RESOLUTION #\_\_\_\_\_\_\_

FIXING THE EMPLOYER CONTRIBUTION FOR EMPLOYEES AND ANNUITANTS UNDER THE PUBLIC EMPLOYEES MEDICAL AND HOSPITAL CARE ACT

**WHEREAS**, Chester Public Utility District is a contracting agency under Government Code section 22920 and subject to the Public Employees’ Medical and Hospital Care Act (“Act”); and

**WHEREAS**, Government Code section 22892, subdivision (a), provides that a contracting agency subject to the Act shall fix the amount of the employer contribution by resolution; and

**WHEREAS**, Government Code section 22982, subdivision (b), provides that the employer contribution shall be an equal amount for both employees and annuitants, but may not be less than the amount prescribed by section 22982, subdivision (b)(2); and therefore be it

**NOW, THEREFORE, BE IT RESOLVED** Resolution #404 of the Board of Directors is repealed; and

**NOW, THEREFORE, BE IT FURTHER RESOLVED,**

1. That the employer contribution for each employee, including the enrollment of family members, shall be $1000 plus administrative fees and Contingency Reserve Fund assessments; and
2. That the employer contribution for each annuitant only shall be $1000, plus administrative fees and Contingency Reserve Fund assessments; and
3. That the employer contributions contemplated by this resolution are not vested or intended to create any vested right or interest in those contributions, and said contributions may be subject to revision from time to time; and
4. Chester Public Utility District has fully complied with any and all applicable provisions of Government Code section 7507 in electing the benefits set forth above; and
5. That the participation of employees and annuitants of Chester Public Utility District shall be subject to determination of its status as an “agency or instrumentality of the state or subdivision of the State” that is eligible to participate in a governmental plan with the meaning of section 414(d) of the Internal Revenue Code, upon publication of final Regulations pursuant to such section. If it is determined that Chester Public Utility District would not qualify as an agency or instrumentality of the state or political subdivision of the a State under such final Regulations, CalPERS may be obligated, and reserves the right to terminate the health coverage of all participants of the employer; and
6. That the Executive body appoint and direct, and it does hereby appoint and direct, the General Manager of Chester Public Utility District to file with the Board a verified copy of this resolution and perform on behalf of the Chester Public Utility District all functions required of it under the Act.

Passed and adopted by the Board of Directors of the Chester Public Utility District the \_\_\_ day of \_\_\_\_\_\_\_\_\_, 202\_, by the following vote;

Ayes:

Noes:

Abstain:

Absent:

Attest:

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| --- | --- | --- | --- |
| Cheryl Johnson, Board Clerk |  |  | Steve Voboril, Chair |