

**MINUTES OF PUBLIC MEETING  
FOR THE CORRECTIONS OFFICER RETIREMENT PLAN LOCAL BOARD  
FOR THE JUDICIARY**

A Public Meeting of the Corrections Officer Retirement Plan Local Board for the Judiciary was convened Tuesday, March 3, 2020 at 10:00 a.m., Conference Room 109, Arizona State Courts Building, 1501 West Washington Street, Phoenix, Arizona.

**Board Members Present in Conference Room 109:** Kevin Kluge, Chair; Mark Smalley; Jason Hathcock; Jennifer Fish; Scott Mabery

**Board Member Present by Conference Call:** N/A

**Also Present in Conference Room 109:** Vanessa Haney, Board Secretary; Alicia Bocardo, Recorder

**Call to Order:**

**Approval of the Minutes:**

February 4, 2020 – Public Meeting Minutes

**MOTION: A motion to approve the public minutes of the February 4, 2020 meeting was made by Jennifer Fish.** The motion was seconded and passed; minutes stand approved. **CORP 2020-13**

**Jason Hathcock Report on January PSPRS Annual Conference**

Board member Jason Hathcock summarized the following legislative proposals: HB 2361, PSPRS Employer’s Prefunding Plan, and SCR Supplemental Benefits – Eligible Persons.

Board member Jason Hathcock outlined the following pertinent information that will directly affect the Board regarding HB2361; this includes: the ability to send local board meeting minutes via email, limiting the local board duties to only membership, disability, and death benefits, and the bill would require all local board members, secretaries, and attorneys to have mandatory training within 180 days.

Board member Jason Hathcock discussed the details of the PSPRS Employer’s Prefunding Plan by explaining that the plan would allow counties to make prefunded arrangements to pay down unfunded liabilities.

Board member Jason Hathcock additionally detailed SCR Supplemental Benefits – Eligible Persons. He stated that if the statute is amended, the surviving spouse or dependent of an “eligible” member killed in the line of duty would receive the difference of one million dollars and the amount received under the PSPRS benefits program.

Board member Jason Hathcock also summarized PSPRS's Cancer Insurance Program by highlighting the following plan details: \$50 a year premium, \$15,000 first diagnosis payment to members with non-skin cancer, \$500 payment to members with a positive diagnosis of skin cancer, and the overall lifetime maximum benefit amount of \$100,000 per member. He also added that the covered retired members of this plan receive five months for every year of credited service.

Board member Jason Hathcock additionally discussed the Local Board's role in reference to A.R.S. § 38-914 and § 38-863.01.

A.R.S. § 38-914 states "An employer shall disclose the employer's funding ratio under the plan on the employer's public website." Board member Jason Hathcock inquired if the Local Board has been compliant with the statute. The Local Board Secretary responded that the CORP Local Board's public site has a link to the actuarial evaluation reports.

Board member Jason Hathcock continued to the next relevant statute, A. R. S. § 38-863.01. The statute states "beginning on or before July 1, 2019, each governing body of an employer shall annually: 1. Adopt a pension funding policy for the system for employees who were hired before July 1, 2017. The pension funding policy shall include funding objectives that address at least the following: (a) How to maintain stability of the governing body's contributions to the system. (b) How and when the governing body's funding requirements of the system will be met. (c) Defining the governing body's funded ratio target under the system and the timeline for reaching the targeted funded ratio. 2. Formally accept the employer's share of the assets and liabilities under the system based on the system's actuarial valuation report. B. The governing body shall post the pension funding policy on the governing body's public website."

Board member Jennifer Fish reiterated that the CORP Local Board public site contains the link for the actuarial evaluation reports which should suffice.

Board member Jason Hathcock stated that his inclination is that the actual employer (AOC) should be publishing the policy/plan for public view on their ratio target and accountability for unfunded liabilities.

The Chair stated that the actuarial evaluation reports by PSPRS details the employer rates paid by the employer.

**Approval of Normal Retirement Benefits:**

There were three applications for Normal Retirement benefits submitted for the Board's approval pursuant to A.R.S. § 38-893 (D).

**MOTION: A motion to approve the payment of Normal Retirement benefits to the following applicants in about the following amounts, effective March 1, 2020 was made by Scott Mabery. The motion was seconded and passed unanimously. CORP 2020-14**

Amy Hood-Schwindt	\$3,243.68
Karen Mogler	\$3,243.42
Susan Towne	\$2,550.65

## **Apache County Position Review – Decision of CORP Eligibility**

On February 13, 2020, the Apache County Human Resources Department submitted a request to have the Board review their position of Lead Investigator for CORP eligibility.

The Apache County Board of Supervisors approved the new employee on February 4, 2020, retroactively to when the position was filled on January 28, 2020.

The position had been vacant for at least seven years and there is no record on file with Apache County Human Resources as to whether the last employee to hold the position contributed to CORP. The job description for the position and the joinder agreement were provided to the Board.

The Board Secretary stated that the position in question does not supervise other probation officers and that the other investigators in the department are not probation officers but investigate probation officers.

The Chair asked the Board Secretary if the staff that reports to the Lead Investigator are non-CORP eligible position. The Board Secretary replied that staff reporting to the position are non-CORP designated positions that fall into the adult probation division.

Board member Jason Hathcock asked the Local Board Secretary to confirm that the position will not be filled by a probation officer and does not supervise probation officers.

The Board Secretary confirmed the information to be correct adding that the position only has the authority to investigate probation officers.

Board member Jason Hathcock stated that the position description details that the position interviews probationers, conducts pre-sentence investigations, and writes pre-sentencing reports. He inquired if non-officers can conduct those duties.

The Board Secretary responded that though the position would have authority level of a probation officer, it does not require certified officer training.

**MOTION: A motion that the Board finds the position of Lead Investigator - Adult Probation (Apache County) does not meet the eligibility criteria for a designated CORP position based on the fact that the position is filled by a non-officer supervising non-officers was made by Jason Hathcock. The motion was seconded and passed unanimously. CORP 2020-15**

### **Approval of Membership:**

The Local Board may consider and vote on the approval of the following requests for membership or defer decision to a later date:

Berger, Carrie	Maricopa	1/19/2020
Boyle, Tucker	Maricopa	2/16/2020
Bray, Danelia	Pima	2/8/2020
Chavez, Isaac	Maricopa	1/26/2020

Chavez, Valeria	Maricopa	2/2/2020
Fink, Abigail	Pima	1/19/2020
Gibson, Dolores	Maricopa	2/16/2020
Hope, Alexandria	Yavapai	10/23/2019
Lopez, Jose	Pinal	2/2/2020
Lopez, Thomas	Pinal	2/16/2020
McDonald, Ashley	Maricopa	2/2/2020
Modrak, Darya	Yavapai	2/9/2020
Oliver, Patela	Maricopa	1/19/2020
Rabago, Sunni	Pinal	2/16/2020
Starr, Timothy	Coconino	12/31/2019

**MOTION: A motion to approve the 15 applicants listed on the agenda for this meeting for membership in CORP pursuant to A.R.S. §38-893.D and to note for the record that the physical examinations for Isaac Chavez, Jose Lopez, Ashley McDonald, Darya Modrak, Patela Oliver and Timothy Starr identified a physical or mental condition or injury that existed or occurred before their date of membership in the plan, was made by Mark Smalley. The motion was seconded and passed unanimously. CORP 2020-16**

See Attachment A to these minutes for details of the membership approved at this meeting.

**Future Agenda Items:**

The Board Secretary advised the Board that two disability benefits inquiries have been made. The Local Board Secretary added that one will be placed on the April 7, 2020 agenda for the Board's review.

**Call to the Public:**

No members of the public addressed the Board.

The meeting was adjourned at 10:27 a.m.

Transcribed March 5, 2020