

**A RESOLUTION OF THE
MORGAN HILL UNIFIED SCHOOL DISTRICT
TO TERMINATE FROM THE CALIFORNIA PUBLIC EMPLOYEES'
RETIREMENT SYSTEM'S MEDICAL AND HOSPITAL CARE ACT FOR
ALL ELIGIBLE EMPLOYEES**

WHEREAS, the Morgan Hill Unified School District provides access to health coverage for its employees, employees' dependents, eligible retirees and eligible retirees' dependents through membership in the California Public Employees' Retirement System's (CalPERS) Public Employees' Medical and Hospital Care Act (PEMHCA); and

WHEREAS, the District has worked with all three labor groups and desires to change the provider of health coverage to strengthen the District's ability to provide access to cost effective and beneficial medical coverage for its employees, retirees and their dependents; and

WHEREAS, CalPERS requires member agencies that provide PEMHCA benefits desiring to exit PEMHCA to comply with their regulations and timelines in order to exit PEMHCA; and

WHEREAS, a component of the regulatory requirement to exit PEMHCA, CalPERS requires three resolutions, one for each employee group, to be submitted within 60 days of the rate notification by CalPERS of the following year's premium information; and

WHEREAS, for the 2022 benefit year, the 60th day to file the required resolutions is September 13, 2021, by 5 o'clock p.m.; and

WHEREAS, once the required resolution is received by CalPERS, the resolution is irrevocable; provided the District may rejoin PEMHCA after five years, or in 2027.

WHEREAS, once the required Resolution is approved, the District may enter into contract with other health care providers to offer benefits to employees, retirees, and their dependents during the District's Open Enrollment period.

WHEREAS, the Superintendent and the Morgan Hill Unified Board of Education oversee the District.

**NOW, THEREFORE, THE MORGAN HILL UNIFIED SCHOOL DISTRICT DOES
HEREBY RESOLVE AS FOLLOWS:**

SECTION 1. As CalPERS does not recognize resolutions in any other form and format than the one they provide, Resolutions (A) through (C) attached hereto, and incorporated herein, reflects the prescribed form and format in order to properly comply with the CalPERS rules and procedures in order to exit PEMHCA effective December 31, 2021.

SECTION 2. For the purposes of CalPERS, Resolutions (A) through (C) are deemed to be the full and complete Board Resolution to be submitted to CalPERS.

SECTION 3. The Superintendent and staff are authorized to take action to fully execute Resolutions (A) through (C) and submit to CalPERS.

SECTION 4. In order to ensure the attached resolution is received by CalPERS, staff is directed to deliver a copy of Resolutions (A) through (C) via overnight mail service to:

California Public Employees' Retirement System
Health Resolution and Compliance Services, HAMD
400 Q Street
Sacramento, CA 95811

SECTION 5. Resolutions (A) through (C) are completed and executed by individuals authorized to sign for the District and includes the District Superintendent and the President of the Board of Education as the District's governing body, and this resolution was adopted at a regular meeting of the Board on August 17, 2021, located at 15600 Concord Circle on, as required by CalPERS in order to deliver proper and timely notice of the District's desire to terminate from PEMHCA on December 31, 2021.

SECTION 6. This Resolution is effective on the day of its adoption. The effective date the District is exiting CalPERS PEMHCA is December 31, 2021.

PASSED AND ADOPTED at the regular meeting of the Morgan Hill Unified School District Board of Education duly held on the 17th day of August 2021, by the following vote:

AYES:
NOES:
ABSENT:
ABSTAIN:

DATED: August 17, 2021

SIGNED: _____
Wendy Sullivan, President
Board of Education

I, Dr. Carmen Garcia, Secretary of the Board of Education, do hereby certify that the foregoing is a true and correct copy of a resolution adopted by the Board of Education of the MORGAN HILL UNIFIED SCHOOL DISTRICT at the regular meeting on August 17, 2021 which resolution is on file in the office of said Board.

DATED: August 17, 2021

SIGNED: _____
Dr. Carmen Garcia, Secretary
Board of Education

RESOLUTION (A)
ELECTING CEASE TO BE SUBJECT TO THE PUBLIC EMPLOYEES' MEDICAL
AND HOSPITAL CARE ACT WITH RESPECT TO A RECOGNIZED EMPLOYEE
ORGANIZATION

WHEREAS, (1) Government Code Section 22938 provides that a contracting agency which has elected to be subject to the Public Employees' Medical and Hospital Care Act (the "Act") may cease to be so subject by proper application by the contracting agency; and

WHEREAS, (2) Morgan Hill Unified School District is a contracting agency under Government Code Section 22920 and subject to the Act for participation by members of **001 Service Employees International Union (formerly SEIU, now Morgan Hill Classified Employees Association or MHCEA)**; now, therefore be it

RESOLVED, (a) Morgan Hill Unified School District elects to cease to be subject to the Act; and be it further

RESOLVED, (b) That coverage under the Act cease on December 31, 2021.

Adopted at a regular meeting of the Morgan Hill Unified School Board of Education, 15600 Concord Circle, Morgan Hill, CA 95037, this 17th day of August, 2021.

Signed: _____
Wendy Sullivan, Board President, Board Education

Attest: _____
Dr. Carmen Garcia, Secretary, Board of Education

RESOLUTION (B)
ELECTING CEASE TO BE SUBJECT TO THE PUBLIC EMPLOYEES' MEDICAL
AND HOSPITAL CARE ACT WITH RESPECT TO A RECOGNIZED EMPLOYEE
ORGANIZATION

WHEREAS, (1) Government Code Section 22938 provides that a contracting agency which has elected to be subject to the Public Employees' Medical and Hospital Care Act (the "Act") may cease to be so subject by proper application by the contracting agency; and

WHEREAS, (2) Morgan Hill Unified School District is a contracting agency under Government Code Section 22920 and subject to the Act for participation by members of **002 Morgan Hill Federation of Teachers (MHFT)**; now, therefore be it

RESOLVED, (a) Morgan Hill Unified School District elects to cease to be subject to the Act; and be it further

RESOLVED, (b) That coverage under the Act cease on December 31, 2021.

Adopted at a regular meeting of the Morgan Hill Unified School
Board of Education, 15600 Concord Circle, Morgan Hill, CA 95037,
this 17th day of August, 2021.

Signed: _____
Wendy Sullivan, Board President, Board Education

Attest: _____
Dr. Carmen Garcia, Secretary, Board of Education

RESOLUTION (C)
ELECTING CEASE TO BE SUBJECT TO THE PUBLIC EMPLOYEES' MEDICAL
AND HOSPITAL CARE ACT WITH RESPECT TO A RECOGNIZED EMPLOYEE
ORGANIZATION

WHEREAS, (1) Government Code Section 22938 provides that a contracting agency which has elected to be subject to the Public Employees' Medical and Hospital Care Act (the "Act") may cease to be so subject by proper application by the contracting agency; and

WHEREAS, (2) Morgan Hill Unified School District is a contracting agency under Government Code Section 22920 and subject to the Act for participation by members of **003 Morgan Hill Educational Leaders Association (MHELA) and non-represented employees**; now, therefore be it

RESOLVED, (a) Morgan Hill Unified School District elects to cease to be subject to the Act; and be it further

RESOLVED, (b) That coverage under the Act cease on December 31, 2021.

Adopted at a regular meeting of the Morgan Hill Unified School
Board of Education, 15600 Concord Circle, Morgan Hill, CA 95037,
this 17th day of August, 2021.

Signed: _____
Wendy Sullivan, Board President, Board Education

Attest: _____
Dr. Carmen Garcia, Secretary, Board of Education