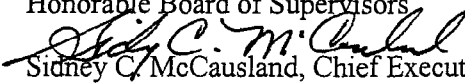


COUNTY OF SAN MATEO
INTER-DEPARTMENTAL CORRESPONDENCE

February 27, 2002

To: Honorable Board of Supervisors
From: 
Sidney C. McCausland, Chief Executive Officer, SamCERA
Subject: Approval of Amendments to the *Regulations of the Board of Retirement*

RECOMMENDATION:

The Board of Retirement recommends that the Board of Supervisors adopt the attached Resolution approving an amendment to the *Regulations of the Board of Retirement* which implements the Board of Supervisors' earlier decision to permit a member to purchase an upgrade of Plan 3 service credit.

BACKGROUND: Government Code §31525 states that: *The board [of retirement] may make regulations not inconsistent with this chapter [the '37 Act]. The regulations become effective when approved by the board of supervisors.* The *Regulations of the Board of Retirement* set forth San Mateo County's implementation of the provisions of the County Employees' Retirement Law.

As a follow up to an item included in the last round of collective bargaining, the Board of Supervisors has authorized active SamCERA members who are currently in one of SamCERA's contributory plans, but who also have Plan 3 service credit, to pay for the full cost of upgrading their Plan 3 service credit to their current plan.

DISCUSSION: Approximately 340 Split Plan members and 150 Plan 3 Only members with more than 5-years service credit will be eligible to purchase an upgrade of their Plan 3 service credit, if the new program is implemented.

FISCAL IMPACT: The program requires the member to bear the full cost of the upgrade.

RESOLUTION NO. _____

BOARD OF SUPERVISORS, COUNTY OF SAN MATEO, STATE OF CALIFORNIA

RESOLUTION ADOPTING RECOMMENDATIONS
MADE BY THE BOARD OF RETIREMENT
PURSUANT TO GOVERNMENT CODE SECTION 31525

RESOLVED, by the Board of Supervisors of the County of San Mateo, State of California, that

WHEREAS, Government Code §31525 states that: *The Board [of Retirement] may make regulations not inconsistent with this chapter [the '37 Act]. The regulations become effective when approved by the Board of Supervisors;* and

WHEREAS, the Board of Retirement has recommended the approval of amendments to the *Regulations of the Board of Retirement* as set forth in the Minutes of the November 27, 2001 Meeting of the Board of Retirement; and

WHEREAS the Board has reviewed the recommendations and finds them to be in the best interest of the members, retirees and beneficiaries of the Retirement System:

NOW, THEREFORE, IT IS HEREBY DETERMINED AND ORDERED, that

The amendments to the *Regulations of the Board of Retirement* as set forth in the Minutes of the February 27, 2001 Meeting of the Board of Retirement are approved, as follows:

Before *Regulation 10.1.5* insert, the following:

10.1.5 An active member with Plan 3 Service Credit may upgrade such service credit to her or his current plan by paying (a) the difference between the County contributions paid for the Plan 3 service and the County contributions that would have been paid for the same service credit if earned in the current plan, plus (b) the member contributions and County pick-up of member contributions that would have been paid for the same service credit if earned in the current plan, plus (c) the accumulated interest that would have been credited on such contributions had they been on deposit at the time the service credit was earned.

10.1.6 5