



County of Sonoma

State of California

Date: April 6, 2021

Item Number: _____

Resolution Number: _____

☐ 4/5 Vote Required

**Resolution Of The Board Of Supervisors Of The County Of Sonoma, State Of California,
Approving The Amended Sonoma County Employees' Retirement Association Regulations For
Internal Revenue Code §401(a)(9), Required Minimum Distribution Rules**

Whereas, the regulations governing the procedures of conducting business of the Sonoma County Employees' Retirement Association (SCERA) and its Board are subject to change from time to time in order to respond to changes in law, in practices or other factors; and

Whereas, the SCERA Regulations for Internal Revenue Code regulations set forth at 26 Code of Federal Regulations §1.401(a)(9), Required Minimum Distribution Rules (SCERA Regulation) were adopted September 9, 2014 and since that time relevant Federal law and California laws have changed; and

Whereas, the Federal Government passed the Setting Every Community Up for Retirement Enhancement (SECURE) Act effective January 1, 2020, Section 114 of which increases the age at which a participant in an employer-sponsored retirement plan, like SCERA, must generally begin taking required minimum distributions, from age 70 1/2 to the year in which they reach age 72; and

Whereas, California enacted an amendment to the County Employees Retirement Law in Stats. 2020, Ch. 275, Sec. 49 (AB 2101), effective January 1, 2021, Section 49 of which amended California Government Code section 31706 to allow county retirement plans, such as SCERA, to implement the increased age 72 required minimum distribution age; and

Whereas, at the December 17, 2020 SCERA Board of Retirement meeting, the Board of Retirement adopted amendments to the SCERA Regulation, as attached, pursuant to California Government Code section 31525, *et seq*, which amendment becomes effective when approved by the Board of Supervisors.

Now, Therefore, Be It Resolved that the Board of Supervisors approves the amended SCERA Regulation, attached as Exhibit A to this Resolution.

Supervisors:

Gorin: Rabbitt: Coursey: Gore: Hopkins:

Ayes: Noes: Absent: Abstain:

So Ordered.