

Applicability of Government Code Sections to CCCERA

| <u>Section Title</u> | <u>Section #</u> | <u>Applicable to CCCERA?</u> | <u>Adoption Info / Notes</u> |
|---|------------------|------------------------------|---|
| ARTICLE 1 - GENERAL | | | |
| Issuance of duplicate for lost or destroyed warrant | § 31452.65 | No | Not Adopted |
| Actuarial valuation; recommendation as to changes of rates and interest; contributions and appropriations; exception | § 31453 | No* | *Subdivision (b) not adopted; subdivision (a) applicable |
| Adjustment by board or governing body of rates of interest, contributions, and appropriations | § 31454 | No* | *Subdivision (b) not adopted; subdivision (a) applicable |
| Independent assumptions and calculations contained in actuarial valuation; meet and confer provisions; legislative intent | § 31454.1 | No* | *Subdivision (b) not adopted; subdivisions (a) and (c) applicable |
| Member's ex-spouse; payments pursuant to court order; designation of beneficiary; termination; operation of section | § 31458.4 | No* | *Not adopted by resolution, but in practice by CCCERA |
| "Final compensation" based on compensation for one year; adoption by counties | § 31462.1 | Yes | BOS Res. 1972/425 (Jul. 1, 1972); BOS Res. 1972/425-A (Jun. 26, 1972) |
| Recalculation of allowances based on compensation for one year; prospective application; resolution by board | § 31462.11 | Yes | BOS Res. 1975/519 (Jun. 30, 1975), eff. Jul. 1, 1975 |
| Juvenile hall group counselors and group supervisors as safety members | § 31469.4 | No | Through BOS 1989/783, safety membership extended to eligible management employees in Probation Department; BOS 1989/734 applies to Probation Services Bargaining Unit employees |
| Persons eligible (All, San Diego, Sacramento) | § 31470.2 | No* | *Subdivision (b) not adopted; subdivision (a) applicable |
| Counties exceeding 500,000; permanent employees engaged in active law enforcement (Various) | § 31470.6 | No* | *Subdivision (b) not adopted; subdivision (a) applicable |
| Status as "member" during public or county service | § 31470.7 | Yes | BOS Res. 1970/349 (Jun. 16, 1970), adopting resolution required by § 31641.95 |
| Officers and employees who work with hazardous materials; eligibility | § 31470.13 | Yes | BOS Res. 1999/330 (Jun. 22, 1999), eff. Jul. 1, 1999; BOS Order to Adopt Res. 2006/735 (Nov. 14, 2006), eff. Nov. 1, 2006 |
| Eligibility of local prosecutors, local public defenders, and local public defender investigators | § 31470.14 | No | Not Adopted |

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| "Public agency" defined | § 31478 | Yes | BOS Res. 1970/349 (Jun. 16, 1970), adopting resolution required by § 31641.95 |
| "Public service" defined | § 31479 | Yes | BOS Res. 1970/349 (Jun. 16, 1970), adopting resolution required by § 31641.95 |
| Credit for service as unpaid city councilman | § 31479.1 | Yes | BOS Res. 1975/593 (Jul. 31, 1975) |
| Public service; merchant marine; purchase of credits; computation of benefits | § 31479.3 | Yes | BOS Res. 1991/18 (Jan. 8, 1991) |
| Service requirements | § 31480 | Yes | BOS Res. 1970/349 (Jun. 16, 1970), adopting resolution required by § 31641.95 |
| Contra Costa County authorized to establish different retirement benefits for different bargaining units of safety employees represented by county deputy sheriff association, and unrepresented employees in similar job classifications. | § 31484.9 | Yes | BOS Res. 2006/770 (Dec. 12, 2006), eff. Jan. 1, 2007 |
| Retirement service credit; purchase; operation of section | § 31485.7 | Yes | BOS Res. 1997/468 (Sep. 9, 1997) |
| Art. 1.4 (all sections) | | No | Article applies only to Santa Barbara County |
| Art. 1.5 (all sections) | | No | Article applies only to LA County |
| Art. 1.6 (all sections) | | No | Article applies only to San Mateo County |
| Art. 1.7 (all sections) | | No | Article applies only to Merced County |
| Art. 1.8 (all sections) | | No | Article applies only to Stanislaus County |
| ARTICLE 2 - ESTABLISHMENT OF SYSTEM | | | |
| Procedure | § 31500 - § 31509 | Yes | 1944 ORD 326 (Mar. 6, 1944) |
| Art. 2.1 (all sections) | | No | Article applies only to LA County |
| Art. 2.6 (all sections) | | No | Article applies only to Ventura County |
| ARTICLE 3 - RETIREMENT BOARD | | | |

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| County of Contra Costa; alternative terms of office | § 31520.11 | No | While BOS Res. 1992/15 (Jan. 7, 1992) adopts this provision, it was never implemented due to Prop. 162; see CA Constitution Article 16 |
| Counties of the ninth class; appointment of alternate members; voting rights; compensation; term | § 31520.12 | Yes | Measure M (Nov. 7, 2006); County Code Art. 38-4.10; Ord. 2006-40 § 4 |
| Workers' compensation benefits; course and scope of employment; eligibility | § 31520.4 | No | Not Adopted |
| Compensation of members; expenses | § 31521 | Yes | BOS Action (Apr. 20, 1999); authorizes increase in # of meetings (from 3 to 5) for which specified members of the Board may be compensated |
| Administrator | § 31522.2 | Yes | BOS Res. 1988/349 (Jun. 14, 1988), eff. Jul. 1, 1988 |
| Filling vacancies in the second, third, fourth, or eighth member position of the board of investments | § 31523.1 | No | Applicable to a Board of Investment, which is not present in CCCERA |
| Legal services of attorney in private practice; compensation; resolution | § 31529.5 | Yes | BOS Res. 1978/37 (Jan. 10, 1978) |
| Contracts for legal services; compensation; application of section | § 31529.9 | Yes | BOR Res. (Jan. 14, 2004), eff. Jan. 1, 2004 |
| ARTICLE 4 - MEMBERSHIP | | | |
| Officers and attachés of superior court; persons included | § 31554 | Yes | BOS Res. (Jun. 18, 1957); BOS Res. (Oct. 1, 1945), eff. Nov. 1, 1945 |
| Time of becoming safety member; law enforcement or fire suppression personnel; contributions; credit for service | § 31558.1 | No | No such county ordinance enacted |
| Persons employed in active law enforcement; election to become safety member; credit for service; contributions | § 31558.2 | Yes | BOS Res. 1986/125 (Mar. 11, 1986) |
| ARTICLE 5 - FINANCIAL PROVISION | | | |
| Election to pay up to one-half of contributions normally required of members; resolution by board of supervisors | § 31581.1 | Yes | Adopted pursuant to various MOUs |
| Transfer from appropriation to retirement fund; amount; advance payment | § 31582 | Yes* | *Subdivision (c) is not applicable; only subdivisions (a) and (b) apply; |
| Deferred yield adjustment account | § 31588.1 | No | Not adopted |

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| Trade of bonds for similar bonds | § 31589.1 | No | Not adopted |
| Warrants, checks, and electronic fund transfers; signature and authorization; validity; direct deposit of electronic fund transfers; authorization of benefit payments issuance by banks | § 31590 | Yes | BOR Res. (Feb. 23, 1956) |
| Exces earnings; treatment as appropriations; transfers and contributions by county and applicable districts; "excess earnings" defined; compliance with federal and state income tax laws; operation of section | § 31592.4 | No | Not adopted |
| Alternative financial statement; applicability | § 31597.1 | No | Not adopted |
| Art. 5.5 (all sections)-ALTERNATIVE FINANCIAL PROVISIONS | | No | No county resolution adopts Article pursuant to § 31610 |
| ARTICLE 6 - MEMBERS' CONTRIBUTIONS | | | |
| Contribution to provide average annuity at age 55; applicability of section | § 31621.3 | No | Not Adopted |
| Normal rates of contribution; average annuity at age 60 | § 31621.4 | No | Not Adopted |
| Counties adopting Section 31676.12; normal rates of contribution; average annuity at age 60 | § 31621.5 | No | Not Adopted |
| Counties adopting Section 31676.15; normal rates of contribution; average annuity at age 55 | § 31621.6 | No | Not applicable as no county resolution adopts § 31676.15 |
| Counties adopting Section 31676.17, 31676.18, or 31676.19; normal rates of contribution; average annuity age at 55 | § 31621.8 | No | Not Adopted |
| Counties adopting Section 31676.14; normal rates of contribution; application (San Mateo, Stanislaus) | § 31621.9 | No | Not adopted; as written, applies only to San Mateo & Stanislaus Counties but may be adopted by any county's board of supervisors |
| Members having credit for 30 years' service; nondeduction of contributions; adoption by counties | § 31625.3 | No | Not Adopted |
| Return of additional contributions to member; calculation of annuity | § 31627.1 | No | Repealed |
| Return of contributions to member; effect | § 31627.2 | No | Repealed |

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| ARTICLE 6.8 - SAFETY MEMBERS' CONTRIBUTIONS | | | |
| Normal rate of contribution; reduction | § 31639.5 | No | Not Adopted |
| Persons entitled to membership by amendment of chapter; credit as safety member; election to make payments | § 31639.7 | Yes* | *Only subdivision (a) applies; subdivision (b) not applicable |
| Counties of the ninth class; contributions and benefits; negotiation (Contra Costa) | § 31639.9 | Yes | BOS Res. 1989/734 (Nov. 14, 1989), eff. Oct. 1, 1990; BOS Res. 1989/783 (Dec. 12, 1989); BOS Res. 1991/20 (Jan. 8, 1991), eff. Jan. 1, 1991 |
| Section applicable to Contra Costa County retirement system by resolution; payment of employer's contributions by employees; application to safety members (Contra Costa) | § 31639.95 | Yes | BOS Res. 2002/608 (Oct. 1, 2002), eff. Jul. 1, 2002 |
| ARTICLE 7 - SERVICE | | | |
| Sacramento and Contra Costa Counties; sick leave credit | § 31641.01 | Yes | Ord. 73-55 (Jul. 2, 1973), eff. Aug. 1, 1973 |
| Additional service credit; retirement pursuant to resolution; conditions; applicability | § 31641.04 | Yes | BOS Res. 1976/770 (Aug. 31, 1976), eff. Jul. 13, 1976; Ord. 76-63, Art. 38-4.604 |
| Members credited with 10 or more years of service; additional service credit; amounts; cost recapture; verification by audit; application of section; forfeiture upon reemployment; duration of section | § 31641.05 | No | Not adopted by resolution pursuant to requirement in subdivision (h) |
| Contributions and credit for prior public service | § 31641.1 | Yes | BOS Res. 1970/349 (Jun. 16, 1970), adopting resolution required by § 31641.95 |
| Amount of contributions by member previously in public service | § 31641.2 | Yes | BOS Res. 1970/349 (Jun. 16, 1970), adopting resolution required by § 31641.95 |
| Compensation first earnable | § 31641.3 | Yes | See generally BOS Res. 1970/349 (Jun. 16, 1970) - incorporated by language in § 31641.95 |
| Public service credits; certification; prior employment credits of safety members | § 31641.4 | Yes | See generally BOS Res. 1970/349 (Jun. 16, 1970) - incorporated by language in § 31641.95 |
| Purchase of service credit in event of closure, downsizing, or realignment; Payment; Definitions; Applicability | § 31641.55 | No | Not Adopted |

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| Credit for prior county service while on deferred status; election; contributions; lump sum payment; contingent operation | § 31461.56 | No | Not Adopted |
| Assumption by county of functions of city; credit for prior service for city; election; operative date of section | § 31641.6 | Yes | BOS Res. (Sep. 22, 1959), eff. Oct. 1, 1959 |
| Installment payments; lump sum payment | § 31641.8 | Yes | See generally BOS Res. 1970/349 (Jun. 16, 1970) - incorporated by language in § 31641.95 |
| Treatment of contributions; matching by county | § 31641.9 | Yes | See generally BOS Res. 1970/349 (Jun. 16, 1970) - incorporated by language in § 31641.95 |
| Applicability of certain sections | § 31641.95 | Yes | BOS Res. 1970/349 (Jun. 16, 1970) |
| Return to active service; service credit for period following that in which member received temporary disability benefits; conditions | § 31646.1 | No | Not Adopted |
| Service credit for uncompensated leave | § 31646.5 | No | Not Adopted |
| Full-time employee returned to work after layoff; service credit for period of absence; operative provisions of section | § 31648.3 | No | Not Adopted |
| Credit for previous as current service; elective officer with break in service; conditions | § 31648.55 | No | Not Adopted |
| Service with Armed Forces of the United States; credit for service and prior service; contributions | § 31649.5 | Yes | BOS Res. 1969/208 (Apr. 2, 1968) |
| Resignation from county service; receiving credit for service | § 31649.6 | No | Not Adopted |
| War relocation absence; credit; election to make contributions and interest payments; adoption of section by resolution | § 31655 | No | Not Adopted |
| Extension of service credit to employee on authorized leave of absence to serve as official of recognized employee bargaining unit; application to county | § 31656 | No | Not Adopted |
| Election to make contributions pursuant to this section; receipt of service credit for additional retirement credit; limitations | § 31658 | No | Not Adopted |

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| ARTICLE 7.5 - RETIREMENT OF SAFETY MEMBERS FOR SERVICE | | | |
| Age for retirement; exceptions; adoption of resolution by county | § 31662.4 | No | Not Adopted |
| Time for retirement; exceptions; adoption of resolution by county | § 31662.6 | No | Not Adopted |
| Safety members holding elective office; time for retirement; adoption of resolution by county | § 31662.8 | No | Not Adopted |
| Time for retirement; sheriff, undersheriff, marshal, and inspectors; adoption of resolution by county | § 31663 | No | Not Adopted |
| (Operation contingent) Active safety member, applicability of specified sections | § 31663.15 | No | Not Adopted |
| Age and service requisites; application; time of filing; application of section | § 31663.26 | No | No applicable ordinance enacted |
| Counties over 199,000, but less than 200,000; employment of sheriff from year to year after attaining the age 70 (Ventura) | § 31663.3 | No | Applies only to counties having a population between 199,001 and 199,999 |
| Additional service pension | § 31664.1 | Yes | BOS Res. 2002/608 (Oct. 1, 2002), eff. Jul. 1, 2002 |
| Additional service pension | § 31664.2 | No | Not Adopted |
| Prior service credit in computing benefits in counties exceeding 2,000,000; election of member; amount due (Los Angeles) | § 31664.3 | No | Not Adopted |
| ARTICLE 8 - RETIREMENT FOR SERVICE | | | |
| Mandatory retirement age less than 70; effect | § 31671.05 | Yes | BOS Res. 1980/782 (Jul 8, 1980) |
| Member of retirement system of other public agency becoming member of county retirement association; eligibility for retirement | § 31672.5 | No | Not Adopted |
| Operation of section; coverage under federal system; current and prior service pensions as additional pension | § 31676.01 | No | Not Adopted |
| Adoption of section by resolution; computation of benefits | § 31676.11 | Yes | BOS Res. 1969/406 (Jun. 24, 1969), eff. Jul. 1, 1969 |

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| Adoption of section by resolution; additional benefits; limitation; computation | § 31676.12 | No | Not Adopted |
| Increase in service retirement allowances; computation; limitation; adoption by resolution | § 31676.13 | No | Not Adopted |
| Increase in service retirement allowances; limitation; survivorship benefits and rights; adoption by resolution | § 31676.14 | No | Not Adopted |
| Additional pension; Determining amount of allowances; Applicability to certain members | § 31676.15 | No | Not Adopted |
| Additional pension; application; calculation | § 31676.16 | Yes | BOS Res. 2002/608 (Oct. 1, 2002), eff. Jan. 1, 2003 |
| Additional pension; application; calculation | § 31676.17 | No | Not Adopted |
| Additional pension; application; calculation | § 31676.18 | No | Not Adopted |
| Additional pension; application; calculation | § 31676.19 | No | Not Adopted |
| Post-retirement service in positions requiring special skills or knowledge; retired persons who have received unemployment compensation in prior 12-month period | § 31680.2 | Yes | BOS Res. 1991/763 (Nov. 19, 1991) |
| Reemployment; reinstatement to active membership; contingent operation | § 31680.4 | Yes | BOS Res. 1991/19 (Jan. 8, 1991) |
| Reinstatement; contributions and allowances; contingent operation | § 31680.5 | Yes | BOS Res. 1991/19 (Jan. 8, 1991) |
| Extension of time for which retired persons may be employed in special skill or knowledge positions; retired persons who have received unemployment compensation in prior 12-month period | § 31680.6 | Yes | BOS Res. 1991/763 (Nov. 19, 1991) |
| Reemployment after retirement; discontinuance of allowance; reinstatement; determination of benefits; survivor's allowance; inapplicability to early retiree; operative on adoption by county | § 31680.7 | No | Not Adopted |
| Increase in benefits of members retired prior to January 1, 1948; adoption of section by county boards | § 31681.2 | Yes | BOS Res. (Dec. 24, 1957), eff. Jan. 1, 1958 |

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| Increase of benefits of members retired after January 1, 1948, but prior to February 1, 1955; adoption of section by county boards | § 31681.4 | Yes | BOS Res. (Dec. 15, 1959), eff. Jan. 1, 1960 |
| Increase of benefits payable to retired members for time commencing on September 15, 1961 | § 31681.5 | Yes | Ord. 1573 (Oct. 10, 1961), eff. Nov. 10, 1961 |
| Increase in retirement and optional death allowances; adoption of section by ordinance | § 31681.51 | No | No applicable ordinance enacted |
| Increase in retirement and optional death allowances; adoption of section by ordinance | § 31681.52 | No | No applicable ordinance enacted |
| Increase in retirement and optional death allowances under \$500; adoption by county | § 31681.53 | No | Not Adopted |
| Retirement or optional death allowance; increase; limitation; adoption by board of supervisors | § 31681.54 | No | Not Adopted |
| Allowance increases for members who retired or died prior to January 1, 2001 | § 31681.55 | No | Not Adopted |
| Increase of benefits to retired employees in certain counties | § 31681.6 | No | Not Applicable |
| Service retirement formula; service credited to nonmember | § 31681.8 | Yes | BOS Res. 1984/283 (May 8, 1984), eff. Apr. 1, 1984; BOS Res. 1984/306 (May 22, 1984), eff. Apr. 1, 1984 |
| ARTICLE 8.4 (all sections): COMMUNITY PROPERTY | | Yes | BOS Res. 1995/209 (May 9, 1995) |
| ARTICLE 8.5: GROUP INSURANCE | | No | Not Adopted; however, § 31693 applies |
| Ordinance or Resolution for contribution toward premiums | § 31691 | No | |
| Increase in allowance from excess earnings in lieu of contributions for premiums | § 31691.1 | No | |
| Amendment or repeal of ordinance or resolution | § 31692 | No | |
| Art. 8.6 (all sections): POST-EMPLOYMENT BENEFITS | | No | |
| Art. 8.7 (all sections): EXTENSION OF SAFETY MEMBER PROVISIONS | | No | |
| Art. 8.8 (all sections): LONG-TERM CARE GRP. INSURANCE | | No | |
| Art. 8.9 (all sections): VISION CARE | | No | |

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| Art. 8.10 (all sections): POSTEMPLOYMENT HEALTH BENEFITS: SAN BERNARDINO COUNTY ALTERNATIVE FUND | | No | |
| ARTICLE 8.11 (all sections): DENTAL CARE | | Yes | |
| ARTICLE 9 (all sections): DEFERRED RETIREMENT | | Yes | |
| ARTICLE 10: DISABILITY RETIREMENT | | | |
| Persons entitled to make application; transfer of appeals to retirement board | § 31721 | Yes | Subdivision (b) made operative by BOS Res. 1982/250 (Feb. 23, 1982) |
| Change of position in lieu of disability retirement allowance members eligible to retire for nonservice-connected disability | § 31725.5 | Yes | Ord. 67-37 (Jul. 11, 1967), eff. Aug. 10, 1967, County Code Art. 38-4.402 |
| Service retirement allowance in counties adopting Section 31676.12; amount; application | § 31727.1 | No | Not Applicable as CCC has not adopted § 31676.12 |
| Nonservice-connected disability retirement pension in counties adopting Section 31676.15; amount | § 31727.3 | No | Not Applicable as CCC has not adopted § 31676.15 |
| Nonservice-connected disability pension; amount based on years of credited service; application of section | § 31727.7 | No | Not Adopted by ordinance/resolution |
| Increase of benefits of members retired for disability prior to January 1, 1948; adoption of section by county boards | § 31739 | No | Not Adopted |
| Increase of benefits of members retired after January 1, 1948, but prior to February 1, 1955; adoption of section by county boards | § 31739.2 | Yes | BOS Res. (Dec. 15, 1959), eff. Jan. 1, 1960 |
| Increase of benefits payable to retired members for time commencing on September 15, 1961 | § 31739.3 | Yes | Ord. 1573 (Oct. 10, 1961), eff. Nov. 10, 1961 |
| Increase in retirement, optional death and annual death allowances; adoption of section by ordinance | § 31739.31 | No | No applicable ordinance enacted |
| Increase in retirement, optional death and annual death allowances; adoption of section by ordinance | § 31739.32 | No | No applicable ordinance enacted |
| Increase in retirement, optional death or annual death allowances under \$500; adoption by county | § 31739.33 | No | Not Adopted |
| Increase in retirement, optional death or annual death allowances under \$500; adoption by county | § 31739.34 | No | Not Adopted |

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| Supplemental disability retirement allowance | § 31740 | No | Not Applicable as Article 15.6 has not been implemented in this county |
| Tier Two, applicability to officers and employees of Contra Costa County; resolution; applicability to districts; coverage; regulations allowing coverage to individual employees; disability allowances; retroactive application (Contra Costa) | § 31751 | Yes | BOS Res. 1980/565 (May 27, 1980), eff. Jul. 31, 1980; BOS Res. 1980/566 (May 27, 1980), eff. Jul. 31, 1980; BOS Res. 1984/630 (Oct. 16, 1984); BOS Res. 1985/10 (Jan. 8, 1985); BOS Res. 2002/608 (Oct. 1, 2002) |
| Tier Three, applicability; coverage; disability retirement allowances; service retirements; cost-of-living adjustments; adoption of regulations | § 31755 | Yes | BOS Res. 1998/13 (Jan. 13, 1998); Ord. 98-34 (Aug. 11, 1998), eff. Oct. 1, 1998, County Code Art. 38-4.802 |
| Applicability of Tier Three to officers and employees of Contra Costa County who become members or return to membership in the county or district; applicability or benefit formula to Tier Two service (Contra Costa) | § 31755.1 | Yes | BOS Res. 2002/608 (Oct. 1, 2002) |
| Applicability of benefit formula to Tier Three officers and employees of Contra Costa County (Contra Costa) | § 31755.2 | Yes | BOS Res. 2002/608 (Oct. 1, 2002) |
| Applicability of benefit formula to Tier One officers and employees of Contra Costa County (Contra Costa) | § 31755.3 | Yes | BOS Res. 2002/608 (Oct. 1, 2002) |
| ARTICLE 11 - OPTIONAL RETIREMENT ALLOWANCES | | | |
| Continuance of retirement allowance to surviving spouse or children of deceased member; conditions | § 31760.2 | Yes | BOR Minutes (Apr. 11, 2000), eff. Jan. 1, 2000 |
| Notice to spouse of member's selection of benefits or change of beneficiary; spouse's applications for refund, etc.; exceptions; adoption by county | § 31760.3 | No | Not Adopted |
| Revision of designated beneficiary of an optional settlement; conditions | § 31760.8 | No | Not Adopted |
| (Operative date contingent) Adjustment after election to reduce allowance with optional settlement | § 31764.5 | No | Not Adopted |
| (Operative date contingent) Right to elect reduction and designate spouse for surviving allowance | § 31764.6 | No | Not Adopted |
| (Operative date contingent) Adjustment if spouse predeceases member after electing reduction to provide spousal benefit | § 31764.7 | No | Not Adopted |

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| Art. 11.5 (all sections): DEFERRED RETIREMENT OPTION PROGRAM | | No | |
| ARTICLE 12 - DEATH BENEFIT | | | |
| Domestic partners; Benefits; Operative date contingent | § 31780.2 | No | Not Adopted |
| Continuance of retirement allowance to surviving spouse or children of deceased safety member; conditions | § 31785.1 | Yes | BOR Minutes (Apr. 11, 2000), eff. Jan. 1, 2000 as to retiree deaths occurring on/after Jan. 1, 2000; BOR Res. (Aug. 11, 2010), eff. Apr. 11, 2000 as to retiree deaths occurring after Jan. 1, 2000 |
| Continuance of retirement allowance to surviving spouse or children of deceased member; conditions | § 31786.1 | Yes | BOR Minutes (Apr. 11, 2000), eff. Jan. 1, 2000 as to retiree deaths occurring on/after Jan. 1, 2000; BOR Res. (Aug. 11, 2010), eff. Apr. 11, 2000 as to retiree deaths occurring after Jan. 1, 2000 |
| Specific amount from county or district contributions; amount | § 31789 | No | No applicable county resolution found |
| Death benefit; in lieu of payment; payment from contributions and surplus earnings | § 31789.2 | No | Not Adopted |
| Death of person receiving retirement allowance; death benefit to designees; operation and application of section | § 31789.3 | No | Not Adopted |
| Death of person while receiving retirement allowance; operation and application | § 31789.5 | Yes | BOS Res. 1999/348 (Jul. 20, 1999) |
| Death before retirement; allowance to estate or beneficiary | § 31790 | No | Not Adopted |
| ARTICLE 13 - INTEGRATION WITH OLD AGE AND SURVIVORS INSURANCE | | | |
| Applicability; resolution of governing board; approval by eligible members; referendum | § 31800 | Yes | BOS Res. 1961/449 (Nov. 21, 1961); BOS Res. 1962/713 (Mar. 20, 1962) |
| Retirement allowance in certain counties; prior service; current service; computation of benefits | § 31808 | Yes* | Subdivisions (a) and (c) only; subdivision (b) does not apply |
| Members' contributions; exemptions | § 31812 | Yes* | Subdivisions (a) and (c) only; subdivision (b) does not apply |
| ARTICLE 14 (all sections): SUBROGATION | | Yes | |

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| ARTICLE 15 - RECIPROCAL BENEFITS | | | |
| Extension of rights to person who terminated state employment on or after June 30, 1971, and became permanent county employee on or before January 4, 1972 | § 31840.3 | No | Not Adopted |
| Extension of rights to certain former state employees employed by district | § 31840.5 | No | Not Adopted |
| Elected officer members who become members of other system upon commencement of other elective office; maximum break in service | § 31840.6 | No | Not Adopted |
| Rights conditioned upon reemployment within specified period following termination; contingent operation | § 31840.7 | Yes | BOS Res. 1991/17 (Jan. 8, 1991) |
| Art. 15.5 (all sections): SURVIVORS' ALLOWANCES | | No | |
| Art. 15.6 (all sections): SURVIVORS' ALLOWANCES | | No | |
| Art. 16 (all sections): ALTERNATE SURVIVORS' ALLOWANCES | | No | |
| ARTICLE 16.5: COST-OF-LIVING ADJUSTMENT | | | |
| Computation of accumulation established in Section 31870 to Section 31870.3; accumulation adjustment; operative effect | § 31870..4 | No | Not Adopted |
| Applicable date of article; use of surplus for cost-of-living adjustments | § 31874 | Yes | Ord. 1788, County Code Art. 3804.204 (eff. Apr. 1, 1964) |
| Determination; application of excess over three percent to allowances | § 31874.1 | No | Not Adopted |
| Determination; maximum annual change; ordinance | § 31874.2 | No | No applicable ordinance enacted |
| Additional cost-of-living adjustments | § 31874.5 | No | Not Adopted |
| Art. 16.6 (all sections): RETROSPECTIVE COST-OF-LIVING ADJUSTMENT | | No | |
| Art. 17 (all sections): INTEGRATION WITH FEDERAL OLD AGE, SURVIVORS, AND DISABILITY INSURANCE | | No | |

Applicability of Government Code Sections to CCCERA

| <u>Section Title</u> | <u>Section #</u> | <u>Applicable to CCCERA?</u> | <u>Adoption Info / Notes</u> |
|---|------------------|------------------------------|---|
| Art. 17.5 (all sections): TERMINATION OF SOCIAL SECURITY IN COUNTIES WITH A POPULATION EXCEEDING 6,000,000 | | No | |
| ARTICLE 18 (all sections): ADJUSTMENT TO FIT OTHER ALLOWANCES | | Yes | |
| CHAPTER 3.9: INTERNAL REVENUE CODE COUNTY COMPLIANCE AND REPLACEMENT BENEFITS PROGRAM | | | |
| Purpose | § 31899 | Yes | BOD of Sam Ramon Valley Fire Protection Dist. Res. 2005-02 (Mar. 23, 2005); BOS Res. 2006/671 (Oct. 24, 2006); BOD of Moraga-Orinda Fire Protection Dist. Res. 2010-06 (May 19, 2010) |
| Replacement benefits program | § 31899.4 | Yes | BOS Res. 2006/671 (Oct. 24, 2006) |
| | | | |
| PEPRA | | | |
| All Sections: §§ 7522 - 7522.74 | | Yes | |
| | | | |
| OTHER GOV'T CODE SECTIONS APPLICABLE TO CERL SYSTEMS | | Yes | |
| All Sections: §§ 7500 - 7514.5 | | | |