## School Employer Advisory Committee

February 7, 2024



## Housekeeping (1 of 2)

Webinar is being recorded

Attendee mics are muted

Meeting materials available on <a href="https://www.calpers.ca.gov">www.calpers.ca.gov</a>

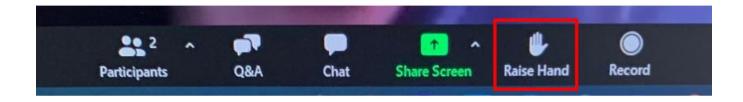
Email: CalPERS\_SEAC@calpers.ca.gov



## Housekeeping (2 of 2)

#### Options to submit a question for panelist(s):

- Q&A feature
- Raise Hand feature
  - Use raise hand feature to indicate you have a question. The host will call on you to unmute your mic and pose your question.
  - While unmuted, your profile picture and name will display to the host and panelists
  - Only your name will display to the other attendees
  - Select Lower Hand to lower, if needed. Note: this will not mute yourself if you're unmuted





## Agenda (1 of 2)

Membership Review Team – Veronica Silva-Gil Audit Compliance and Resolution Unit 1 – Ken Noss Member and Employer Education – Brad Hanson Employee Demographic Details – Tim Herrback Break – 10 minutes



## Agenda (2 of 2)

Projected Contribution Rates – Paul Tschida

Retired Annuitant Positions – Heather Porter

Full-Time Equivalent Payrate – Renee Ostrander and Ken Noss

Education Day – Renee Ostrander

Round Table – Division Chief, Assistant Division Chief



## Membership Review Team

Veronica Silva-Gil Employer Account Management Division (EAMD)



## myCalPERS Updates (1 of 3)

#### CSV file uploads

- Add ability to upload one CSV file for multiple employers
- Validations for CSV files
- Make error messages clearer



## myCalPERS Updates (2 of 3)

#### Service Credit Purchase Requests page

- Redesigned service period list features
  - Prior certification submissions are grayed out
  - Updated error message to be more descriptive
  - Ability to revise certification data
  - Pay periods entered for prior certification requests (not yet submitted/used) can be used in a new certification requests
  - Allows the County Office of Education (COE) to complete certifications for their districts



## myCalPERS Updates (3 of 3)

#### **Enhanced validations**

- Verify reported total hours worked against reported payrate and reportable earnings
- Verify and confirm payrate vs payrate type
- Request earnings when payrate and total hours worked are reported
- Requires scheduled full-time days per week to be reported for a daily payrate type

System enhancement testers needed



#### **Best Practices**

#### Reportable hours

Verify how many hours the member worked against payroll records

#### Full time vs part time

 In the Employment Information panel, confirm you selected the correct time base

Following these best practices will lower the amount of incorrect determinations made, save time, and avoid extra work for everyone involved.



## Membership Review Team Questions



# Audit Compliance and Resolution Unit 1

Ken Noss EAMD

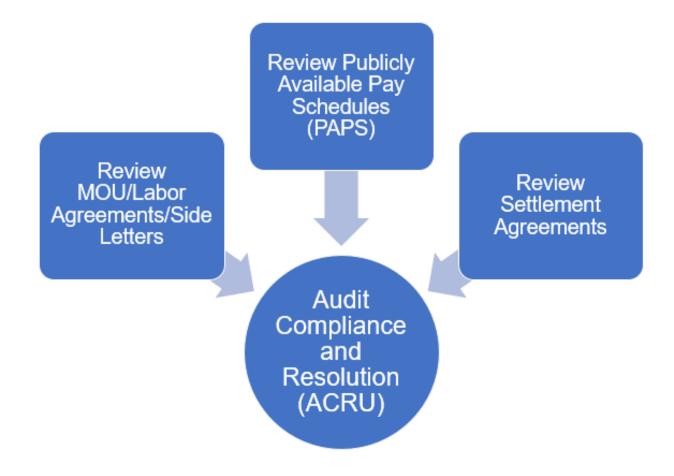


## Audit Compliance and Resolution Unit (ACRU) Mission Statement

Provide superior service to CalPERS stakeholders, issuing guidance and advice on all reportable compensation documentation

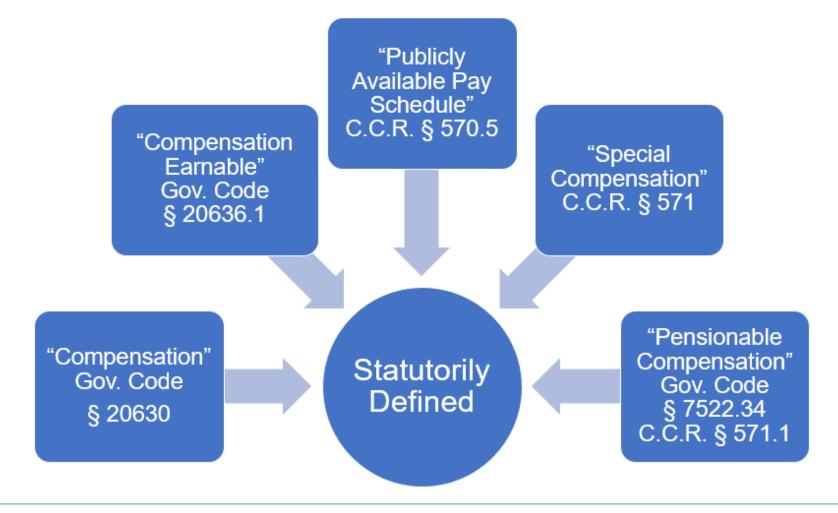


### ACRU 1 – What We Do





### Statute and Regulations





### Reportable Compensation Review

Email written labor agreements, settlement agreements, and publicly available pay schedules (PAPS) to mou\_review@calpers.ca.gov

#### ACRU 1 will:

- Review language for compliance
- Work with employer to strengthen language
- Explain why an item isn't reportable

Provide formal notice of compliance or non-compliance



## Written Labor Agreement Reviews (1 of 5)

Classic Members – California Code of Regulations (CCR) Section 571

#### Exclusive list of 104 items

- Incentive pays
- Educational pays
- Premium pays
- Special assignment pays
- Statutory items
- Specifically, and exclusively defined



## Written Labor Agreement Reviews (2 of 5) PEPRA Members – CCR Section 571.1

#### Exclusive list of 98 items

- Excluding:
  - Bonus
  - Off-Salary-Schedule Pay
  - Management Incentive
  - Fair Labor Standards Act (FLSA) (miscellaneous excluded)
  - Uniform Allowance
  - Temporary Upgrade Pay
  - Value of Employer Paid Member Contributions (EPMC)
- Specifically, and exclusively defined



## Written Labor Agreement Reviews (3 of 5)

Special Compensation and Pensionable Compensation

Contained in a written labor policy or agreement

Available to all members

Part of normally required duties

Performed during normal hours of employment



## Written Labor Agreement Reviews (4 of 5)

Special Compensation and Pensionable Compensation

Paid periodically as earned

Historically consistent

Not paid exclusively in the final compensation period

Not final settlement pay (defined under CCR section 570)

Does not create an unfunded liability



## Written Labor Agreement Reviews (5 of 5)

#### Written Labor Policy or Agreement

Duly approved in a public meeting pursuant to public meetings laws

Contains conditions for payment

Immediately accessible

Effective and revision dates

Does not reference another document



### Publicly Available Pay Schedules (1 of 4)

Duly approved and adopted by the employer's governing body in accordance with requirements of applicable public meeting laws

Identify the position title for every employee position

Show the payrate as a single amount or multiple amounts within a range for each identified position

Indicate the time base, including, but not limited to, whether the time base is hourly, daily, bi-weekly, monthly, bi-monthly, or annually



## Publicly Available Pay Schedules (2 of 4)

Posted at the office of the employer, immediately accessible and available for public review from the employer during normal business hours, or posted on the employer's website

Indicate effective date and any revision dates

Retained by the employer and available for public inspection for no less than five years

Does not reference another document in lieu of disclosing payrate



## Publicly Available Pay Schedules (3 of 4)

Publicly available pay schedules should not reflect items of special compensation

Absence of a compliant publicly available pay schedule may result in the CalPERS Board of Administration determining payrate for retirement purposes



## Publicly Available Pay Schedules (4 of 4) Example: Compliant PAPS

City of CalPERS Salary Schedule for Fiscal Year 17-18 Effective as of 07/01/2017						
Classification	Rate Type	Step 1	Step 2	Step 3	Step 4	Step 5
City Manager	Monthly	\$10,500	\$11,000	\$11,500	\$12,000	\$12,500
City Counsel	Monthly	\$10,000	\$10,500	\$11,000	\$11,500	\$12,000
City Clerk	Monthly	\$5,500	\$6,000	\$6,500	\$7,000	\$7,500
Call Center Representative	Monthly	\$5,000	\$5,500	\$6,000	\$6,500	\$7,000
Analyst	Monthly	\$5,000	\$5,500	\$6,000	\$6,500	\$7,000
Assistant	Monthly	\$4,500	\$5,000	\$5,500	\$6,000	\$6,500
Revised as of 09/01/2017 and adopted by the Board as of 09/15/2017						



## Settlement Agreements (1 of 3)

Government (Gov.) Code sections 21198 and 20969.3

Retirement benefits reportability to CalPERS through a settlement agreement

Settlement agreements may include:

- Third-party arbitrator decisions
- Agreements between the employer and the employee, settled outside of arbitration
- Court orders
- Hearing office decisions
- Stipulations or stipulated agreements



## Settlement Agreements (2 of 3)

There are three statutory situations when CalPERS retirement benefits may be reported to CalPERS as a result of a settlement agreement

- Employee who retired following an involuntary termination and subsequently reinstated to that employment pursuant to an administrative or judicial proceeding
- Employee who was involuntarily terminated and who subsequently reinstated pursuant to an administrative, arbitral, or judicial proceeding
- Employee notified the board of a final decision ordering the member's reinstatement to employment within five days of the date the decision becomes final



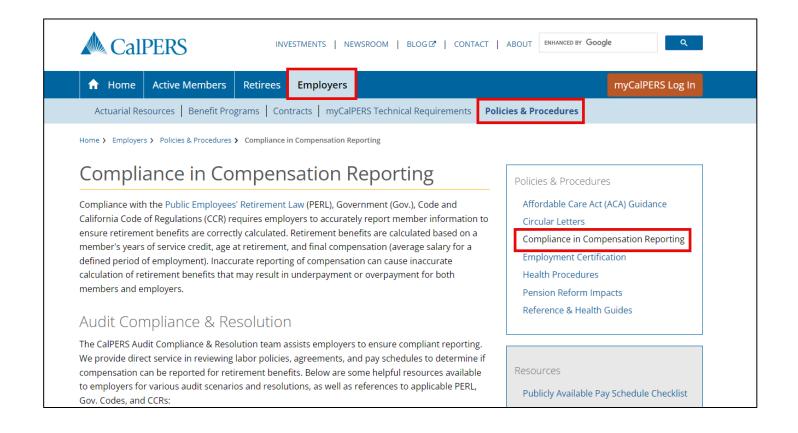
### Settlement Agreements (3 of 3) Resources

Circular Letter 200-060-16

Gov. Code sections 20636, 21198, and 20969.3



## Online Resources (1 of 3) Compliance in Compensation Reporting Webpage





## Online Resources (2 of 3) Compliance in Compensation Reporting Webpage - Tools

#### Audit Compliance & Resolution

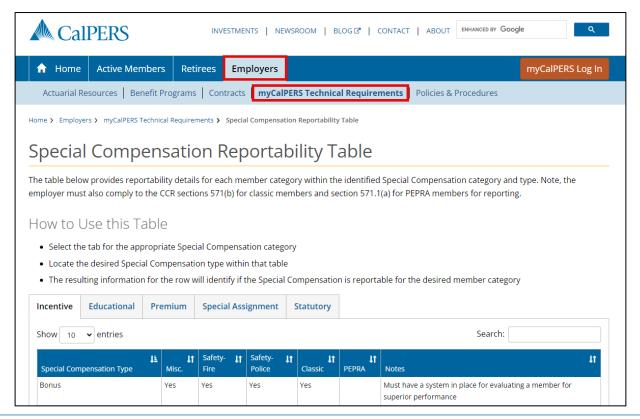
The CalPERS Audit Compliance & Resolution team assists employers to ensure compliant reporting. We provide direct service in reviewing labor policies, agreements, and pay schedules to determine if compensation can be reported for retirement benefits. Below are some helpful resources available to employers for various audit scenarios and resolutions, as well as references to applicable PERL, Gov. Codes, and CCRs:

- Reporting Compensation
- Pay Schedules
- Calculate Full-Time Equivalent (FTE) Payrate for Classified School Members
- Sample Language
- Resources for Compliance



## Online Resources (3 of 3)

## Compliance in Compensation Reporting Webpage – Special Compensation Table





#### Additional Resources

#### Website – <u>www.calpers.ca.gov</u>

- Public Employees' Retirement Law (PERL)
- Public Agency and Schools Reference Guide
- Student guides
- Circular Letters
- Employer Education (guides, events, and online and instructor-led courses and workshops)

MOU\_Review@calpers.ca.gov

EAMD\_CCRU\_Outreach@calpers.ca.gov

Employer Contact Center 888 CalPERS (or 888-225-7377)



## **Compensation Questions**



# Member and Employer Education

Brad Hanson CEOD



## CalPERS Benefit Education Event (1 of 7)

CalPERS Benefit Education Event (CBEE) – Description

CalPERS events for members held throughout California and virtually

Educational opportunities and resources to targeted regional areas

Multiple CalPERS programs and partnering organizations providing a one-stop opportunity to educate members



## CalPERS Benefit Education Event (2 of 7)

**Upcoming Dates** 

April 2024 – Virtual

June 2024 – San Luis Obispo

July 2024 – Sacramento

Check website for updates



# CalPERS Benefit Education Event (3 of 7) CalPERS Classes

CalPERS Health Benefits – Early thru Mid-Career

CalPERS Health Benefits – Nearing Retirement

CalPERS Retirement Benefits - Early thru Mid-Career

CalPERS Retirement Benefits – Nearing Retirement

myCalPERS & Your Retirement Options



# CalPERS Benefit Education Event (4 of 7)

**External Partner Classes** 

Deferred Compensation – Early thru Mid-Career

Deferred Compensation – Nearing Retirement

**Social Security** 



# CalPERS Benefit Education Event (5 of 7) CalPERS Ask the Experts

CalPERS Health Benefits Program
CalPERS Regional Offices
Service Credit Purchase
Social Security



# CalPERS Benefit Education Event (6 of 7)

External Partners Ask the Experts

CSU

**Deferred Compensation** 

Health Plans

Social Security

Retiree Organizations



## CalPERS Benefit Education Event (7 of 7)

Internet Access

Computer Kiosks
myCalPERS Password Resets
Access to myCalPERS Account



### myCalPERS for Members

#### Register online through the CalPERS website

#### myCalPERS Login

- Service credit and contributions
- Run estimates
- Submit a retirement application
- Service credit purchase
- Set appointments with a regional office
- Enroll in upcoming classes and events



#### **Customer Education**

Enroll in member or employer classes through myCalPERS

- Instructor-led business rules
- Computer based training
- Educational videos (YouTube)



#### CalPERS Education Resources

#### CalPERS website

- Business Rules & myCalPERS Classes
- Member Education
- Member Education Resources



# Member and Employer Questions



# Employee Demographic Details

Tim Herrback
Retirement Benefit Services Division



# Employee Demographic Details (1 of 5)

To ensure consistent information between your agency and CalPERS, you should routinely validate and make appropriate changes via myCalPERS

The following are changes you can make on behalf of your active employees:

- Name
- Address
- Social Security number
- Birth date
- Gender



# Employee Demographic Details (3 of 5)

#### Address Change

Active members must notify their personnel office of address changes and employers are responsible for updating active member information with CalPERS

Retirees should notify CalPERS of an address change as soon as possible by:

- Changing their address within their myCalPERS account
- Contacting the CalPERS Customer Contact Center
- Completing and returning an Address Change Authorization form and either mailing or faxing it to CalPERS



# Employee Demographic Details (2 of 5)

Birth Date Verification

Member and beneficiary birth dates must be accurate for CalPERS to calculate and pay benefits

Acceptable documents for resolving a birth date discrepancy may be found within the Public Agency & Schools Reference Guide

If an employee has separated and notifies you their birth date is incorrect, instruct them to complete the myCalPERS 0351 form located in the members' myCalPERS account and submit with one of the acceptable documents



# Employee Demographic Details (4 of 5)

#### **Available Resources**

#### The following Cognos reports are available for employers:

- Participant Undeliverable Address Report
  - Displays active participants whose mailing or physical address is marked as undeliverable or have no address in myCalPERS
- Employer Health Enrollee Report
  - Displays subscribers and their dependents enrolled in a CalPERS' sponsored health plan as of the selected date



### Employee Demographic Details (5 of 5) Additional Support

Some recommendations for assisting CalPERS with ensuring accurate demographic information is captured in our system:

- Verify demographic information in myCalPERS when updating employee appointments, address details, tax information, health information, or when they separate from employment
- Encourage members to create their myCalPERS account and routinely verify their personal account information
- Annually run the Participant Address Undeliverable Report to identify which accounts need updating

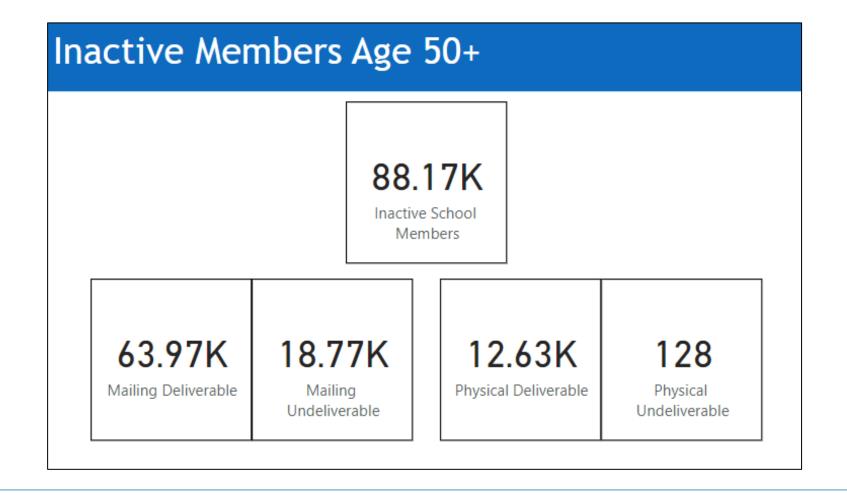


# Active Members Age 50+





# Inactive Members Age 50+





# **Employer Demographic Questions**



# Projected Contribution Rates

Paul Tschida Actuarial Office



# Projected Contribution Rates (1 of 2)

#### Updated five-year employer rate projection

- Incorporates 2022-23 investment return of about 6% (vs 6.8% assumed)
- This return will produce a small increase in employer contribution rate starting in fiscal year 2024-25
- Member rates are unaffected by investment performance
- Projected rates are estimates; actual rates will be set by future valuations

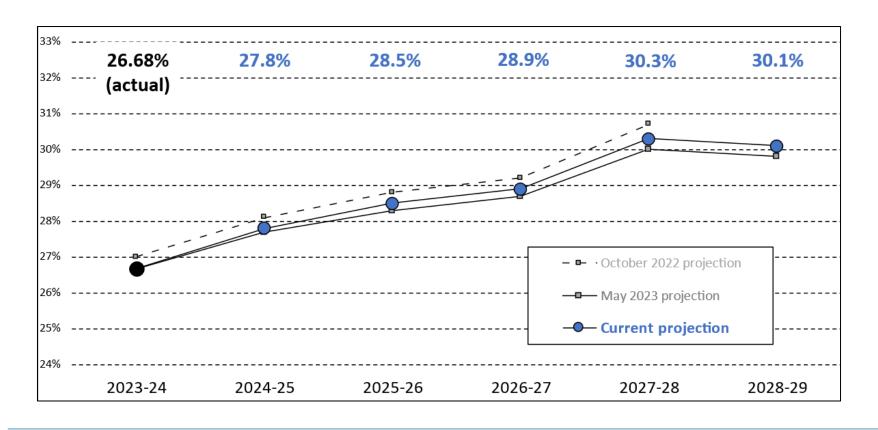
#### Final 2024-25 rates expected in April 2024

 Will incorporate all other experience through June 30, 2023, such as actual cost-of-living adjustment (COLAs), payroll, longevity, etc.



# Projected Contribution Rates (2 of 2)

#### Employer Contribution (% of Payroll)



Current projection includes estimated effect of actual 2022-23 investment return

These are <u>estimates</u>; actual rates in future years will be based on actual future experience and could vary, potentially markedly, from projected rates shown here



# Projected Contribution Rates Questions



# Retired Annuitant Positions

Heather Porter EAMD



# Full-Time Equivalent Payrate

Renee Ostrander and Ken Noss EAMD



# Full-Time Equivalent (FTE) Payrate (1 of 2) Government (Gov.) Code 20636.1(b)

"Payrate' means the means the normal monthly rate of pay ... for services rendered on a full-time basis, during normal working hours, pursuant to publicly available pay schedules. For purpose of this part, for classified members, full-time employment is 40 hours per week, and payments for services rendered, not to exceed 40 hours per week, shall be reported as compensation earnable for all months of the year in which work is performed."



# Full-Time Equivalent (FTE) Payrate (2 of 2)

A full-time payrate must be reported to CalPERS for classified school positions

- Full-time payrate is based on:
  - 8 hours per day
  - 40 hours per week (8 hours per day x 5 days per week)
  - 173.33333 hours per month (2,080 hours per year / 12 months per year)
  - 2,080 hours per year (40 hours per week x 52 weeks per year)



### Service Credit Government (Gov.) Code 20962 and 20966

#### Full-time service credit

- One year of service credit is equivalent to
  - o 10 Months
  - 215 Days
  - o 1,720 Hours
- Earnings/payrate = service credit



### Reporting Errors

What happens if the reported payrate is incorrect?

Inaccurate service credit accrual Inaccurate final compensation Miscalculated retirement benefits

 Likely resulting in the retiree having to repay an overpayment amount or receiving a lesser retirement benefit

Unfunded liability and risk to the pension fund

Potentially resulting in an increase to employer contribution rates



### Example (1 of 3) 37.5 Hour Per Week Employee

Monthly earnings = \$5,000.00 Months worked per year = 10 Days worked per year = 205 Hours worked per day = 7.5 Hours worked per week = 37.5



# Example (2 of 3) Calculating Hourly FTE

Hours Worked Days Worked Yearly Hours Worked Х = 1,537.50 7.5 205 Monthly Earnings **Annual Earnings** Total Months Worked Х \$50,000.00 \$5,000.00 10 **Annual Earnings** Annual Hours Worked Hourly Pay Rate \$50,000.00 1,537.50 \$32.52



## Example (3 of 3)

Applying Hourly FTE Payrate for Daily and Monthly FTE Payrates

 Hourly Pay Rate
 x
 Full Time Hours
 =
 Daily Pay Rate
 \$260.16

 Hourly Pay Rate
 x
 Monthly Conversion
 =
 Monthly Pay Rate

 32.52
 173.33333
 \$5,636.80

 Hourly Pay Rate
 x
 Hours Per Year
 =
 Annual

 32.52
 2,080
 \$67,641.60



# Impact of Misreported FTE (1 of 3) Incorrect FTE Reporting

Monthly Earnings	÷	Monthly Pay Rate	÷	Factor	=	Monthly Service Credit
\$5,000.00		\$5,000.00		10.000		0.1
Monthly Service Credit	х	Months Worked	=	Service Credit Per Year		
0.100		10		1.000		
Total Service Credit	х	Benefit Factor	х	Service Credit Factor	=	% of Final Compensation
20.000		2.00%		1.000		40.00%
Monthly Pay Rate	x	% of Final Compensation	=	Unmodified Allowance		
\$5,000.00		0.4		\$2,000.00		



# Impact of Misreported FTE (2 of 3) Correct FTE Reporting

**Monthly Earnings Monthly Service Credit** Monthly Pay Rate Factor \$5,000.00 \$5,636.80 10.000 0.089 Months Worked Service Credit Per Year Service Credit Per Month x 0.089 10 0.890 Service Credit Benefit Factor Service Credit Factor % of Final Compensation Х 20.000 2.00% 0.890 35.60% % of Final Compensation Unmodified Allowance Monthly Pay Rate \$5,636.80 35.60% \$2,006.70



# Impact of Misreported FTE (3 of 3)

#### Retirement Allowance Difference

Reported	Final Compensation	Monthly Allowance		
Incorrect FTE	\$5,000.00	\$2,000.00		
Correct FTE	\$5,636.80	\$2,006.70		
Difference	\$636.80	\$6.70		



#### FTE Calculator (1 of 5)

#### www.calpers.ca.gov - Search "Compliance"





#### FTE Calculator (2 of 5)

Home > Employers > Policies & Procedures > Compliance in Compensation Reporting

#### Compliance in Compensation Reporting

Compliance with the Public Employees' Retirement Law (PERL), Government (Gov.), Code and California Code of Regulations (CCR) requires employers to accurately report member information to ensure retirement benefits are correctly calculated. Retirement benefits are calculated based on a member's years of service credit, age at retirement, and final compensation (average salary for a defined period of employment). Inaccurate reporting of compensation can cause inaccurate calculation of retirement benefits that may result in underpayment or overpayment for both members and employers.

#### Audit Compliance & Resolution

The CalPERS Audit Compliance & Resolution team assists employers to ensure compliant reporting. We provide direct service in reviewing labor policies, agreements, and pay schedules to determine if compensation can be reported for retirement benefits. Below are some helpful resources available to employers for various audit scenarios and resolutions, as well as references to applicable PERL, Gov. Codes. and CCRs:

- ₱ Reporting Compensation
- Pay Schedules
- Calculate Full-Time Equivalent (FTE) Pay Rate for Classified School Members
- Sample Language
- Resources for Compliance

- Reporting Compensation
- Pay Schedules
- Calculate Full-Time Equivalent (FTE) Pay Rate for Classified School Members

It's important for all CalPERS-contracted employers to report pay rates appropriately for their CalPERS-covered employees, in accordance with Gov. Code and regulations, found in the PERL. Incorrect pay rate reporting will cause inaccurate service credit accrual and inaccurate retirement benefit calculations.

#### Defining Pay Rates for School Employees

Pursuant to Gov. Code 20636.1(b), "pay rate" is the normal monthly rate of pay, or base pay, for a school member; for classified members, **full time is defined as 40 hours per week**. Payments for services rendered, not to exceed 40 hours per week, shall be reported as compensation earnable for all months of the year in which work is performed.

Reporting monthly earnings as pay rates for classified school members is a common payroll reporting error. When a pay rate isn't based on 40 hours per week, 173.3333 hours per month, or 2,080 hours per year, the pay rate and service credit will be reported inaccurately, which will cause inaccurate accrual of service credit and miscalculated final compensation.

Full time is based on 40 hours per week. 2,080 hours per year is based on 40 hours per week multiplied by 52 weeks. 173.333 hours per month is based on 2,080 hours per year divided by 12 months per year.

#### Calculating the FTE Pay Rate

School employers report hourly, daily, and monthly pay rates. However, many school employers have full-time employees who work less than 40 hours per week. Due to Gov. Code section 20636.1(b), all full-time employees must have an FTE pay rate reported to CalPERS. We've provided an example that displays how to calculate the FTE pay rate, and how the properly reported FTE pay rate affects service credit reporting.

The information listed on this page provides school employers with the knowledge they need to report accurate FTE pay rates. We've also provided an FTE calculator that will assist in confirming your FTE calculations.

FTE Pay Rate Calculator (Classified School Members)



#### FTE Calculator (3 of 5)

Home > Employers > Policies & Procedures > Compliance in Compensation Reporting > Full-Time Equivalent Pay Rate Calculator

#### Full-Time Equivalent Pay Rate Calculator (Classified School Members)

#### Terms of Use

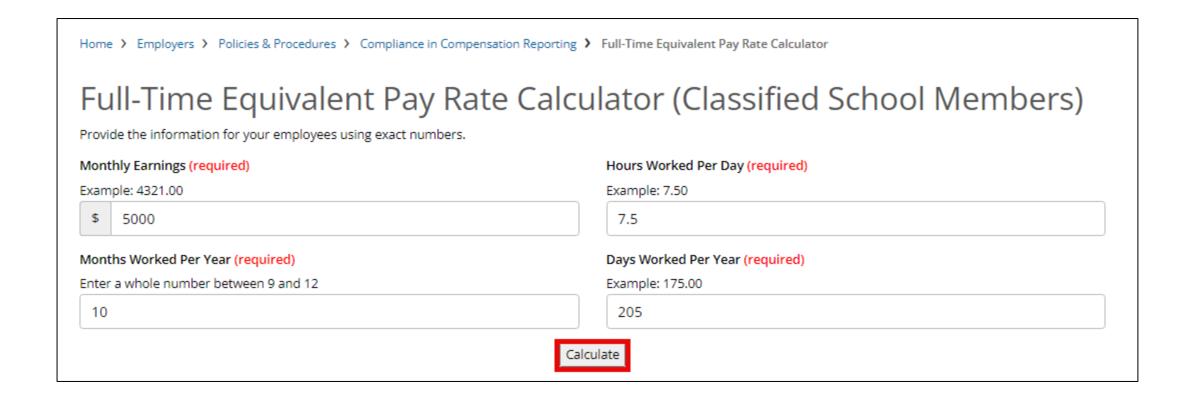
The Full-Time Equivalent (FTE) Pay Rate Calculator is intended for classified school member employers to use for **confirmation purposes only**. For the calculator to compute an accurate FTE pay rate, you must input the **exact** monthly earnings, hours per week, months worked per year, and days worked per year. Any variation from the required information will result in an inaccurate calculation. The calculator was created to comply with California Public Employees' Retirement Law (PERL) . If there is a conflict between PERL and the information you provided, the law takes precedence.

By accepting, I agree to the terms of use.

I Accept



#### FTE Calculator (4 of 5)





#### FTE Calculator (5 of 5)

Home > Employers > Policies & Procedures > Compliance in Compensation Reporting > Full-Time Equivalent Pay Rate Calculator

#### Full-Time Equivalent Pay Rate Calculator (Classified School Members)

Based on the information provided, the employee's FTE pay rate is:

Monthly: \$5,636.86

Daily: \$260.16

Hourly: \$32.52

If the FTE provided by this calculator differs from the FTE you previously calculated, confirm the information was entered correctly and recalculate. If you require additional assistance, email MOU\_Review@calpers.ca.gov or call 888 CalPERS (888-225-7377).



#### Resources

#### Website – <u>www.calpers.ca.gov</u>

- Public Employees Retirement Law (PERL)
- Public Agency & Schools Reference Guide
- Circular Letters
- Compliance in Compensation Reporting webpage

#### Questions

- Email us: MOU\_Review@calpers.ca.gov
- Call us: **888 CalPERS** (or **888**-225-7377)



# Full-Time Equivalent Payrate Questions



# **Education Day**

Renee Ostrander EAMD



# Round Table

Renee Ostrander EAMD

