

AMENDED IN SENATE JUNE 19, 2013

AMENDED IN ASSEMBLY APRIL 29, 2013

AMENDED IN ASSEMBLY APRIL 15, 2013

CALIFORNIA LEGISLATURE—2013–14 REGULAR SESSION

**ASSEMBLY BILL**

**No. 1144**

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**Introduced by Assembly Member Hall**

February 22, 2013

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An act to add Section 22893.1 to the Government Code, relating to public employee benefits.

LEGISLATIVE COUNSEL'S DIGEST

AB 1144, as amended, Hall. Public Employees' Medical and Hospital Care Act: City of Carson.

The Public Employees' Medical and Hospital Care Act (PEMHCA) authorizes the Board of Administration of the Public Employees' Retirement System to contract with carriers for health benefit plans for employees and annuitants, as defined. Existing law requires an agency contracting for coverage under PEMHCA and each employee or annuitant to contribute a portion of the cost of providing the benefit coverage afforded under the health benefit plan in which the employee or annuitant may be enrolled and prescribes various schedules for employer payments and requirements in relation to those payments.

This bill, *for an employee hired on or after January 1, 2014*, would require the employer contribution for postretirement health benefit coverage for an employee of the City of Carson to be based on specified percentages associated with the employee's credited years of service, which would reach 100% when the employee attains 10 years of credited service. The bill would define credited service as service performed

with the City of Carson. The bill would require that the employer contribution with respect to each employee be mutually agreed upon through collective bargaining, as specified, *except for an unrepresented employee, for whom the employer contribution would be established by a city council resolution.* The bill would require that the employer provide any information requested by the board that the board deems necessary to implement the section.

Vote: majority. Appropriation: no. Fiscal committee: yes. State-mandated local program: no.

*The people of the State of California do enact as follows:*

1 SECTION 1. Section 22893.1 is added to the Government  
2 Code, to read:

3 22893.1. (a) Notwithstanding any other provision of this part,  
4 the percentage of employer contribution payable for postretirement  
5 health benefits for an employee of the City of Carson, California,  
6 shall be based on the employee’s completed years of credited  
7 service, provided that the City of Carson shall not pay an employer  
8 contribution for the first five years of that credited service, and  
9 shall pay thereafter as shown in the following table:

10	11	12	13	14	15	16	17	18
Credited Years of Service		Percentage of Employer Contribution						
5 .....		50						
6 .....		60						
7 .....		70						
8 .....		80						
9 .....		90						
10 .....		100						

19  
20  
21 The application of this subdivision shall be subject to the  
22 following:

23 (1) (A) The employer contribution with respect to each  
24 annuitant shall be mutually agreed upon through collective  
25 bargaining by the City of ~~Carson~~, *Carson* and the exclusive  
26 representatives of employees of the city, ~~and unrepresented~~  
27 ~~employees of the city.~~ The employer may adjust the amount from  
28 time to time through a collectively bargained memorandum of

1 understanding. Changes to the employer contribution shall be  
2 ratified by a resolution passed by the city council of the City of  
3 Carson and that resolution shall be filed with the board. *The*  
4 *employer contribution established by this paragraph shall not be*  
5 *less than the adjusted employer contribution required by*  
6 *subdivision (b) of Section 22892.*

7 (B) *In the case of employees not represented by a bargaining*  
8 *unit, the employer contribution with respect to each annuitant*  
9 *shall be determined pursuant to a resolution passed by a majority*  
10 *of the city council of the City of Carson and that resolution shall*  
11 *be filed with the board.*

12 (2) The employer shall certify to the board, in the case of  
13 employees not represented by a bargaining unit, that there is not  
14 an applicable memorandum of understanding.

15 (3) The credited service of an annuitant for the purpose of  
16 determining the percentage of employer contributions applicable  
17 under this section shall mean credited service performed with the  
18 City of Carson.

19 (4) The employer shall provide the board any information  
20 requested that the board determines is necessary to implement this  
21 section.

22 ~~(b) This section is not applicable to any employee who retired~~  
23 ~~before the effective date of the memorandum of understanding. In~~  
24 ~~the event that the memorandum of understanding establishes a~~  
25 ~~retroactive effective date, this section applies only prospectively~~  
26 ~~and any employee who retires before the memorandum of~~  
27 ~~understanding is signed may not be affected by it applies only to~~  
28 ~~the City of Carson and only with regard to an employee of the city~~  
29 ~~who is first hired on or after January 1, 2014.~~