



Board of Administration Meeting Agenda

Items designated for Information are appropriate for Action if the Board wishes to take action. Any Agenda Item from a properly noticed Committee meeting, held prior to this Board meeting, may be considered by the Board. The hour designated as the earliest starting time for this meeting is not intended to communicate the expected duration (or ending time) of the preceding meeting. Public comment may be taken on agenda items in accordance with applicable law. Public comment will not be taken on agenda items relating to the administrative adjudication of individual cases. There is a three-minute limitation on each public comment, unless otherwise directed by the Presiding Officer. (Cal. Code Regs. tit 2, § 552.1.) Members of the public may provide public comment via telephone by calling (800) 259-4105. In accordance with California Government Code section 11133 (added by Stats. 2022, ch. 48, § 20), Board members may participate via teleconference.

Feckner Auditorium

Lincoln Plaza North
400 P Street
Sacramento, CA

February 14, 2023

9:00 a.m.

Board Members

Theresa Taylor, President
David Miller, Vice President
Malia Cohen
Fiona Ma
Lisa Middleton

Eraina Ortega
Jose Luis Pacheco
Kevin Palkki
Ramon Rubalcava

Yvonne Walker
Mullissa Willette
Gail Willis

Open Session

9:00 a.m.

1. Call to Order and Roll Call

Closed Session

Upon Adjournment or Recess of Open Session (Government Code sections 11126(a)(1), (e), and (g)(1))

1. Chief Executive Officer's Briefing on Performance, Employment, and Personnel Items
2. Committee Reports and Actions

Open Session

9:00 a.m.

Or upon adjournment of the Closed Session – Whichever is later

| Item | Presentation | Q & A | Cumulative Time |
|--|--------------|-------|-----------------|
| 1. Call to Order and Roll Call | 1 | | 1 |
| 2. Pledge of Allegiance – Theresa Taylor | 2 | | 3 |
| 3. Board President’s Report – Theresa Taylor | 6 | | 9 |
| 4. Chief Executive Officer’s Report (Verbal) – Marcie Frost | 6 | | 15 |
| 5. Action Consent Items – Theresa Taylor | 5 | | 20 |
| 5a. Approval of the November 16 and 30, 2022 Board of Administration Meeting Minutes | | | |
| 5b. Board Travel Approvals | | | |
| 5c. Approval of the February 14, 2023 Board of Administration Timed Agenda | | | |
| 6. Information Consent Items – Theresa Taylor | | | |
| 6a. Board Meeting Calendar | | | |
| 6b. Draft Agenda for the March 15, 2023 Board of Administration Meeting | | | |
| 6c. General Counsel’s Report | | | |
| 6d. Communications and Stakeholder Relations | | | |
| 7. Committee Reports and Actions | | | |
| 7a. Investment Committee (Verbal) – | 0 | 0 | 20 |
| 7b. Pension & Health Benefits Committee (Verbal) – | 0 | 0 | 20 |
| 7c. Finance & Administration Committee (Verbal) – | 5 | 2 | 27 |
| 7d. Performance, Compensation & Talent Management Committee (Verbal) – | 5 | 2 | 34 |
| 7e. Risk & Audit Committee (Verbal) – | 5 | 2 | 41 |
| 7f. Board Governance Committee (Verbal) – | 5 | 2 | 48 |
| 8. Action Agenda Items | | | |
| 8a. Proposed Decisions of Administrative Law Judges – Theresa Taylor | 5 | 2 | 55 |
| 8a1. Frank Perdomo | | | |
| 8a2. Linda H. Wallihan and Georgiana C. Sims (Richard M. Sims III (dec.)) | | | |
| 8a3. Joseph R. Garcia | | | |
| 8a4. Jason J. Bemowski | | | |
| 8a5. Roy S. Taylor | | | |

| Item | Presentation | Q & A | Cumulative Time |
|---|--------------|-------|-----------------|
| 8b. Proposed Regulation for the Definition of Limited Duration Employment – Anthony Suine | 5 | 5 | 65 |
| 9. Information Agenda Items | | | |
| 9a. State and Federal Legislation Update – Danny Brown | 5 | 3 | 73 |
| 9b. Summary of Board Direction – Marcie Frost | | | |
| 9c. Public Comment | 5 | | 78 |

Total Open Session Time: 1hr 25min

Closed Session

Upon Adjournment or Recess of Open Session (Government Code sections 11126(a)(1), (e), and (g)(1))

| Item | Time in Minutes | Q & A | Cumulative Time |
|---|-----------------|-------|-----------------|
| 1. Call to Order and Roll Call | 1 | | 1 |
| 2. Approval of the November 16, 2022, Board of Administration Closed Session Meeting Minutes | 1 | | 3 |
| 3. Litigation Matters – Matthew Jacobs | 30 | 5 | 38 |
| 3a. Wedding, et al. v. CalPERS, et al. (Los Angeles County Superior Court, Case No. BC517444) | | | |
| 3b. Liu v. CalPERS (Los Angeles County Superior Court, Case No. 19STCP04056) | | | |
| 3c. General Counsel's Update on Pending Litigation | | | |

Total Closed Session Time: 38 min

Open Session

Upon adjournment of Closed Session

| Item | Time in Minutes | Q & A | Cumulative Time |
|---------------------------|-----------------|-------|-----------------|
| 1. Adjournment of Meeting | 1 | | 1 |