

**RESOLUTION NO. Number**  
**FIXING THE EMPLOYER CONTRIBUTION UNDER SECTION 22902**  
**OF THE PUBLIC EMPLOYEES' MEDICAL AND HOSPITAL CARE ACT**  
**WITH RESPECT TO A RECOGNIZED EMPLOYEE ORGANIZATION**  
**GROUP 002 POLICE OFFICERS ASSOC**

- WHEREAS, (1) San Francisco Bay Area Rapid Transit District is a contracting agency under Government Code Section 22920 and subject to the Public Employees' Medical and Hospital Care Act (the "Act") for participation by members of BART Police Officers' Association (BPOA); and
- WHEREAS, (2) San Francisco Bay Area Rapid Transit District is a contracting agency and has filed a resolution with the Board of the California Public Employees' Retirement System to provide a postretirement health benefits vesting requirement to employees who retire for service in accordance with Government Code Section 22902; and
- RESOLVED, (a) That the employer contribution for each annuitant subject to vesting 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 the higher of Kaiser Region 1 Basic or Blue Shield Access+ Region 1 Basic, less employee/annuitant share of \$174.97 (2023), \$180.22 (2024), \$185.62 (2025) and \$191.19 (2026) per month, plus administrative fees and Contingency Reserve Fund assessments; and be it further
- RESOLVED, (b) San Francisco Bay Area Rapid Transit District 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 Francisco Bay Area Rapid Transit District 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 Francisco Bay Area Rapid Transit District would not qualify as an agency or instrumentality of the state or political subdivision of a State under such final Regulations, the California Public Employees' Retirement System may be obligated, and reserves the right to terminate the health coverage of all participants of the employer; and be it further
- RESOLVED, (d) That the executive body appoint and direct, and it does hereby appoint and direct, the District Secretary to file with the Board a verified copy of this resolution, and to perform on behalf of San Francisco Bay Area Rapid Transit District all functions required of it under the Act; and be it further
- RESOLVED, (e) That coverage under the Act be effective on January 1, 2023.

Adopted at a regular meeting of the Board of Directors of the San Francisco Bay Area Rapid Transit District at Oakland, California, this Day day of January, 2022.

Signed: \_\_\_\_\_  
President

Attest: \_\_\_\_\_  
District Secretary

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**WITH RESPECT TO A RECOGNIZED EMPLOYEE ORGANIZATION**  
**GROUP 003 POLICE MANAGERS ASSOC**

- WHEREAS, (1) San Francisco Bay Area Rapid Transit District is a contracting agency under Government Code Section 22920 and subject to the Public Employees' Medical and Hospital Care Act (the "Act") for participation by members of BART Police Managers' Association (BPMA); and
- WHEREAS, (2) San Francisco Bay Area Rapid Transit District is a contracting agency and has filed a resolution with the Board of the California Public Employees' Retirement System to provide a postretirement health benefits vesting requirement to employees who retire for service in accordance with Government Code Section 22902; and
- RESOLVED, (a) That the employer contribution for each annuitant subject to vesting 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 the higher of Kaiser Region 1 Basic or Blue Shield Access+ Region 1 Basic, less employee/annuitant share of \$174.97 (2023), \$180.22 (2024), \$185.62 (2025) and \$191.19 (2026) per month, plus administrative fees and Contingency Reserve Fund assessments; and be it further
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- RESOLVED, (c) That the participation of the employees and annuitants of San Francisco Bay Area Rapid Transit District 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 Francisco Bay Area Rapid Transit District would not qualify as an agency or instrumentality of the state or political subdivision of a State under such final Regulations, the California Public Employees' Retirement System may be obligated, and reserves the right to terminate the health coverage of all participants of the employer; and be it further
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