1/2022	0 Years

*Priority Date reflects the first term date of the Trustee on the Board and time on the Board.

2021 Officers have been placed at the end of the list and the priority date reset to zero.

FOR INFORMATION ONLY

August 24, 2021

TO: Each Trustee
Board of RetirementFROM: Tamara L. Caldwell, Acting Division Manager 
Disability Retirement Services

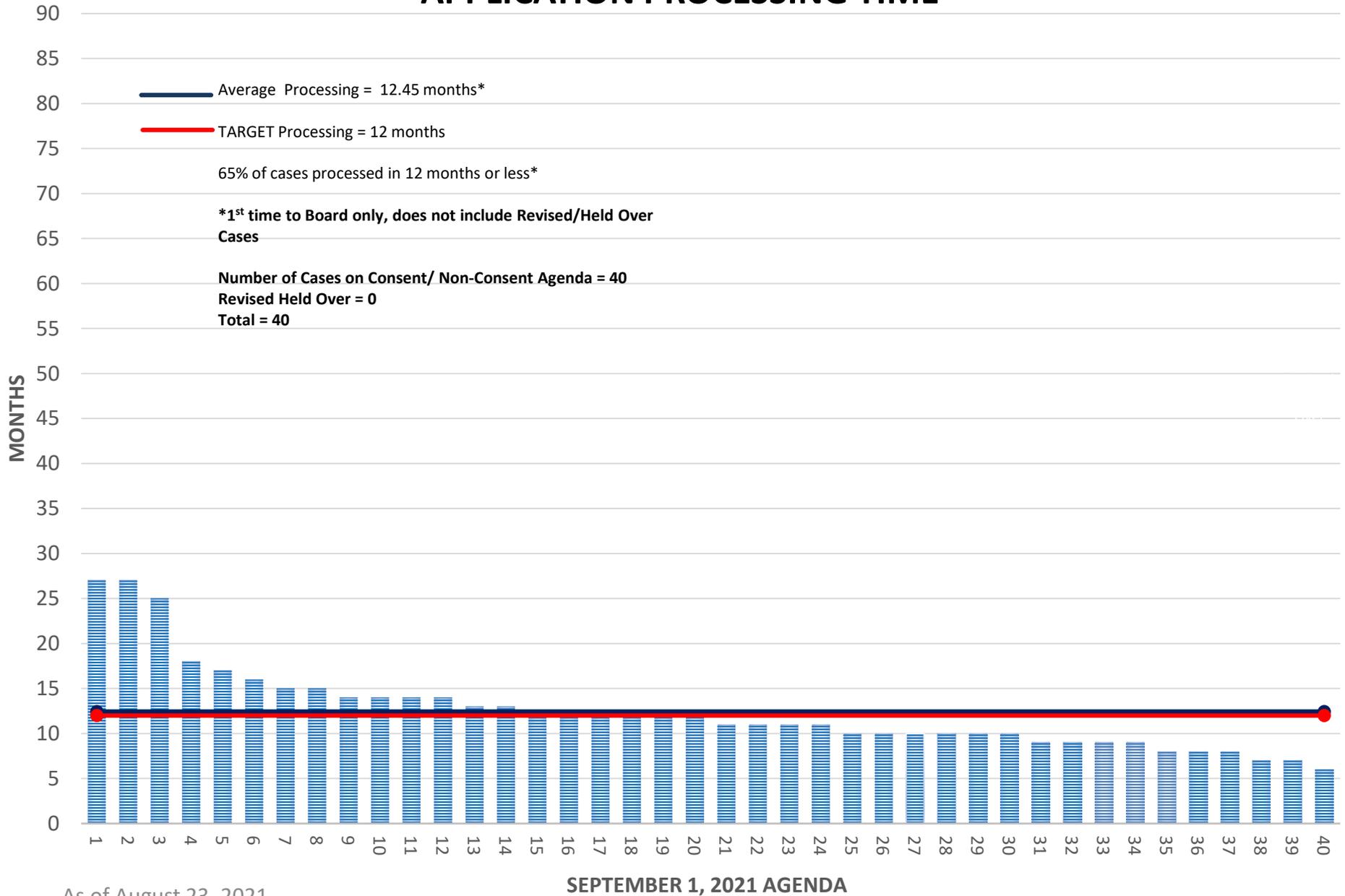
FOR: September 1, 2021, Board of Retirement Meeting

SUBJECT: **Application Processing Time Snapshot Reports**

The following chart shows the total processing time from receipt of the application to the first Board action for all cases on the September 1, 2021, Disability Retirement Applications Agenda.

Consent & Non-Consent Calendar	
Number of Applications	40
Average Processing Time (in Months)	12.45
Revised/Held Over Calendar	
Number of Applications	0
Processing Time Per Case (in Months)	-
Total Average Processing Time All <u>40</u> Cases on Agenda	
	12.45

DISABILITY RETIREMENT SERVICES APPLICATION PROCESSING TIME



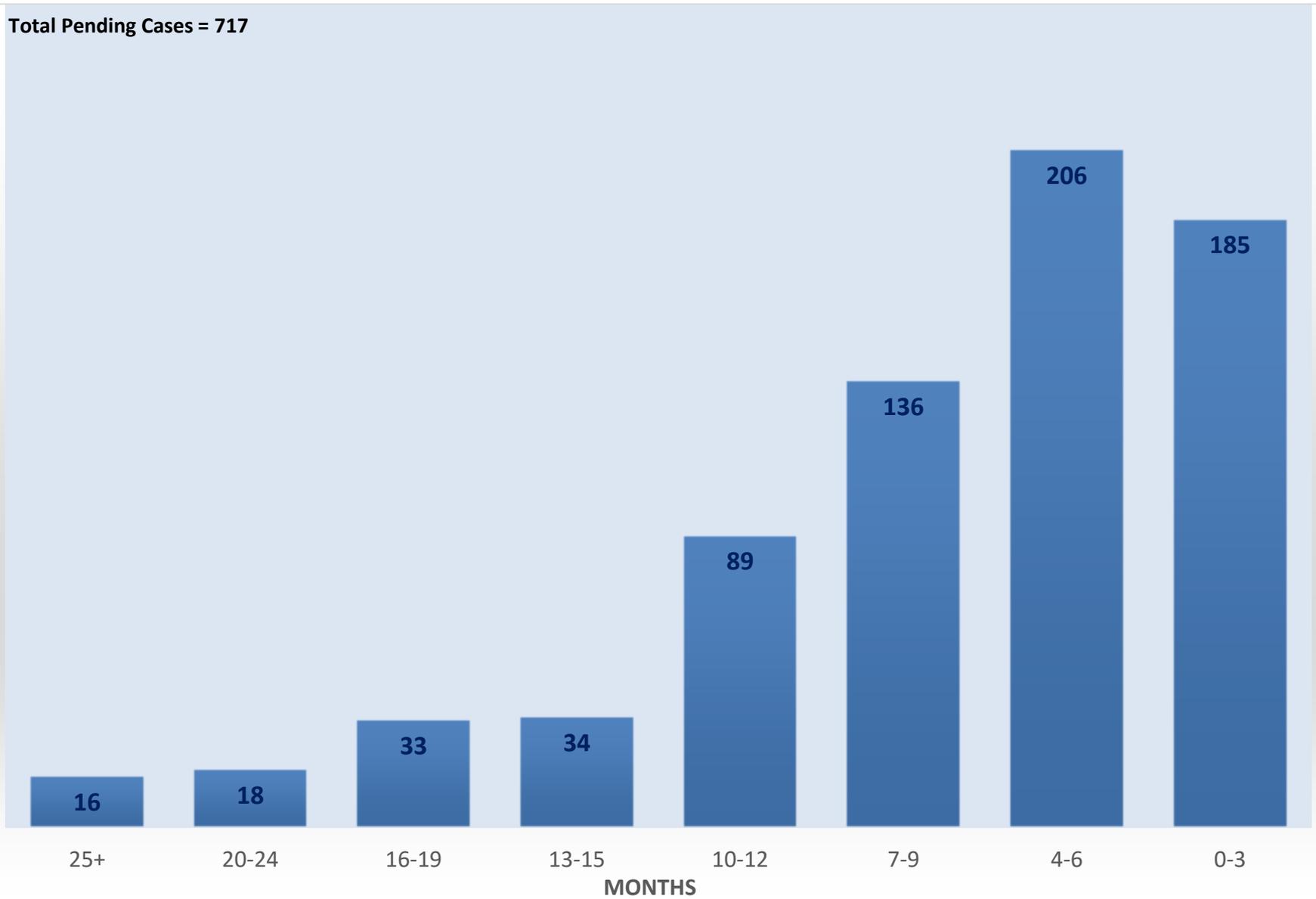
As of August 23, 2021

SEPTEMBER 1, 2021 AGENDA

DISABILITY RETIREMENT SERVICES PENDING APPLICATIONS/TIME INTERVALS

Total Pending Cases = 717

NUMBER OF PENDING APPLICATIONS



As of August 23, 2021

FOR INFORMATION ONLY

August 22, 2021

TO: Each Trustee
Board of Retirement
Board of Investments

FROM: Barry W. Lew 
Legislative Affairs Officer

FOR: September 1, 2021 Board of Retirement Meeting
September 8, 2021 Board of Investments Meeting

SUBJECT: **Monthly Status Report on Legislation**

Attached is the monthly report on the status of legislation that staff is monitoring or on which LACERA has adopted a position.

Reviewed and Approved:



Steven P. Rice, Chief Counsel

Attachments

LACERA Legislative Report Index
LACERA Legislative Report

cc: Santos H. Kreimann
Luis Lugo
JJ Popowich
Steven P. Rice
Jon Gabel
Tony Roda, Williams & Jensen
Joe Ackler, Ackler & Associates

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LACERA Legislative Report
2021-22 Legislative Session
Status as of August 22, 2021

PUBLIC RETIREMENT

CA AB 551	AUTHOR: TITLE: INTRODUCED: DISPOSITION: SUMMARY:	Rodriguez [D] Teachers' Retirement System: Individual Plans 02/10/2021 Pending Authorizes the State Teachers' Retirement System to administer an individual retirement plan as described in Section 408 of Title 26 of the United States Code. Eliminates the requirement that the administration of these plans be for the purpose of accepting a rollover from an annuity contract or custodial account offered by the system.
	STATUS:	06/03/2021 In ASSEMBLY. To Inactive File.
CA AB 627	AUTHOR: TITLE: INTRODUCED: DISPOSITION: SUMMARY:	Waldron [R] Recognition of Tribal Court Orders: Retirement Plans 02/12/2021 Enacted Establishes a procedure pursuant to which one or both of the parties to a tribal court proceeding may file an application for recognition of a tribal court order that establishes a right to child support, spousal support payments, or marital property rights to a spouse, former spouse, child, or other dependent of a participant in a retirement plan or other plan of deferred compensation, and that assigns all or a portion of the benefits payable with respect to the plan participant to an alternate payee.
	STATUS:	07/09/2021 Chaptered by Secretary of State. Chapter No. 2021-058
CA AB 826	AUTHOR: TITLE: INTRODUCED: LAST AMEND: DISPOSITION: SUMMARY:	Irwin [D] County Employees Retirement Law: Compensation Earnable 02/16/2021 07/14/2021 Pending Prescribes, for the County Employees Retirement Law, a definition of compensation earnable that would include any form of remuneration, whether paid in cash or as in-kind benefits, if specified requirements are met.
	STATUS:	07/14/2021 In SENATE. Read second time and amended. To third reading.
	IBLC_Recommendation: Staff_Recommendation:	Watch 08/12/2021 Watch
CA AB 1133	AUTHOR: TITLE: INTRODUCED: DISPOSITION: SUMMARY:	Chen [R] State Employee Hybrid Pension System 02/18/2021 Pending States the intent of the Legislature to enact legislation that would create a hybrid retirement benefit, consisting of a defined benefit pension and a defined

contribution program, within the Public Employees' Retirement System, that state employees would have the option of electing.

STATUS:

02/18/2021 INTRODUCED.

CA AB 1293

AUTHOR: Cooley [D]
TITLE: Federal Law Limits: Adjustments
INTRODUCED: 02/19/2021
LAST AMEND: 07/06/2021
DISPOSITION: Pending
SUMMARY:

Prohibits the amount payable to a member or a judge under the Legislators' Retirement System, the Judges' Retirement System, and the Judges' Retirement System II, including specified adjustments, from exceeding the federal limits on annual defined benefit plan payments and would incorporate specified provisions of federal law by reference. Requires the retirement allowance of specified judges to be increased to reflect adjustments to payment limits prescribed by federal law under certain circumstances.

STATUS:

08/17/2021 In SENATE. Read second time. To Consent Calendar.

CA SB 278

AUTHOR: Leyva [D]
TITLE: PERS: Disallowed Compensation: Benefit Adjustments
INTRODUCED: 01/29/2021
LAST AMEND: 03/23/2021
DISPOSITION: Pending
SUMMARY:

Establishes new procedures under Public Employees' Retirement Law for cases in which Public Employees' Retirement System determines that the benefits of a member or annuitant are, or would be, based on disallowed compensation that conflicts with State Public Employees' Pension Reform Act of 2013 and other specified laws and thus impermissible under Public Employees' Retirement Law.

STATUS:

07/07/2021 In ASSEMBLY Committee on APPROPRIATIONS: To Suspense File.

CA SB 294

AUTHOR: Leyva [D]
TITLE: Public Retirement: Leave of Absence: Service Credit
INTRODUCED: 02/02/2021
LAST AMEND: 06/14/2021
DISPOSITION: Pending
SUMMARY:

Removes the 12-year limitation for service credit earned on a compensated leave of absence for purposes of service with an employee organization. States that this leave is in addition to any leave to which public employees may be entitled by other laws or by a memorandum of understanding or collective bargaining agreement.

STATUS:

08/16/2021 In ASSEMBLY. Read third time. Passed ASSEMBLY. *****To SENATE for concurrence. (57-14)

CA SB 634

AUTHOR: Labor, Public Employment & Retirement Cmt
TITLE: Public Employees' Retirement

INTRODUCED: 02/19/2021
LAST AMEND: 06/14/2021
DISPOSITION: To Governor
SUMMARY:

Applies the above-described requirements regarding signed applications and documents to the Cash Balance Benefit Program and the requirement that State Teachers' Retirement System pay certain Medicare Part A premiums; prohibits a member from purchasing service credit for any school year if the purchase would result in more than one year of service for that school year; deletes an obsolete cross-reference and would extend the requirement to return the total gross distribution amount.

STATUS:

08/17/2021 Enrolled.

Comments:

This is an omnibus bill that covers technical amendments for CalPERS, CalSTRS, and CERL retirement systems.

US HR 2954

SPONSOR: Neal [D]
TITLE: Strong Retirement
INTRODUCED: 05/04/2021
DISPOSITION: Pending
SUMMARY:

Secures a Strong Retirement Act of 2021.

STATUS:

05/04/2021 INTRODUCED.

05/04/2021 To HOUSE Committee on WAYS AND MEANS.

05/04/2021 To HOUSE Committee on FINANCIAL SERVICES.

05/04/2021 To HOUSE Committee on EDUCATION AND LABOR.

Comments:

Would gradually raise the age for mandatory distributions to age 75 by 2032.

US S 1302

SPONSOR: Brown S [D]
TITLE: Pension Offset
INTRODUCED: 04/22/2021
DISPOSITION: Pending
SUMMARY:

Amends Title II of the Social Security Act to repeal the government pension offset and windfall elimination provisions.

STATUS:

04/22/2021 INTRODUCED.

04/22/2021 In SENATE. Read second time.

04/22/2021 To SENATE Committee on FINANCE.

IBLC_Recommendation: Support 08/12/2021

Staff_Recommendation: Support

PUBLIC INVESTMENT

CA AB 539

AUTHOR: Cooley [D]
TITLE: State Teachers' Retirement: Investment Managers
INTRODUCED: 02/10/2021
DISPOSITION: Pending
SUMMARY:

Authorizes the Teachers' Retirement Board to contract with investment advisers upon the same finding by the Board and approval by the State Personnel Board.

Authorizes the Board to establish a competitive bidding process and to specify the contract terms and conditions the Board solely deems necessary and prudent to contract with qualified investment managers and investment advisers.

STATUS:

08/16/2021 In SENATE. Read second time. To third reading.

CA AB 890

AUTHOR: Cervantes [D]
TITLE: Public Employee Retirement Systems: Investment
INTRODUCED: 02/17/2021
LAST AMEND: 05/24/2021
DISPOSITION: Pending
SUMMARY:

Requires the Board of Administration of the Public Employees' Retirement System and the Teachers' Retirement Board to provide reports to the Legislature on the status of achieving objectives and initiatives, to be defined by the boards, regarding participation of emerging managers or diverse managers responsible for asset management within each retirement system's portfolio of investments.

STATUS:

08/16/2021 In SENATE. Read second time. To third reading.

CA AB 1019

AUTHOR: Holden [D]
TITLE: Public Employee Retirement Systems: Investments
INTRODUCED: 02/18/2021
DISPOSITION: Pending
SUMMARY:

prohibit state trust moneys from being used to make additional or new investments or to renew existing investments in investment vehicles issued or owned by the government of Turkey, unless the government adopts a policy to acknowledge the Armenian Genocide and embark on a path of affording justice to its victims.

STATUS:

03/04/2021 To ASSEMBLY Committee on PUBLIC EMPLOYMENT AND RETIREMENT.

CA SB 457

AUTHOR: Portantino [D]
TITLE: Public Employee Retirement Systems: Investments
INTRODUCED: 02/16/2021
DISPOSITION: Pending
SUMMARY:

Requires the boards of administration of the Public Employees Retirement System and the State Teachers Retirement System to provide employers that are school districts and cities that participate in the systems an option to elect an investment portfolio that does not contain investment vehicles that are issued or owned by the government of the Republic of Turkey.

STATUS:

05/28/2021 To ASSEMBLY Committee on PUBLIC EMPLOYMENT AND RETIREMENT.

RETIREMENT PERSONNEL

CA AB 761

AUTHOR: Chen [R]
TITLE: County Employees' Retirement: Personnel: Orange County

INTRODUCED: 02/16/2021
LAST AMEND: 03/18/2021
DISPOSITION: Enacted
SUMMARY:

Authorizes the board of retirement for Orange County to appoint an administrator, assistant administrators, a chief investment officer, subordinate investment officers, senior management employees, legal counsel, and other specified employees. Provides that the personnel appointed pursuant to these provisions would not be county employees subject to county civil service and merit system rules, and instead would be employees of the retirement system.

STATUS:

06/28/2021 Signed by GOVERNOR.
06/28/2021 Chaptered by Secretary of State. Chapter No. 2021-026

PUBLIC EMPLOYMENT

CA AB 17

AUTHOR: Cooper [D]
TITLE: Peace Officers: Disqualification from Employment
INTRODUCED: 12/07/2020
LAST AMEND: 01/12/2021
DISPOSITION: Pending
SUMMARY:

Disqualifies a person from being a peace officer if the person has been discharged from the military for committing an offense that would have been a felony if committed in the state or if the person has been certified as a peace officer and has had that certification revoked by the Commission on Peace Officer Standards and Training.

STATUS:

01/12/2021 From ASSEMBLY Committee on PUBLIC SAFETY with author's amendments.
01/12/2021 In ASSEMBLY. Read second time and amended. Re-referred to Committee on PUBLIC SAFETY.

CA AB 444

AUTHOR: Public Employment and Retirement Cmt
TITLE: State and Local Employees: Pay Warrants: Designees
INTRODUCED: 02/08/2021
DISPOSITION: Enacted
SUMMARY:

Relates to State and local employees. Prescribes a process by which an appointing power would issue a check directly to a designated person instead of delivering employee warrants to that person. Provides that upon sufficient proof of the designee's identity, the appointing power must endorse and deposit the warrant issued to a deceased employee back into the Treasury to the credit of the fund or appropriation upon which it was drawn, then issue a revolving fund check to the designated person.

STATUS:

07/09/2021 Chaptered by Secretary of State. Chapter No. 2021-055
Comments:

The SACRS Legislative Committee is considering a similar proposal that would clarify that a deceased member's last pension check may be issued to a corporation, trust, or estate.

CA AB 1354

AUTHOR: Grayson [D]
TITLE: Public Employees' Retirement

INTRODUCED: 02/19/2021
DISPOSITION: Pending
SUMMARY:

Makes nonsubstantive changes to provisions prohibiting a retired person from being employed by a public employer in the same public retirement system from which the retiree receives pension benefits without reinstatement from retirement into that system, subject to certain exceptions.

STATUS:
02/19/2021 INTRODUCED.
Comments:

This is a spot bill.

CA AB 1460

AUTHOR: Bigelow [R]
TITLE: State Employment: COVID-19 Telework: Costs
INTRODUCED: 02/19/2021
DISPOSITION: Pending
SUMMARY:

Authorizes the Department of Human Resources (CalHR) to provide a one-time payment of an unspecified amount to employees who have been required to telework as a result of the COVID-19 pandemic in order to offset costs associated with working remotely.

STATUS:
03/11/2021 To ASSEMBLY Committee on PUBLIC EMPLOYMENT AND RETIREMENT.

CA SB 411

AUTHOR: Cortese [D]
TITLE: Public Employees' Retirement System
INTRODUCED: 02/12/2021
LAST AMEND: 04/13/2021
DISPOSITION: Enacted
SUMMARY:

Eliminates the requirement that a person employed without reinstatement in a manner other than authorized by PERL be reinstated, instead providing that reinstatement is permissive. Makes conforming changes and makes specific reference to the duties of employees and employers regarding reinstatement after retirement in violation of PEPRRA.

STATUS:
07/23/2021 Signed by GOVERNOR.
07/23/2021 Chaptered by Secretary of State. Chapter No. 2021-136

DISABILITY RETIREMENT

CA AB 845

AUTHOR: Rodriguez [D]
TITLE: Disability Retirement: COVID-19: Presumption
INTRODUCED: 02/17/2021
LAST AMEND: 03/30/2021
DISPOSITION: Enacted
SUMMARY:

Creates a presumption, applicable to the retirement systems that PEPRRA regulates and to specified members in those systems, that would be applied to disability retirements on the basis, in whole or in part, of a Coronavirus disease 2019-related illness. Requires that it be presumed the disability arose out of, or in the course of, the member's employment.

STATUS:

07/23/2021 Signed by GOVERNOR.
07/23/2021 Chaptered by Secretary of State. Chapter No. 2021-122

WORKERS COMPENSATION

CA AB 334	AUTHOR: Mullin [D] TITLE: Workers Compensation: Skin Cancer INTRODUCED: 01/27/2021 DISPOSITION: Pending SUMMARY: Relates to existing law which provides that skin cancer developing in active lifeguards, for purposes of workers' compensation, is presumed to arise out of and in the course of employment, unless the presumption is rebutted. Expands the scope of this provision to certain peace officers of the Department of Fish and Wildlife and the Department of Parks and Recreation. STATUS: 08/16/2021 In SENATE. Read second time. To third reading.
CA AB 415	AUTHOR: Rivas R [D] TITLE: Employment: Workers' Compensation INTRODUCED: 02/03/2021 LAST AMEND: 02/12/2021 DISPOSITION: Pending SUMMARY: Relates to workers' compensation. Defines injury for certain public employees regularly exposed to active fires or health hazards directly resulting from firefighting operations to include cancer that develops or manifests during a period of exposure to a known carcinogen while in public employment. Establishes a presumption that the cancer arose out of, and in the course of, employment, unless the presumption is controverted by evidence. STATUS: 02/12/2021 To ASSEMBLY Committee on INSURANCE. 02/12/2021 From ASSEMBLY Committee on INSURANCE with author's amendments. 02/12/2021 In ASSEMBLY. Read second time and amended. Re-referred to Committee on INSURANCE.
CA AB 772	AUTHOR: Ramos [D] TITLE: Workers' Compensation: Medical Treatment INTRODUCED: 02/16/2021 LAST AMEND: 03/25/2021 DISPOSITION: Pending SUMMARY: Clarifies that an employer is not limited in its ability to insure against an act of domestic terrorism or to provide benefits in excess of those required by existing law following an act of terrorism. Clarifies that when an employer approves a request for medical treatment from a treatment provider, without modification, the employer has completed utilization review under the law. STATUS: 03/25/2021 To ASSEMBLY Committee on INSURANCE. 03/25/2021 From ASSEMBLY Committee on INSURANCE with author's amendments. 03/25/2021 In ASSEMBLY. Read second time and amended. Re-referred to Committee on INSURANCE.

CA AB 872	<p>AUTHOR: Wood [D] TITLE: Leave of Absence: Firefighters INTRODUCED: 02/17/2021 DISPOSITION: Pending SUMMARY: Relates to Leave of absence for firefighters. Makes that benefit available to all rank-and-file and supervisory firefighters employed by the Department of Forestry and Fire Protection whose principal duties include active fire suppression or prevention services. STATUS: 07/05/2021 In SENATE Committee on APPROPRIATIONS: To Suspense File.</p>
CA AB 991	<p>AUTHOR: Ward [D] TITLE: Workers' Compensation: Presumed Injuries INTRODUCED: 02/18/2021 LAST AMEND: 03/11/2021 DISPOSITION: Pending SUMMARY: Expands presumptions for hernia, pneumonia, heart trouble, cancer, tuberculosis, bloodborne infectious disease, methicillin-resistant Staphylococcus aureus skin infection, and meningitis-related illnesses and injuries to a lifeguard employed on a year-round, full-time basis by the City of San Diego. STATUS: 03/11/2021 To ASSEMBLY Committee on INSURANCE. 03/11/2021 From ASSEMBLY Committee on INSURANCE with author's amendments. 03/11/2021 In ASSEMBLY. Read second time and amended. Re-referred to Committee on INSURANCE.</p>
CA SB 213	<p>AUTHOR: Cortese [D] TITLE: Workers' Compensation: Hospital Employees INTRODUCED: 01/12/2021 LAST AMEND: 03/04/2021 DISPOSITION: Pending SUMMARY: Defines injury, for a hospital employee who provides direct patient care in an acute care hospital, to include infectious diseases, cancer, musculoskeletal injuries, post-traumatic stress disorder, and respiratory diseases. Creates a rebuttable presumption that these injuries that develop or manifest in a hospital employee who provides direct patient care in an acute care hospital arose out of and in the course of the employment. Includes COVID-19 in the definitions of infectious and respiratory diseases. STATUS: 06/03/2021 In SENATE. Read third time. Failed to pass SENATE. (20-10) 06/03/2021 In SENATE. Motion to reconsider. 06/03/2021 In SENATE. Reconsideration granted. 06/03/2021 In SENATE. To Inactive File.</p>
CA SB 284	<p>AUTHOR: Stern [D] TITLE: Workers' Compensation: Firefighters and Peace Officers</p>

INTRODUCED: 02/01/2021
LAST AMEND: 06/28/2021
DISPOSITION: Pending
SUMMARY:

Relates to existing Law which provides that injury includes post-traumatic stress that develops during a period in which the injured person is in the service of the department or unit. Makes that provision applicable to active firefighting members of the State Department of State Hospitals, the State Department of Developmental Services, and the Military Department, and the Department of Veterans Affairs, including security officers of the Department of Justice when performing assigned duties.

STATUS:

08/19/2021 In ASSEMBLY Committee on APPROPRIATIONS: To Suspense File.

CA SB 335

AUTHOR: Cortese [D]
TITLE: Workers' Compensation: Liability
INTRODUCED: 02/08/2021
LAST AMEND: 03/10/2021
DISPOSITION: Pending
SUMMARY:

Reduces the time periods after the date the claim form is filed with an employer in which the injury is presumed compensable and the presumption is rebuttable only by evidence discovered subsequent to the time period for certain injuries or illnesses, including hernia, heart trouble, pneumonia, or tuberculosis, among others, sustained in the course of employment of a specified member of law enforcement or a specified first responder.

STATUS:

07/13/2021 In ASSEMBLY Committee on INSURANCE: Failed passage.

CA SB 788

AUTHOR: Bradford [D]
TITLE: Workers' Compensation: Risk Factors
INTRODUCED: 02/19/2021
LAST AMEND: 06/17/2021
DISPOSITION: Pending
SUMMARY:

Prohibits consideration of race, religious creed, color, national origin, gender, marital status, sex, sexual identity, or sexual orientation to determine the approximate percentage of the permanent disability caused by other factors. Expresses the Legislature's intent to eliminate bias and discrimination in the workers' compensation system.

STATUS:

07/01/2021 In ASSEMBLY. Read third time. Passed ASSEMBLY. *****To SENATE for concurrence. (77-0)

BROWN ACT

CA AB 339

AUTHOR: Lee [D]
TITLE: Local Government: Open and Public Meetings
INTRODUCED: 01/28/2021
LAST AMEND: 07/05/2021
DISPOSITION: Pending
SUMMARY:

Requires local agencies to conduct meetings subject to Ralph M. Brown Act

consistent with applicable state and federal civil rights laws. Includes findings that changes proposed by this bill address a matter of statewide concern rather than a municipal affair and, therefore, apply to all cities and counties, including charter cities and counties.

STATUS:

08/17/2021 In SENATE. Read second time. To third reading.

CA AB 361

AUTHOR: Rivas R [D]
TITLE: Open Meetings: Local Agencies: Teleconferences
INTRODUCED: 02/01/2021
LAST AMEND: 07/06/2021
DISPOSITION: Pending
SUMMARY:

Authorizes a local agency to use teleconferencing without complying with the teleconferencing requirements imposed by the Ralph m. Brown Act when a legislative body of a local agency holds a meeting during a declared state of emergency, when state or local health officials have imposed or recommended measures to promote social distancing during a proclaimed state of emergency, provided certain requirements are met. Prohibits the closing of the public comment period.

STATUS:

07/15/2021 In SENATE. Read second time. To third reading.

CA AB 703

AUTHOR: Rubio [D]
TITLE: Open Meetings: Local Agencies: Teleconferences
INTRODUCED: 02/12/2021
LAST AMEND: 04/29/2021
DISPOSITION: Pending
SUMMARY:

Removes the requirements of the Ralph M. Brown Act particular to teleconferencing and allows for teleconferencing subject to existing provisions regarding the posting of notice of an agenda and the ability of the public to observe the meeting and provide public comment.

STATUS:

04/29/2021 From ASSEMBLY Committee on LOCAL GOVERNMENT with author's amendments.

04/29/2021 In ASSEMBLY. Read second time and amended.
Re-referred to Committee on LOCAL GOVERNMENT.

Comments:

According to SACRS lobbyists, this will be a two-year bill and not taken up in 2021.

CA SB 274

AUTHOR: Wieckowski [D]
TITLE: Local Government Meetings: Agenda and Documents
INTRODUCED: 01/29/2021
LAST AMEND: 04/05/2021
DISPOSITION: Pending
SUMMARY:

Requires a local agency with an internet website, or its designee, to email a copy of, or website link to, the agenda or a copy of all the documents constituting the agenda packet if the person requests that the items be delivered by email. Requires the legislative body or its designee to send by mail a copy of the agenda or a website link to the agenda and to email a copy of all

other documents constituting the agenda packet, if specified criteria or circumstances are met.

STATUS:

07/08/2021 In ASSEMBLY. Read second time. To third reading.

PUBLIC RECORDS ACT

CA AB 343	AUTHOR:	Fong [R]
	TITLE:	California Public Records Act Ombudsperson
	INTRODUCED:	01/28/2021
	LAST AMEND:	05/24/2021
	DISPOSITION:	Pending
	SUMMARY:	Establishes, within the California State Auditor's Office, the California Public Records Act Ombudsperson. Requires the California State Auditor to appoint the Ombudsperson subject to certain requirements. Requires the Ombudsperson to receive and investigate requests for review, determine whether the denials of original requests complied with the California Public Records Act, and issue written opinions of its determination.
	STATUS:	06/09/2021 To SENATE Committees on JUDICIARY and GOVERNMENTAL ORGANIZATION.
CA AB 386	AUTHOR:	Cooper [D]
	TITLE:	Public Employees Retirement: Investments: Confidential
	INTRODUCED:	02/02/2021
	LAST AMEND:	06/29/2021
	DISPOSITION:	Pending
	SUMMARY:	Exempts from disclosure under the California Public Records Act specified records regarding an internally managed private loan made directly by the Public Employees' Retirement Fund. Provides that these records would include quarterly and annual financial statements of the borrower or its constituent owners, unless the information has already been publicly released by the keeper of the information. Prescribes specified exceptions to this exemption from disclosure.
	STATUS:	07/13/2021 In SENATE Committee on JUDICIARY: Failed passage. 07/13/2021 In SENATE Committee on JUDICIARY: Reconsideration granted.
CA AB 473	AUTHOR:	Chau [D]
	TITLE:	California Public Records Act
	INTRODUCED:	02/08/2021
	LAST AMEND:	08/16/2021
	DISPOSITION:	Pending
	SUMMARY:	Recodifies and reorganizes the provisions of the act. The bill would include provisions to govern the effect of recodification and states that the bill is intended to be entirely nonsubstantive in effect. The bill would contain related legislative findings and declarations. The bill would become operative on a specified date.
	STATUS:	08/17/2021 In SENATE. Read second time. To third reading.

CA AB 474 **AUTHOR:** Chau [D]
TITLE: California Public Records Act: Conforming Revisions
INTRODUCED: 02/08/2021
LAST AMEND: 08/16/2021
DISPOSITION: Pending
SUMMARY:
Enacts various conforming and technical changes related to another bill, AB 473, which recodifies and reorganizes the California Public Records Act.
STATUS:
08/17/2021 In SENATE. Read second time. To third reading.

SOCIAL SECURITY

CA AJR 9 **AUTHOR:** Cooper [D]
TITLE: Social Security
INTRODUCED: 03/01/2021
DISPOSITION: Adopted
SUMMARY:
Requests the Congress of the United States to enact, and the President to sign, legislation that would repeal the Government Pension Offset and the Windfall Elimination Provision from the Social Security Act.
STATUS:
07/15/2021 Chaptered by Secretary of State.
07/15/2021 Resolution Chapter No. 2021-078
BOR_Position: Support 05/05/2021
IBLC_Recommendation: Support 04/15/2021
Staff_Recommendation: Support

US HR 82 **SPONSOR:** Davis R [R]
TITLE: Government Pension Offset Repeal
INTRODUCED: 01/04/2021
DISPOSITION: Pending
SUMMARY:
Amends the Social Security Act; repeals the Government pension offset and windfall elimination provisions.
STATUS:
01/04/2021 INTRODUCED.
01/04/2021 To HOUSE Committee on WAYS AND MEANS.
BOR_Position: Support 05/05/2021
IBLC_Recommendation: Support 04/15/2021
Staff_Recommendation: Support

US HR 2337 **SPONSOR:** Neal [D]
TITLE: Noncovered Employment
INTRODUCED: 04/01/2021
DISPOSITION: Pending
SUMMARY:
Amends Title II of the Social Security Act to provide an equitable Social Security formula for individuals with noncovered employment and to provide relief for individuals currently affected by the Windfall Elimination Provision.
STATUS:
04/01/2021 INTRODUCED.
04/01/2021 To HOUSE Committee on WAYS AND MEANS.

IBLC_Recommendation: Support 08/12/2021

Staff_Recommendation: Support

HEALTHCARE

CA AB 1092	AUTHOR:	Mayes [R]
	TITLE:	Public Employees' Retirement: Health Benefits
	INTRODUCED:	02/18/2021
	LAST AMEND:	04/26/2021
	DISPOSITION:	Pending
	SUMMARY:	<p>Precludes a person who has retired under PERS and who obtains work with a subsequent employer from receiving any health benefits offered under PEMHCA if the person's subsequent employer offers health care coverage that provides reasonably comparable benefits. Prohibits, among other things, employees, annuitants, and family members who become eligible to enroll on or after a specified date in Part A and Part B of Medicare from being enrolled in a basic health benefit plan.</p>
	STATUS:	
	04/26/2021	From ASSEMBLY Committee on PUBLIC EMPLOYMENT AND RETIREMENT With author's amendments.
	04/26/2021	In ASSEMBLY. Read second time and amended. Re-referred to Committee on PUBLIC EMPLOYMENT AND RETIREMENT.
CA AB 1400	AUTHOR:	Kalra [D]
	TITLE:	Guaranteed Health Care for All
	INTRODUCED:	02/19/2021
	DISPOSITION:	Pending
	SUMMARY:	<p>Creates the Guaranteed Health Care for All Program, or CalCare, to provide comprehensive universal single-payer health care coverage and a health care cost control system for the benefit of all residents of the state. Provides that CalCare cover a wide range of medical benefits and other services and would incorporate the health care benefits and standards of other existing federal and state provisions. Creates the CalCare Board to govern CalCare, made up of 9 voting members.</p>
	STATUS:	
	02/19/2021	INTRODUCED.
US HR 4148	SPONSOR:	Malinowski [D]
	TITLE:	First Responders Medicare Option
	INTRODUCED:	06/24/2021
	DISPOSITION:	Pending
	SUMMARY:	<p>Amends Title XVIII of the Social Security Act to provide an option for first responders age 50 to 64 who are separated from service due to retirement or disability to buy into Medicare.</p>
	STATUS:	
	06/24/2021	INTRODUCED.
	06/24/2021	To HOUSE Committee on WAYS AND MEANS.
	06/24/2021	To HOUSE Committee on ENERGY AND COMMERCE.
US S 2236	SPONSOR:	Brown S [D]

TITLE: Medicare Buy In Option for First Responders

INTRODUCED: 06/24/2021

DISPOSITION: Pending

SUMMARY:

Amends Title XVIII of the Social Security Act to provide an option for first responders age 50 to 64 who are separated from service due to retirement or disability to buy into Medicare.

STATUS:

06/24/2021 INTRODUCED.

06/24/2021 In SENATE. Read second time.

06/24/2021 To SENATE Committee on FINANCE.

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**FOR INFORMATION ONLY**

August 18, 2021

TO: Each Trustee
Board of Retirement

FROM: Ted Granger, Interim Chief Financial Officer *TG*
Financial and Accounting Services Division

FOR: September 1, 2021 Board of Retirement Meeting

SUBJECT: **2022 STAR COLA PROGRAM**

LACERA's consulting actuary, Milliman, confirmed in the attached memo staff's determination that there are no current retirees or beneficiaries eligible for additional Supplemental Targeted Adjustment for Retirees (STAR) Cost-of-Living-Adjustment (COLA) benefits for Program Year 2022 (Attachment 1).

For the calendar year ended in 2020, the Consumer Price Index (CPI) percentage increased 1.5%, which resulted in a 1.5% preliminary COLA award when rounded to the nearest one-half of one percent as prescribed by the California Employees Retirement Law of 1937 (CERL). This means the preliminary COLA effective April 1, 2021 was less than the statutory COLA granted to all contributory members in Plans A–D, as well as members in Plans C and G whose membership is governed by the Public Employees' Pension Reform Act (PEPRA). The COLA Accumulation accounts were reviewed to determine whether amounts may be deducted from the COLA Accumulation accounts and added to the preliminary COLA award, increasing it as much as possible compared to the plan maximums, which becomes the final COLA award. Where possible, COLA accumulation account balances were reduced to increase the statutory COLA. Therefore, for all eligible members in Plans A, B, C, and D, including PEPRA Plans C and G, COLA Accumulation accounts remain below the 20% threshold necessary for granting additional STAR Program benefits (Attachment 2).

Background**COLA**

Sections 31870 and 31870.1 of the Government Code provide for a maximum annual cost-of-living increase to be applied to retirement allowances, optional death allowances, or annual death allowances payable to or on account of any member. COLA maximum increases are 3.0% for Plan A retirees and survivors; 2.0% for Plans B, C, D, and PEPRA Plans C and G; and up to 2.0% for certain Plan E retirees and survivors. These Government Code sections also provide for an accumulation of the annual percentage difference between the CPI and the maximum cost-of-living increase. The accumulated percentage carryover is known as the COLA Accumulation. Although certain Plan E

members are eligible for the statutory April 1st COLA, the law does not provide for a STAR COLA benefit.¹

COLA Accumulation Calculation

The CPI percentage change from January through December is compared to the maximum allowable cost-of-living percentage increase payable to retired LACERA members under Sections 31870 and 31870.1. In years where the change in CPI is greater than the maximum COLA increase, the difference between these two percentages is accumulated annually for each retiree based upon retirement date. The accumulation of differences from each year reflects how much purchasing power has been lost from a retiree's original retirement benefit. By law, the Board of Retirement may provide STAR Program increases once the COLA Accumulation accounts have exceeded a 20% balance.

STAR COLA Program

The Board of Retirement began the STAR COLA Program (STAR Program) in 1990 to restore the member's purchasing power that had been eroded by inflation in excess of the protection provided by the statutory Cost-of-Living Adjustment Program (COLA Program). Since its inception, the Board of Retirement has continued the STAR Program and its commitment to fund the STAR COLA as long as it is economically feasible to do so. Non-contributory members in Plan E are not eligible for STAR Program benefits.

Since 1990 and through 2000, the STAR Program existed as an ad-hoc benefit designed to provide contributory plan members protection against rising inflation beyond the protection provided by the statutory COLA Program, and successfully restored LACERA retiree purchasing power to the then maximum allowable 75% level.

On September 4, 2000, the California Governor signed into law a provision, Section 31874.3 of the Government Code, allowing the Board of Retirement to raise the purchasing power protection to a maximum of 80% and allowed the ability to make permanent the STAR COLA benefits using excess earnings.² This change provided the Board of Retirement with the flexibility to continue the STAR Program as an ad-hoc benefit or the opportunity to make permanent the STAR COLA benefits using excess earnings. On October 9, 2008, except for Program Year 2005, the Board of Retirement made permanent the 2001 through 2009 STAR benefits at an 80% level as authorized in CERL. For Program Years 2010 through 2020, STAR benefits were not provided due to minimal increases in the CPI percentage such that COLA accumulation accounts remained below the 20% threshold for providing STAR Program benefits.

¹ Effective June 4, 2002, Plan E members and their survivors were eligible for COLA. The portion of the COLA percentage received by each Plan E member is a ratio of the member's service credit earned on and after June 4, 2002 to total service credit.

² Excess Earnings are actual cash earnings from the investment portfolio earned during the previous year that remain unspent after paying for costs to administer the system, costs to invest the portfolio, paying interest to the member and employer accounts, and satisfying the 1% contingency reserve requirement in Government Code Sections 31592 and 31592.2.

For STAR Program Years 2005 and 2010 through 2018, the growth in inflation (i.e., CPI increase) was below or equivalent to the statutory COLA granted to contributory plan members, which provided sufficient protection against diminished purchasing power. In addition, all eligible members had COLA Accumulation account balances below the 20% threshold for providing additional STAR Program benefits.

For STAR Program Years 2019 through 2021, although there were increases in the COLA Accumulation accounts, which resulted from the 2017 through 2019 CPI increases exceeding the maximum allowable COLA, the ending COLA Accumulation account balances remained at less than 20%. Since the Board granted all previous STAR Program benefits on a permanent basis in 2008, existing STAR Program participants and their eligible beneficiaries continued receiving these benefits without further action.

Conclusion

In 2020, the CPI percentage increased 1.5%, which resulted in a 1.5% preliminary COLA award when rounded to the nearest one-half of one percent, as prescribed by law. This means the preliminary COLA effective April 1, 2021 was less than the statutory COLA granted to all eligible plan members for Plans A, B, C, and D, including PEPRAs Plans C and G. For retirees with sufficient COLA Accumulation account balances, reductions in the COLA Accumulation accounts caused the final COLA award to be increased to plan maximums. Therefore, the COLA Accumulation account balances remained below the 20% threshold for providing additional STAR benefits for Program Year 2022. Non-contributory Plan E members are not eligible for STAR COLA benefits. Existing STAR Program participants and their eligible beneficiaries will continue receiving these benefits without further action by the Board.

SK:TG:ew
2022 STAR COLA.BOR Memo.doc

Attachments

REVIEWED AND APPROVED:



Santos H. Kreimann
Chief Executive Officer

08/18/2021

Date



1301 Fifth Avenue
Suite 3800
Seattle, WA 98101-2605
USA

Tel +1 206 624 7940

milliman.com

August 3, 2021

Santos Kreimann
Chief Executive Officer
LACERA
P. O. Box 7060
Pasadena, CA 91109-7060

Re: STAR COLA for 2022

Dear Santos:

Per our statement of work, we have reviewed the Supplemental Target Adjustment for Retirees (STAR) COLA program as of January 1, 2022. As of April 2021, all Accumulation Accounts remain less than 20% (the threshold for providing STAR benefits). Therefore, there are no retirees or beneficiaries eligible for a STAR COLA in 2022.

STAR COLA and the Accumulation Account

Under the STAR COLA, each retiree and beneficiary whose benefit has lost more than 20% of its value is eligible to receive, upon Board approval, an increased benefit payment effective January 1 of the following year. The loss of value is measured by the Accumulation Account which is calculated by LACERA staff based on prior benefit payments and the increases in the Los Angeles-Long Beach-Anaheim, CA Consumer Price Index – All Urban Consumers.

For December 2019 to December 2020, the increase in CPI was 1.5% when rounded to the nearest one-half of one percent, as prescribed by law. This resulted in a 2021 COLA of 1.5% for retirees without a COLA bank, and up to the maximum allowed COLA for each Plan for the other eligible retirees. Since the increase in CPI is less than 2.0%, no retirees had an increase in their Accumulation Account in 2021, and the accumulation remained under 20% for all members. Note that Plan E members are not eligible for the STAR COLA.

Actuarial Certification

Milliman's work is prepared solely for the internal business use of LACERA, and may not be provided to third parties without Milliman's prior written consent. Milliman does not intend to benefit or create a legal duty to any third party recipient of its work product. Milliman's consent to release its work product to any third party may be conditioned on the third party signing a Release, subject to the following exceptions:

- (a) The System may provide a copy of Milliman's work, in its entirety, to the System's professional service advisors who are subject to a duty of confidentiality and who agree to not use Milliman's work for any purpose other than to benefit the System.

This work product was prepared solely for LACERA for the purposes described herein and may not be appropriate to use for other purposes. Milliman does not intend to benefit and assumes no duty or liability to other parties who receive this work. Milliman recommends that third parties be aided by their own actuary or other qualified professional when reviewing the Milliman work product.

(b) The System may provide a copy of Milliman's work, in its entirety, to other governmental entities, as required by law.

No third party recipient of Milliman's work product should rely upon Milliman's work product. Such recipients should engage qualified professionals for advice appropriate to their own specific needs.

The consultants who worked on this assignment are retirement actuaries. Milliman's advice is not intended to be a substitute for qualified legal or accounting counsel.

The signing actuaries are independent of the plan sponsors. We are not aware of any relationship that would impair the objectivity of our work.

On the basis of the foregoing, we hereby certify that, to the best of our knowledge and belief, this report is complete and accurate and has been prepared in accordance with generally recognized and accepted actuarial principles and practices. We are members of the American Academy of Actuaries and meet the Qualification Standards to render the actuarial opinion contained herein.

If you have any questions, please let us know.

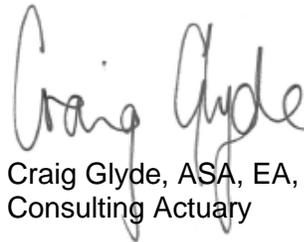
Sincerely,

A handwritten signature in black ink, appearing to read "Nick Collier".

Nick Collier, ASA, EA, MAAA
Consulting Actuary

NC/CG/nlo

cc: Ted Granger
Gloria Rios
Ervin Wu
Mark Olleman

A handwritten signature in black ink, appearing to read "Craig Glyde".

Craig Glyde, ASA, EA, MAAA
Consulting Actuary

STAR COLA
Percentages for 2022

Retirement Date	Plan A		Plans B, C, D		PEPRA Plans C and G**	
	April 2021 COLA Accumulation	2022 STAR % Increase	April 2021 COLA Accumulation	2022 STAR % Increase	April 2021 COLA Accumulation	2022 STAR % Increase
Before 4/1/77	5.3	*	-	-		
4/1/1977 - 3/31/1978	5.3	*	18.5	*		
4/1/1978 - 3/31/1979	5.3	*	18.5	*		
4/1/1979 - 3/31/1980	5.3	*	18.5	*		
4/1/1980 - 3/31/1981	5.3	*	18.5	*		
4/1/1981 - 3/31/1982	0.0	*	18.5	*		
4/1/1982 - 3/31/1983	0.0	*	18.5	*		
4/1/1983 - 3/31/1984	0.0	*	18.5	*		
4/1/1984 - 3/31/1985	0.0	*	18.5	*		
4/1/1985 - 3/31/1986	0.0	*	18.5	*		
4/1/1986 - 3/31/1987	0.0	*	18.5	*		
4/1/1987 - 3/31/1988	0.0	*	18.5	*		
4/1/1988 - 3/31/1989	0.0	*	18.5	*		
4/1/1989 - 3/31/1990	0.0	*	18.5	*		
4/1/1990 - 3/31/1991	0.0	*	15.9	*		
4/1/1991 - 3/31/1992	0.0	*	11.3	*		
4/1/1992 - 3/31/1993	0.0	*	10.7	*		
4/1/1993 - 3/31/1994	0.0	*	10.7	*		
4/1/1994 - 3/31/1995	0.0	*	10.7	*		
4/1/1995 - 3/31/1996	0.0	*	10.7	*		
4/1/1996 - 3/31/1997	0.0	*	10.7	*		
4/1/1997 - 3/31/1998	0.0	*	10.7	*		
4/1/1998 - 3/31/1999	0.0	*	10.7	*		
4/1/1999 - 3/31/2000	0.0	*	10.7	*		
4/1/2000 - 3/31/2001	0.0	*	10.4	*		
4/1/2001 - 3/31/2002	0.0	*	8.7	*		
4/1/2002 - 3/31/2003	0.0	*	8.6	*		
4/1/2003 - 3/31/2004	0.0	*	6.9	*		
4/1/2004 - 3/31/2005	0.0	*	6.9	*		
4/1/2005 - 3/31/2006	0.0	*	4.5	*		
4/1/2006 - 3/31/2007	0.0	*	3.3	*		
4/1/2007 - 3/31/2008	0.0	*	3.3	*		
4/1/2008 - 3/31/2009	0.0	*	3.3	*		
4/1/2009 - 3/31/2010	0.0	*	3.3	*		
4/1/2010 - 3/31/2011	0.0	*	3.3	*		
4/1/2011 - 3/31/2012	0.0	*	3.3	*		
4/1/2012 - 3/31/2013	0.0	*	3.3	*	3.3	*
4/1/2013 - 3/31/2014	0.0	*	3.3	*	3.3	*
4/1/2014 - 3/31/2015	0.0	*	3.3	*	3.3	*
4/1/2015 - 3/31/2016	0.0	*	3.3	*	3.3	*
4/1/2016 - 3/31/2017	0.0	*	3.3	*	3.3	*
4/1/2017 - 3/31/2018	0.0	*	3.3	*	3.3	*
4/1/2018 - 3/31/2019	0.0	*	1.7	*	1.7	*
4/1/2019 - 3/31/2020	0.0	*	0.5	*	0.5	*
4/1/2020 - 3/31/2021	0.0	*	0.0	*	0.0	*

* Not eligible for STAR increase in 2022.

** PEPRA Plans C and G were effective January 1, 2013.



FOR INFORMATION ONLY

July 26, 2021

TO: Trustees – Board of Investments

FROM: Ted Granger 
Interim Chief Financial Officer

FOR: August 14, 2021 – Board of Investments Meeting

SUBJECT: Semi-Annual Interest Crediting for Reserves as of June 30, 2021 (UNAUDITED)

Pursuant to the County Employees Retirement Law Section 31591, regular interest shall be credited semi-annually on June 30 and December 31 to all eligible member contributions in the retirement fund, which have been on deposit six months immediately prior to such date at an interest rate of 2.5% per annum, until otherwise determined by the Board.

The semi-annual interest crediting rate applicable for this cycle, June 30, 2021, was 3.50% (i.e., one-half of the 7.00% annual rate). The Board approved a reduction in the investment return assumption from 7.25% to 7.00% in January 2020. The new rate and corresponding employer and employee contribution rates, were implemented with the March 2020 Board’s action to adopt the June 30, 2019 actuarial valuation.

The Retirement Benefit Funding Policy stipulates that interest credits for Reserve accounts are allocated in the same priority order as the allocation of actuarial assets. Such interest credits are allocated based on Realized Earnings for the six-month period.

As of June 30, 2021, there were sufficient Realized Earnings to meet the required interest credit rates for Priority 1, the Member Reserve, through Priority 5, the Employer Reserve. In as much as there were no balances in the Advanced Employer Contributions Reserve and the County Contribution Credit Reserve at the beginning of the fiscal year, the remaining realized earnings were applied to Priority 6, the Contingency Reserve.

The table below depicts the actual interest credit allocations for the six-month period ended June 30, 2021.

Priority Order	Reserve Account	Interest Credit Rate Applied
1	Member	3.50%
2	Advanced Employer Contributions	N/A
3	Employer	3.50%
4	County Contribution Credit	N/A
5	Employer	3.50%
6	Contingency Reserve	0.17%

Please note the financial data presented in this report is *unaudited*. Plante Moran, LACERA’s external financial statement auditor, is expected to issue an *audited* financial report in mid-October, in time for the October 31 filing deadline with the Los Angeles County Board of Supervisors. The financial data contained herein will be updated based on the completed audit.

REVIEWED AND APPROVED:



Santos H. Kreimann
Chief Executive Officer

Interest Credit Rate Jun 2021 (unaudited).doc
SHK:tg:mh

c: Board of Retirement, LACERA
Fesia Davenport, CEO, Los Angeles County

**FOR INFORMATION ONLY**

August 18, 2021

TO: Each Trustee
Board of Retirement
Board of Investments

FROM: Ted Granger 
Interim Chief Financial Officer

FOR: September 1, 2021 Board of Retirement Meeting
September 8, 2021 Board of Investments Meeting

SUBJECT: **MONTHLY TRAVEL & EDUCATION REPORT – JULY 2021**

Attached, for your review, is the Trustee Travel & Education Report. This report includes all events (i.e., attended and canceled) from July 2021. Staff travel and education is not included in this report and will be reported to the Chief Executive Officer separately.

REVIEWED AND APPROVED:



Santos H. Kreimann
Chief Executive Officer

TG/EW/krh

Attachments

c: L. Lugo
J. Popowich
J. Gabel
S. Rice
R. Van Nortrick



HF1 GH99 TRAVEL AND EDUCATION REPORT*
FOR FISCAL YEAR 2021 - 2022
JULY 2021

Attendee	Purpose of Travel - Location	Event Dates	Travel Status
Patrick Jones			
V	- Edu -SACRS Public Pension Investment Management Program - VIRTUAL	07/13/2021 - 07/22/2021	Attended
Joseph Kelly			
V	- Edu -SACRS Public Pension Investment Management Program - VIRTUAL	07/13/2021 - 07/22/2021	Attended
Keith Knox			
V	- Edu - Harvard Business School Audit Committees In A New Era of Governance - VIRTUAL	07/21/2021 - 07/23/2021	Attended
Herman Santos			
V	- Edu - PPI Roundtable - July 2021 - VIRTUAL	07/13/2021 - 07/15/2021	Attended

Category Legend:

A - Pre-Approved/Board Approved

B - Educational Conferences and Administrative Meetings in CA where total cost is no more than \$2,000 per Trustee Travel Policy; Section III.A

C - Second of two conferences and/or meetings counted as one conference per Trustee Education Policy Section IV.C.2 and Trustee Travel Policy Section IV.

V - Virtual Event

X - Canceled events for which expenses have been incurred.

Z - Trip was Canceled - Balance of \$0.00



Documents not attached are exempt from disclosure under the California Public Records Act and other legal authority.

**For further information, contact:
LACERA
Attention: Public Records Act Requests
300 N. Lake Ave., Suite 620
Pasadena, CA 91101**

**FOR INFORMATION ONLY**

August 18, 2021

TO: Trustees
Board of Retirement
Board of Investments

FROM: Ted Granger 
Interim Chief Financial Officer

FOR: September 1, 2021 Board of Retirement Meeting
September 8, 2021 Board of Investments Meeting

SUBJECT: **4TH QUARTER EDUCATION & TRAVEL EXPENDITURE REPORTS**

Attached, for your review, are the Board and Staff Education & Travel Reports and the Board Cancellation & Credit Expenditures Report which include expenses paid, submitted for reimbursement, or credited for travel events between July 1, 2020 and June 30, 2021. In addition, the Board Cancellation & Credit Expenditures Report for Fiscal Year 2019-2020 is attached for your reference.

REVIEWED AND APPROVED:



Santos H. Kreimann
Chief Executive Officer

TG/EW/krh

Attachments

c: L. Lugo
J. Popowich
J. Grabel
S. Rice
R. Van Nortrick



4TH QUARTER BOARD
EDUCATION AND TRAVEL EXPENDITURE REPORT
FOR FISCAL YEAR 2021
FOR TRAVEL DURING JULY 2020 - JUNE 2021

Cat	Purpose of Travel - Location - Travel Dates	Travel Status	Total Expense	Registration	Lodging	Airfare	Ground Transp.	Mileage	Porterage	Parking	Meals	Per Diem	Misc.
Alan Bernstein													
B -	Edu- 2020 SACRS Fall Virtual Conference - VIRTUAL - 11/10/2020 - 11/13/2020	Attended	\$120.00	\$120.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
Totals for Alan Bernstein:			\$120.00	\$120.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
Elizabeth Ginsberg													
B -	Edu - CALAPRS Principles for Trustees - VIRTUAL - 08/18/2020 - 08/26/2020	Attended	\$500.00	\$500.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
-	Edu - CALAPRS Advanced Principles for Trustees - VIRTUAL - 06/07/2021 - 06/11/2021	Attended	\$650.00	\$650.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
Totals for Elizabeth Ginsberg:			\$1,150.00	\$1,150.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00



**4TH QUARTER BOARD
EDUCATION AND TRAVEL EXPENDITURE REPORT
FOR FISCAL YEAR 2021
FOR TRAVEL DURING JULY 2020 - JUNE 2021**

Cat	Purpose of Travel - Location - Travel Dates	Travel Status	Total Expense	Registration	Lodging	Airfare	Ground Transp.	Mileage	Porterage	Parking	Meals	Per Diem	Misc.
Vivian Gray													
B -	Edu - SACRS Public Pension Investment Management Program 2020 - VIRTUAL - 07/28/2020 - 08/13/2020	Attended	\$500.00	\$500.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
-	Edu - Koried Black Directors' Virtual Workshop - VIRTUAL - 10/15/2020 - 10/15/2020	Attended	\$395.00	\$395.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
-	Edu- 2020 SACRS Fall Virtual Conference - VIRTUAL - 11/10/2020 - 11/13/2020	Attended	\$120.00	\$120.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
-	Edu - CALAPRS General Assembly - VIRTUAL - 03/08/2021 - 03/09/2021	Attended	\$250.00	\$250.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
-	Edu - SACRS Spring Conference - VIRTUAL - 05/11/2021 - 05/14/2021	Attended	\$120.00	\$120.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
-	Edu - NACD Women in the Boardroom: Pathways to a Board Seat - VIRTUAL - 05/18/2021 - 05/18/2021	Attended	\$75.00	\$75.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
Totals for Vivian Gray:			\$1,460.00	\$1,460.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00



**4TH QUARTER BOARD
EDUCATION AND TRAVEL EXPENDITURE REPORT
FOR FISCAL YEAR 2021
FOR TRAVEL DURING JULY 2020 - JUNE 2021**

Cat	Purpose of Travel - Location - Travel Dates	Travel Status	Total Expense	Registration	Lodging	Airfare	Ground Transp.	Mileage	Porterage	Parking	Meals	Per Diem	Misc.
David Green													
B -	Edu - PPI 2020 Summer Roundtable - Los Angeles CA - 07/14/2020 - 07/16/2020	Attended	\$175.00	\$175.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
-	Edu - Pacific Council - "Beyond the Horizon" Summit - VIRTUAL - 07/20/2020 - 07/24/2020	Attended	\$150.00	\$150.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
-	Edu - The Pacific Council on International Policy's PolicyWest 2020 - VIRTUAL - 12/03/2020 - 12/04/2020	Attended	\$50.00	\$50.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
-	Edu - SACRS Spring Conference - VIRTUAL - 05/11/2021 - 05/14/2021	Attended	\$120.00	\$120.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
Totals for David Green:			\$495.00	\$495.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
Elizabeth Greenwood													
B -	Edu- PPI 2020 Asia Pacific Roundtable - VIRTUAL - 10/20/2020 - 10/22/2020	Attended	\$175.00	\$175.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
-	Edu - Yale School of Management Executive Education -Women's Leadership Program - VIRTUAL - 11/18/2020 - 11/18/2020	Attended	\$2,800.00	\$2,800.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
Totals for Elizabeth Greenwood:			\$2,975.00	\$2,975.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
James Harris													
B -	Edu - SACRS Public Pension Investment Management Program 2020 - VIRTUAL - 07/28/2020 - 08/13/2020	Attended	\$500.00	\$500.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
Totals for James Harris:			\$500.00	\$500.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00



**4TH QUARTER BOARD
EDUCATION AND TRAVEL EXPENDITURE REPORT
FOR FISCAL YEAR 2021
FOR TRAVEL DURING JULY 2020 - JUNE 2021**

Cat	Purpose of Travel - Location - Travel Dates	Travel Status	Total Expense	Registration	Lodging	Airfare	Ground Transp.	Mileage	Porterage	Parking	Meals	Per Diem	Misc.
Patrick Jones													
B -	Edu - SACRS Spring Conference - VIRTUAL - 05/11/2021 - 05/14/2021	Attended	\$120.00	\$120.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
-	Edu - NCPERS 2021 Trustee Educational Seminar - VIRTUAL - 06/08/2021 - 06/09/2021	Attended	\$300.00	\$300.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
Totals for Patrick Jones:			\$420.00	\$420.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
Shawn Kehoe													
B -	Edu - PPI 2020 Asia Pacific Roundtable - VIRTUAL - 10/20/2020 - 10/22/2020	Attended	\$175.00	\$175.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
-	Edu - NCPERS Fall Conference - VIRTUAL - 02/02/2021 - 02/03/2021	Attended	\$300.00	\$300.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
Totals for Shawn Kehoe:			\$475.00	\$475.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
Joseph Kelly													
B -	Edu - NACD Financial Services Industry Outlook: Future Trends in Middle Market Credit - VIRTUAL - 01/07/2021 - 01/07/2021	Attended	\$30.00	\$30.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
-	Edu - NACD Hospitality and Travel Industry Outlook: Insights, Impacts, and Opportunities - VIRTUAL - 01/27/2021 - 01/27/2021	Attended	\$30.00	\$30.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
-	Edu - PPI Virtual Roundtable - VIRTUAL - 02/16/2021 - 02/18/2021	Attended	\$175.00	\$175.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
-	Edu - NACD - Conversation with Walter Isaacson - VIRTUAL - 03/08/2021 - 03/08/2021	Attended	\$50.00	\$50.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
-	Edu - SACRS Spring Conference - VIRTUAL - 05/11/2021 - 05/14/2021	Attended	\$120.00	\$120.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
Totals for Joseph Kelly:			\$405.00	\$405.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00



**4TH QUARTER BOARD
EDUCATION AND TRAVEL EXPENDITURE REPORT
FOR FISCAL YEAR 2021
FOR TRAVEL DURING JULY 2020 - JUNE 2021**

Cat	Purpose of Travel - Location - Travel Dates	Travel Status	Total Expense	Registration	Lodging	Airfare	Ground Transp.	Mileage	Porterage	Parking	Meals	Per Diem	Misc.
Keith Knox													
B -	Edu - PPI 2020 Summer Roundtable - Los Angeles CA - 07/14/2020 - 07/16/2020	Attended	\$175.00	\$175.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
-	Edu - SACRS Public Pension Investment Management Program 2020 - VIRTUAL - 07/28/2020 - 08/13/2020	Attended	\$500.00	\$500.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
-	Edu - CII & NYU Corporate Governance Bootcamp - VIRTUAL - 09/23/2020 - 09/25/2020	Attended	\$945.00	\$945.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
-	Edu - CALAPRS Virtual Trustees Round Table - VIRTUAL - 10/23/2020 - 10/23/2020	Attended	\$50.00	\$50.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
-	Edu - PPI Virtual Roundtable - VIRTUAL - 02/16/2021 - 02/18/2021	Attended	\$175.00	\$175.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
-	Edu - NCPERS Accredited Fiduciary Program (Module 1 & 2) - VIRTUAL - 03/02/2021 - 03/05/2021	Attended	\$400.00	\$400.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
-	Edu - NCPERS Accredited Fiduciary Program (Module 3 & 4) - VIRTUAL - 03/09/2021 - 03/12/2021	Attended	\$400.00	\$400.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
-	Edu - NACD Cyber Risk Oversight Program - VIRTUAL - 05/06/2021 - 06/30/2021	Attended	\$4,495.00	\$4,495.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
-	Edu - CALAPRS Virtual Trustees Round Table - VIRTUAL - 05/10/2021 - 05/10/2021	Attended	\$50.00	\$50.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
-	Edu - SACRS Spring Conference - VIRTUAL - 05/11/2021 - 05/14/2021	Attended	\$120.00	\$120.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
Totals for Keith Knox:			\$7,310.00	\$7,310.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00



4TH QUARTER BOARD
EDUCATION AND TRAVEL EXPENDITURE REPORT
FOR FISCAL YEAR 2021
FOR TRAVEL DURING JULY 2020 - JUNE 2021

Cat	Purpose of Travel - Location - Travel Dates	Travel Status	Total Expense	Registration	Lodging	Airfare	Ground Transp.	Mileage	Porterage	Parking	Meals	Per Diem	Misc.
Wayne Moore													
B -	Edu- NASP 31st Annual Virtual Pension & Financial Services Conference - VIRTUAL - 12/07/2020 - 12/10/2020	Attended	\$100.00	\$100.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
Totals for Wayne Moore:			\$100.00	\$100.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
Ronald Okum													
B -	Edu- 2020 SACRS Fall Virtual Conference - VIRTUAL - 11/10/2020 - 11/13/2020	Attended	\$120.00	\$120.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
-	Edu - SACRS Spring Conference - VIRTUAL - 05/11/2021 - 05/14/2021	Attended	\$120.00	\$120.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
Totals for Ronald Okum:			\$240.00	\$240.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
Les Robbins													
B -	Edu - SACRS Spring Conference - VIRTUAL - 05/11/2021 - 05/14/2021	Attended	\$120.00	\$120.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
Totals for Les Robbins:			\$120.00	\$120.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00



**4TH QUARTER BOARD
EDUCATION AND TRAVEL EXPENDITURE REPORT
FOR FISCAL YEAR 2021
FOR TRAVEL DURING JULY 2020 - JUNE 2021**

Cat	Purpose of Travel - Location - Travel Dates	Travel Status	Total Expense	Registration	Lodging	Airfare	Ground Transp.	Mileage	Porterage	Parking	Meals	Per Diem	Misc.
Gina Sanchez													
B -	Edu - CALAPRS Virtual Trustees Round Table - VIRTUAL - 10/23/2020 - 10/23/2020	Attended	\$50.00	\$50.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
-	Edu- 2020 SACRS Fall Virtual Conference - VIRTUAL - 11/10/2020 - 11/13/2020	Attended	\$120.00	\$120.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
-	Edu - Harvard Business School Executive Education - Audit Committees - VIRTUAL - 11/12/2020 - 11/14/2020	Attended	\$5,000.00	\$5,000.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
-	Edu - NCPERS Fall Conference - VIRTUAL - 02/02/2021 - 02/03/2021	Attended	\$300.00	\$300.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
-	Edu - Virtual Oxford Scenarios Programme - VIRTUAL - 04/20/2021 - 05/20/2021	Attended	\$7,477.07	\$7,477.07	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
-	Edu - SACRS Spring Conference - VIRTUAL - 05/11/2021 - 05/14/2021	Attended	\$120.00	\$120.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
-	Edu - NACD Women in the Boardroom: Pathways to a Board Seat - VIRTUAL - 05/18/2021 - 05/18/2021	Attended	\$50.00	\$50.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
-	Edu - NACD ESG Continuous Learning Cohort - VIRTUAL - 06/16/2021 - 06/16/2021	Attended	\$2,595.00	\$2,595.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
Totals for Gina Sanchez:			\$15,712.07	\$15,712.07	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00



**4TH QUARTER BOARD
EDUCATION AND TRAVEL EXPENDITURE REPORT
FOR FISCAL YEAR 2021
FOR TRAVEL DURING JULY 2020 - JUNE 2021**

Cat	Purpose of Travel - Location - Travel Dates	Travel Status	Total Expense	Registration	Lodging	Airfare	Ground Transp.	Mileage	Porterage	Parking	Meals	Per Diem	Misc.
Herman Santos													
B -	Edu- LAVCA's Annual Investor Meeting - VIRTUAL - 09/14/2020 - 09/17/2020	Attended	\$595.00	\$595.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
-	Edu- 2020 SACRS Fall Virtual Conference - VIRTUAL - 11/10/2020 - 11/13/2020	Attended	\$120.00	\$120.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
-	Edu - PPI Virtual Roundtable - VIRTUAL - 02/16/2021 - 02/18/2021	Attended	\$175.00	\$175.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
-	Edu - SACRS Spring Conference - VIRTUAL - 05/11/2021 - 05/14/2021	Attended	\$120.00	\$120.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
Totals for Herman Santos:			\$1,010.00	\$1,010.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
Cnt: 0			Grand Totals:	\$32,492.07	\$32,492.07	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00

Category Legend:

- A - Pre-Approved/Board Approved
- B - Includes 1) Educational Conferences and Administrative Meetings in CA where total cost is no more than \$2,000 per Trustee Travel Policy; Section III.A and 2) Virtual Events. Virtual Events are not subject to cost or count limits.
- C - Second of two conferences and/or meetings counted as one conference per Trustee Education Policy Section IV.C.2 and Trustee Travel Policy Section IV.
- X - Canceled events for which expenses have been incurred.
- Z - Trip was Canceled - Balance of \$0.00



**4TH QUARTER STAFF
EDUCATION AND TRAVEL EXPENDITURE REPORT
FOR FISCAL YEAR 2021
FOR TRAVEL DURING JULY 2020 - JUNE 2021**

Attendee	Purpose of Travel - Location - Travel Dates	Travel Status	Total Expense	Registration	Lodging	Airfare	Ground Transp.	Mileage	Porterage	Parking	Meals	Per Diem	Misc.
Executive Offices													
Bob Schlotfelt	1 Admin - Conduct Site Visit to Mainline/DMI Data Center - Phoenix AZ - 05/27/2021 - 05/27/2021	Attended	\$264.98	\$0.00	\$0.00	\$186.80	\$0.00	\$22.18	\$0.00	\$20.00	\$0.00	\$36.00	\$0.00
Totals for Bob Schlotfelt:			\$264.98	\$0.00	\$0.00	\$186.80	\$0.00	\$22.18	\$0.00	\$20.00	\$0.00	\$36.00	\$0.00
Cnt: 1	Totals for Executive Offices:		\$264.98	\$0.00	\$0.00	\$186.80	\$0.00	\$22.18	\$0.00	\$20.00	\$0.00	\$36.00	\$0.00
Systems													
Steven Alexander	1 Admin - Conduct Site Visit to Mainline/DMI Data Center - Phoenix AZ - 05/27/2021 - 05/27/2021	Attended	\$577.44	\$0.00	\$150.57	\$0.00	\$0.00	\$409.92	\$0.00	\$0.00	\$16.95	\$0.00	\$0.00
Totals for Steven Alexander:			\$577.44	\$0.00	\$150.57	\$0.00	\$0.00	\$409.92	\$0.00	\$0.00	\$16.95	\$0.00	\$0.00
Matthew Behrens	1 Admin - Conduct Site Visit to Mainline/DMI Data Center - Phoenix AZ - 05/27/2021 - 05/27/2021	Attended	\$223.93	\$0.00	\$0.00	\$181.97	\$41.96	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
Totals for Matthew Behrens:			\$223.93	\$0.00	\$0.00	\$181.97	\$41.96	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
Irwin Devries	1 Admin - Conduct Site Visit of Mesa, AZ Facility - Mesa AZ - 12/03/2020 - 12/05/2020	Attended	\$834.48	\$0.00	\$274.73	\$0.00	\$0.00	\$419.75	\$0.00	\$0.00	\$0.00	\$140.00	\$0.00
Totals for Irwin Devries:			\$834.48	\$0.00	\$274.73	\$0.00	\$0.00	\$419.75	\$0.00	\$0.00	\$0.00	\$140.00	\$0.00
Eddie Paz	1 Admin - Conduct Site Visit to Mainline/DMI Data Center - Phoenix AZ - 05/27/2021 - 05/27/2021	Attended	\$251.04	\$0.00	\$0.00	\$181.97	\$0.00	\$9.07	\$0.00	\$24.00	\$0.00	\$36.00	\$0.00



4TH QUARTER STAFF
EDUCATION AND TRAVEL EXPENDITURE REPORT
FOR FISCAL YEAR 2021
FOR TRAVEL DURING JULY 2020 - JUNE 2021

Attendee	Purpose of Travel - Location - Travel Dates	Travel Status	Total Expense	Registration	Lodging	Airfare	Ground Transp.	Mileage	Porterage	Parking	Meals	Per Diem	Misc.
Systems													
Totals for Eddie Paz:			\$251.04	\$0.00	\$0.00	\$181.97	\$0.00	\$9.07	\$0.00	\$24.00	\$0.00	\$36.00	\$0.00
Celso Templo 1	Admin - Conduct Site Visit of Mesa, AZ Facility - Mesa AZ - 10/09/2020 - 10/09/2020	Attended	\$440.45	\$0.00	\$0.00	\$0.00	\$0.00	\$440.45	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
Totals for Celso Templo:			\$440.45	\$0.00	\$0.00	\$0.00	\$0.00	\$440.45	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
Cnt: 5	Totals for Systems:		\$2,327.34	\$0.00	\$425.30	\$363.94	\$41.96	\$1,279.19	\$0.00	\$24.00	\$16.95	\$176.00	\$0.00
Cnt: 6	Grand Totals:		\$2,592.32	\$0.00	\$425.30	\$550.74	\$41.96	\$1,301.37	\$0.00	\$44.00	\$16.95	\$212.00	\$0.00

**BOARD CANCELLATION AND CREDIT EXPENDITURES REPORT
FOR FISCAL YEAR 2021
FOR TRAVEL DURING JULY 2020 - JUNE 2021**

Purpose of Travel - Location - Date - Travel Status	Category	Total Expense	Registration (Reg.)	Lodging	Airfare	Other Misc. Travel Exp.	Chair Pardon	Reg. Credit	Reg. Credit Expiration Date	Airfare Credit	Airfare Credit Expiration Date	Refund Pending
Alan Bernstein												
Edu - IFEBP 66th Annual Employee Benefits Conference - Honolulu HI - 11/15/2020 - 11/18/2020 - Host Canceled	Z	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00		\$0.00		\$0.00		\$0.00
Attendee Totals:		\$0.00	\$0.00	\$0.00	\$0.00	\$0.00		\$0.00		\$0.00		\$0.00
Vivian Gray												
Edu - CII & NYU Corporate Governance Bootcamp - VIRTUALI -9/23/2020 - 9/25/2020 - Canceled	Z	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00		\$0.00		\$0.00		\$0.00
Attendee Totals:		\$0.00	\$0.00	\$0.00	\$0.00	\$0.00		\$0.00		\$0.00		\$0.00
Shawn Kehoe												
Edu - IFEBP 66th Annual Employee Benefits Conference - Honolulu HI - 11/15/2020 - 11/18/2020 - Host Canceled	Z	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00		\$0.00		\$0.00		\$0.00
Attendee Totals:		\$0.00	\$0.00	\$0.00	\$0.00	\$0.00		\$0.00		\$0.00		\$0.00
Les Robbins												
Edu - IFEBP 66th Annual Employee Benefits Conference - Honolulu HI - 11/15/2020 - 11/18/2020 - Host Canceled	X	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00		\$2,125.00	11/30/2021	\$0.00		\$0.00
Edu- 2020 SACRS Fall Virtual Conference -VIRTUAL - 11/10/2020 - 11/13/2020 - Canceled	Z	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00		\$0.00		\$0.00		\$0.00
Attendee Totals:		\$0.00	\$0.00	\$0.00	\$0.00	\$0.00		\$2,125.00		\$0.00		\$0.00
Grand Totals:		\$0.00	\$0.00	\$0.00	\$0.00	\$0.00		\$2,125.00		\$0.00		\$0.00

Category Legend:

X - Canceled events for which expenses have been incurred.
Z - Trip was Canceled - Balance of \$0.00



**BOARD CANCELLATION AND CREDIT EXPENDITURES REPORT
FOR FISCAL YEAR 2020
FOR TRAVEL THROUGH THE 4TH QUARTER OF FY19-20**

Purpose of Travel - Location - Date - Travel Status	Category	Total Expense	Register	Lodging	Airfare	Other Misc Travel Exp.	Chair Pardon	Register Credit (1802)	Register Credit Expiration Date	Airfare (1803)	Credit Expiration Date	Airfare Credit Expiration Date	Refund Pending
Vivian Gray													
Admin - SACRS Program Committee and SACRS Board of Directors Meeting - Sacramento CA - 07/15/2019 - 07/19/2019 - Canceled	Z	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00		\$0.00		\$0.00			\$0.00
Admin - SACRS Legislative Committee - Sacramento CA - 07/19/2019 - Canceled	Z	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00		\$0.00		\$0.00			\$0.00
Admin - SACRS Program Committee and SACRS Board of Directors Meeting - Sacramento CA - 09/16/2019 - 09/17/2019 - Canceled	Z	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00		\$0.00		\$0.00			\$0.00
Admin - SACRS Legislative Committee - Sacramento CA - 09/20/2019 - Canceled	Z	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00		\$0.00		\$0.00			\$0.00
Admin - SACRS Legislative Committee - Sacramento CA - 10/19/2019 - Canceled	Z	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00		\$0.00		\$0.00			\$0.00
Edu - KACALP Annual Conference - Los Angeles CA - 10/29/2019 - 10/30/2019 - Canceled	Z	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00		\$0.00		\$0.00			\$0.00
Edu - NASP 2020 "Day of Education in Private Equity" - Los Angeles CA - 03/26/2020 - 03/26/2020 - Host Canceled	Z	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00		\$0.00		\$0.00			\$0.00
Edu - TBI Med Legal Conference - San Diego CA - 04/02/2020 - 04/04/2020 - Host Canceled	X	\$299.00	\$299.00	\$0.00	\$0.00	\$0.00	Yes	\$0.00		\$0.00			\$0.00
Edu - Trustee Leadership Forum (TLF) Trustee Forum - Boston MA - 06/08/2020 - 06/10/2020 - Host Canceled	X	\$275.00	\$0.00	\$0.00	\$275.00	\$0.00	Yes	\$0.00		\$0.00			\$0.00
Attendee Totals:		\$574.00	\$299.00	\$0.00	\$275.00	\$0.00		\$0.00		\$0.00			\$0.00
David Green													
Edu - 2019 Fortune Brainstorm Tech Conference - Aspen CO - 07/15/2019 - 07/17/2019 - Canceled	Z	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00		\$0.00		\$0.00			\$0.00
Attendee Totals:		\$0.00	\$0.00	\$0.00	\$0.00	\$0.00		\$0.00		\$0.00			\$0.00
James Harris													
Edu - CALAPRS Advanced Principles of Pension Management for Trustees - Los Angeles CA - 03/30/2020 - 04/01/2020 - Host Canceled	Z	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00		\$0.00		\$0.00			\$0.00
Attendee Totals:		\$0.00	\$0.00	\$0.00	\$0.00	\$0.00		\$0.00		\$0.00			\$0.00
Shawn Kehoe													
Edu - National Association of Corporate Directors - Global Board Leaders' Summit - Washington D.C. MD - 09/21/2019 - 09/24/2019 - Canceled	X	\$500.00	\$500.00	\$0.00	\$0.00	\$0.00	Yes	\$4,265.50	10/31/2021	\$0.00			\$4,265.50
Edu - 2019 Pacific Pension Institute Executive Seminar and Asia Roundtable - Shanghai, China; Hong Kong, China - 11/03/2019 - 11/08/2019 - Canceled	Z	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00		\$0.00		\$0.00			\$0.00
Edu - IAFCI 2020 Cyber Fraud Summit - Austin TX - 04/15/2020 - 04/16/2020 - Host Canceled	Z	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00		\$0.00		\$0.00			\$0.00
Attendee Totals:		\$500.00	\$500.00	\$0.00	\$0.00	\$0.00		\$4,265.50		\$0.00			\$4,265.50



**BOARD CANCELLATION AND CREDIT EXPENDITURES REPORT
FOR FISCAL YEAR 2020
FOR TRAVEL THROUGH THE 4TH QUARTER OF FY19-20**

Purpose of Travel - Location - Date - Travel Status	Category	Total Expense	Register	Lodging	Airfare	Other Misc Travel Exp.	Chair Pardon	Register Credit (1802)	Register Credit Expiration Date	Airfare Credit (1803)	Credit Expiration Date	Airfare Credit Expiration Date	Refund Pending
Joseph Kelly													
Edu - PPI 2019 Summer Roundtable - Chicago IL - 07/10/2019 - 07/12/2019 - Canceled	Z	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00		\$0.00		\$0.00			\$0.00
Attendee Totals:		\$0.00	\$0.00	\$0.00	\$0.00	\$0.00		\$0.00		\$0.00			\$0.00
Keith Knox													
Edu - CII's Trustee Training Course for California Public Fund Trustees - Berkeley CA - 10/4/2019 - 10/4/2019 - Host Canceled	Z	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00		\$0.00		\$0.00			\$0.00
Edu - NASP 2020 "Day of Education in Private Equity" - Los Angeles CA - 03/26/2020 - 03/26/2020 - Host Canceled	Z	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00		\$0.00		\$0.00			\$0.00
Edu - IFEBP Wharton Portfolio Concepts and Management - Philadelphia PA - 04/20/2020 - 04/23/2020 - Host Canceled	Z	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00		\$0.00		\$0.00			\$0.00
Edu - SACRS: Don't Stop Thinking About Tomorrow; China A-Share Market & Opportunities - Webinar - 05/13/2020 - 05/13/2020 - Canceled	Z	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00		\$0.00		\$0.00			\$0.00
Edu - SACRS: Private Markets Today Vs. The Global Financial Crisis - Webinar - 05/14/2020 - 05/14/2020 - Canceled	Z	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00		\$0.00		\$0.00			\$0.00
Edu - SACRS: Cash Flows & Investment Management in the Time of COVID-19 - Webinar - 05/15/2020 - 05/15/2020 - Canceled	Z	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00		\$0.00		\$0.00			\$0.00
Edu - SACRS: Private Market Investing in a Late-Cycle Market or Private Market Investing in the 8th Inning - Webinar - 05/20/2020 - 05/20/2020 - Canceled	Z	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00		\$0.00		\$0.00			\$0.00
Edu - SACRS: Litigation 101 & Current Cases - Webinar - 05/20/2020 - 05/20/2020 - Canceled	Z	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00		\$0.00		\$0.00			\$0.00
Attendee Totals:		\$0.00	\$0.00	\$0.00	\$0.00	\$0.00		\$0.00		\$0.00			\$0.00
Wayne Moore													
Edu - CII's Trustee Training Course for California Public Fund Trustees - Berkeley CA - 10/4/2019 - 10/4/2019 - Host Canceled	Z	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00		\$0.00		\$0.00			\$0.00
Edu - CII Spring 2020 Conference and 35th Anniversary Celebration - Washington D.C. MD - 03/09/2020 - 03/11/2020 - Canceled	X	\$1,776.08	\$0.00	\$0.00	\$1,776.08	\$0.00	Yes	\$0.00		\$0.00			\$0.00
Edu - NASP 2020 "Day of Education in Private Equity" - Los Angeles CA - 03/26/2020 - 03/26/2020 - Host Canceled	Z	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00		\$0.00		\$0.00			\$0.00
Attendee Totals:		\$1,776.08	\$0.00	\$0.00	\$1,776.08	\$0.00		\$0.00		\$0.00			\$0.00



**BOARD CANCELLATION AND CREDIT EXPENDITURES REPORT
FOR FISCAL YEAR 2020
FOR TRAVEL THROUGH THE 4TH QUARTER OF FY19-20**

Purpose of Travel - Location - Date - Travel Status	Category	Total Expense	Register	Lodging	Airfare	Other Misc Travel Exp.	Chair Pardon	Register Credit (1802)	Register Credit Expiration Date	Airfare Credit (1803)	Credit Expiration Date	Refund Pending
David Muir												
Edu- CII Spring 2020 Conference and 35th Anniversary Celebration - Washington D.C. MD - 03/09/2020 - 03/11/2020 - Canceled	Z	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00		\$0.00		\$0.00		\$0.00
Attendee Totals:		\$0.00	\$0.00	\$0.00	\$0.00	\$0.00		\$0.00		\$0.00		\$0.00
William Pryor												
Edu - NCPERS 2019 Public Safety Conference - New Orleans LA - 10/27/2019 - 10/30/2019 - Canceled	X	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00		\$0.00		\$522.30	11/3/2021	\$0.00
Attendee Totals:		\$0.00	\$0.00	\$0.00	\$0.00	\$0.00		\$0.00		\$522.30		\$0.00
Les Robbins												
Edu - CRCEA Fall 2019 Conference - Rohnert Park CA - 10/28/2019 - 10/30/2019 - Host Canceled	X	\$291.95	\$0.00	\$0.00	\$291.95	\$0.00	Yes	\$0.00		\$0.00		\$0.00
Attendee Totals:		\$291.95	\$0.00	\$0.00	\$291.95	\$0.00		\$0.00		\$0.00		\$0.00
Gina Sanchez												
Edu - NACI Engage - Oakland CA - 03/24/2020 - 03/25/2020 - Canceled	Z	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00		\$0.00		\$0.00		\$0.00
Edu - NASP 2020 "Day of Education in Private Equity" - Los Angeles CA - 03/26/2020 - 03/26/2020 - Host Canceled	Z	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00		\$0.00		\$0.00		\$0.00
Edu - Pomerantz Roundtable Event - Beverly Hills CA - 06/16/2020 - 06/16/2020 - Host Canceled	Z	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00		\$0.00		\$0.00		\$0.00
Attendee Totals:		\$0.00	\$0.00	\$0.00	\$0.00	\$0.00		\$0.00		\$0.00		\$0.00
Herman Santos												
Edu - INCA Investments Latin American Investments Conference - Buenos Aires, Argentina - 10/16/2019 - 10/17/2019 - Canceled	X	\$1,858.15	\$0.00	\$1,579.75	\$278.40	\$0.00	Yes	\$0.00		\$0.00		\$0.00
Edu - 2020 ICGN Seoul Conference - Seoul, South Korea - 02/25/2020 - 02/28/2020 - Host Canceled	X	\$45.08	\$23.48	\$0.00	\$21.60	\$0.00	Yes	\$0.00		\$0.00		\$0.00
Edu- CII Spring 2020 Conference and 35th Anniversary Celebration - Washington D.C. MD - 03/09/2020 - 03/11/2020 - Canceled	X	\$1,081.80	\$0.00	\$0.00	\$1,081.80	\$0.00	Yes	\$0.00		\$0.00		\$0.00
Edu - NASP 2020 "Day of Education in Private Equity" - Los Angeles CA - 03/26/2020 - 03/26/2020 - Host Canceled	Z	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00		\$0.00		\$0.00		\$0.00
Edu - TBI Med Legal Conference - San Diego CA - 04/02/2020 - 04/04/2020 - Host Canceled	X	\$299.00	\$299.00	\$0.00	\$0.00	\$0.00	Yes	\$0.00		\$0.00		\$0.00
Attendee Totals:		\$3,284.03	\$322.48	\$1,579.75	\$1,381.80	\$0.00		\$0.00		\$0.00		\$0.00



**BOARD CANCELLATION AND CREDIT EXPENDITURES REPORT
FOR FISCAL YEAR 2020
FOR TRAVEL THROUGH THE 4TH QUARTER OF FY19-20**

Purpose of Travel - Location - Date - Travel Status	Category	Total Expense	Register	Lodging	Airfare	Other Misc Travel Exp.	Chair Pardon	Register Credit (1802)	Register Credit Expiration Date	Airfare Credit (1803)	Credit Expiration Date	Airfare Credit Expiration Date	Refund Pending
Gina Zapanta													
Edu - IFEBP 65th Employee Benefits Conference - San Diego CA - 10/20/2019 - 10/23/2019 - Canceled	Z	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00		\$0.00		\$0.00			\$0.00
Edu - NCPERS 2019 Public Safety Conference - New Orleans LA - 10/27/2019 - 10/30/2019 - Canceled	Z	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00		\$0.00		\$0.00			\$0.00
Edu - TBI Med Legal Conference - San Diego CA - 04/02/2020 - 04/04/2020 - Host Canceled	X	\$299.00	\$299.00	\$0.00	\$0.00	\$0.00	Yes	\$0.00		\$0.00			\$0.00
Attendee Totals:		\$299.00	\$299.00	\$0.00	\$0.00	\$0.00		\$0.00		\$0.00			\$0.00
Grand Totals:		\$6,725.06	\$1,420.48	\$1,579.75	\$3,724.83	\$0.00		\$4,265.50		\$522.30			\$4,265.50

Category Legend:

- X - Canceled events for which expenses have been incurred.
- Z - Trip was Canceled - Balance of \$0.00



Documents not attached are exempt from disclosure under the California Public Records Act and other legal authority.

**For further information, contact:
LACERA
Attention: Public Records Act Requests
300 N. Lake Ave., Suite 620
Pasadena, CA 91101**



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