

San Luis Obispo Cal Poly

Associated Students, Inc.

RESOLUTION NO. 20-01

**FIXING THE EMPLOYER CONTRIBUTION AT AN EQUAL AMOUNT FOR EMPLOYEES AND ANNUITANTS
UNDER THE PUBLIC EMPLOYEES' MEDICAL AND HOSPITAL CARE ACT**

- WHEREAS, (1) San Luis Obispo Cal Poly Associated Students, Inc. is a contracting agency under Government Code Section 22920 and subject to the Public Employees' Medical and Hospital Care Act (the "Act"); and
- WHEREAS, (2) Government Code Section 22892(a) provides that a contracting agency subject to Act shall fix the amount of the employer contribution by resolution; and
- WHEREAS, (3) Government Code Section 22892(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 22892(b) of the Act; and
- RESOLVED, (a) That the employer contribution for each employee or annuitant shall be the amount necessary to pay the full cost of his/her enrollment, including the enrollment of family members in a health benefits plan up to a maximum of \$738 per month with respect to employee or annuitant enrolled for self alone, \$1475 per month for employee or annuitant enrolled for self and one family member, and \$1917 per month for employee or annuitant enrolled for self and two or more family members, plus administrative fees and Contingency Reserve Fund assessments; and be it further
- RESOLVED, (b) San Luis Obispo Cal Poly Associated Students, Inc. has fully complied with any and all applicable provisions of Government Code Section 7507 in electing the benefits set forth above; and be it further
- RESOLVED, (c) That the participation of the employees and annuitants of San Luis Obispo Cal Poly Associated Students, Inc. shall be subject to determination of its status as an "agency or instrumentality of the state or political subdivision of a State" that is eligible to participate in a governmental plan within 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 San Luis Obispo Cal Poly Associated Students, Inc. would not qualify as an agency or instrumentality of the state or political subdivision of 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.
- RESOLVED, (d) That the executive body appoint and direct, and it does hereby appoint and direct, Terri Kahn, Coordinator – Human Resources to file with the Board a verified copy of this resolution, and to perform on behalf of San Luis Obispo Cal Poly Associated Students, Inc. all functions required of it under the Act.

Adopted at a regular meeting of the Board of Directors at San Luis Obispo Cal Poly
Associated Students, Inc., this 23rd day of August, 2019.

Signed: _____

ASI Chair of the Board

Signed: _____

ASI President

Attest: _____