

Attachment B

RESOLUTION

July 24, 2015

RESOLUTION FOR EXCEPTION TO THE 180-DAY WAIT PERIOD GC sections 7522.56 and 21224

WHEREAS, in compliance with Government Code section 7522.56 The State Bar of California Board of Trustees must provide CalPERS this certification resolution when hiring a retiree before 180 days has passed since his or her retirement date; and

WHEREAS, Gina Crawford (CalPERS ID #xxxxxx9548) is retiring from The State Bar of California in the position of Director, Administration Admissions, effective July 31, 2015; and

WHEREAS, section 7522.56 requires that post-retirement employment commence no earlier than 180 days after the retirement date, which is January 29, 2016 without this certification resolution; and

WHEREAS, section 7522.56 provides that this exception to the 180 day wait period shall not apply if the retiree accepts any retirement-related incentive; and

WHEREAS, The State Bar of California Board of Trustees, The State Bar of California and Gina Crawford, certify that Gina Crawford has not and will not receive a Golden Handshake or any other retirement-related incentive; and

WHEREAS, The State Bar of California may appoint Gina Crawford as an extra help retired annuitant to perform duties necessary to the grading and scoring of the California Bar Examination for The State Bar of California under Government Code section 21224, effective in August 2015. The position is under recruitment and this anticipates that Gina Crawford may be selected to fill the position; and

WHEREAS, the entire proposed employment agreement, contract or appointment document for this position has been reviewed by this body and is attached herein. This position is not the same from which Gina Crawford is retiring. It is more narrowly focused upon bar exam grading. It is under recruitment; and

WHEREAS, no matters, issues, terms or conditions related to this employment and appointment have been or will be placed on a consent calendar; and

WHEREAS, the employment shall be limited to 960 hours per fiscal year; and

WHEREAS, the compensation paid to the retiree is not less than the minimum nor exceeds the maximum monthly base salary paid to other employees performing comparable duties, divided by 173.333 to equal the hourly rate; and

WHEREAS, the maximum base salary for the Grade 55 Executive position from which she is retiring is \$12,717/month and the hourly equivalent is \$80.95. The hourly equivalent wage for this position is \$50.00/hour within the range of a Grade 9 technician. The duties of the position are less than the position held before retirement.

WHEREAS, the hourly rate paid to Gina Crawford will be \$50.00/hr; and

WHEREAS, Gina Crawford has not and will not receive any other benefit, incentive, compensation in lieu of benefit or other form of compensation in addition to this hourly pay rate; and

THEREFORE, BE IT RESOLVED THAT The State Bar of California Board of Trustees hereby certifies the nature of the appointment as described herein and detailed in the attached employment agreement/contract/appointment document and that this appointment is necessary to fill the critically needed position and duties for The State Bar of California beginning August 2015 because the performance of the duties are necessary to the grading of the July 2015 bar examination; after retirement no one is on staff to perform these duties; the position is under recruitment and this anticipates that Gina Crawford may be selected to fill the position.