

Legislative History

- 2018 SB 1022 (Pan) – Shortens the timeframe in which a contracting agency can voluntarily terminate its participation in CalPERS and requires a terminating agency to notify past and present employees of its intention to terminate. *CalPERS Position: Sponsor.*
- 2017 SB 681 (Moorlach) – Would have authorized a contracting agency's governing body to terminate its CalPERS contract by adopting a resolution giving notice of intention to terminate, followed not less than one year thereafter by the affirmative vote of two-thirds of the members of the governing body, of an ordinance or resolution to terminate the contract, effective on the date designated in the ordinance or resolution terminating the contract. The bill failed passage in the Senate Public Employment Committee. *CalPERS Position: None.*
- 2016 Chapter 729 (SB 1203, Hertzberg) – Allows a JPA formed on or after January 1, 2013 to provide employees who transfer to the JPA from a member agency, the same defined benefit plan or formula that they receive from their respective employer prior to the JPA's formation, rather than the benefit required under the California Public Employees' Pension Reform Act of 2013 (PEPRA). One of the barriers to JPAs forming after the passage of PEPRA was their inability to transfer existing member agencies classic employees to a newly formed JPA without an interruption or loss of those employees' classic retirement formulas or benefit plans. While SB 1203 aided local public agencies in their efforts to effectively recruit and retain the most experienced, qualified public professionals, it continued to allow existing CalPERS contracting agencies to shield themselves from the retirement liabilities of their employees that transfer to a newly formed JPA. *CalPERS Position: None.*
- 2015 Chapter 86 (AB 868, Obernolte) – Allows a CalPERS contracting agency that transfers its firefighting or law enforcement functions to a county, fire authority, or district that participates in the San Bernardino County Employees' Retirement Association, to transfer all assets and liabilities associated with the service credit earned by any transferred employees to that retirement system. It also requires any transferred employees to become members of that retirement system, and to have any CalPERS service credit earned under their former employer become service credit in their new retirement system without payment of additional contributions, as specified. This authority currently exists for CalPERS contracting agencies that transfer such safety functions to employers that participate in the Kern County Employees' Retirement Association, Los Angeles County Employees' Retirement Association, or the Orange County Employees' Retirement System. *CalPERS Position: No position.*
- 2003 Chapter 462 (SB 271, Soto) – Among other things, made terminated agencies liable for the deficit in funding for earned benefits for plan members, plus interest, and for the costs of collection, including attorney's fees, and that interest collected will be deposited in TAP. *CalPERS Position: Support.*