

1 MARIPOSA COUNTY RESOLUTION No. 83-48

2 ESTABLISHING RULES FOR CERTIFICATION  
3 OF EMPLOYEE COMPETENCE AFTER AGE 70

4 WHEREAS the Board of Supervisors of Mariposa County passed  
5 Ordinance No. 596, amending the Contract between said Board and  
6 the Public Employees' Retirement System (PERS), which Ordinance  
7 becomes effective on February 24, 1983 and which Contract amend-  
8 ment becomes effective on February 25, 1983; and

9 WHEREAS the amendment enacted by Ordinance No. 596 has the  
10 effect of waiving age 70 mandatory retirement for local miscella-  
11 neous members only, under the PERS Contract, pursuant to Govern-  
12 ment Code Section 20983.6; and

13 WHEREAS, said Section 20983.6 of the Government Code re-  
14 quires certification of the member's competence, after age 70,  
15 in the member's position pursuant to rules and regulations  
16 adopted by the Board of Supervisors.

17 NOW THEREFORE, be it resolved by the Board of Supervisors  
18 of Mariposa County, that the following rules and regulations for  
19 certification of employee competence beyond age 70 are adopted  
20 to be added to the Personnel Policies and Procedures Handbook,  
21 pursuant to Government Code Section 20983.6, as follows:

22 1. Section 7.15 is added to the Personnel Policies and  
23 Procedures Handbook to read as follows:

24 "7.15 CERTIFICATION OF EMPLOYEES BEYOND MANDATORY  
25 RETIREMENT AGE

26 1. Any local miscellaneous employee who reaches the  
27 mandatory retirement age specified by law and who desires  
28 to continue County employment in the same position without  
interruption, may apply to the Board of Supervisors for  
certification of competence pursuant to Government Code  
Section 20983.6; such application must be filed prior to the  
retirement date specified by PERS.

Mariposa County Resolution  
Establishing Rules for Certification of Employee Competency  
After Age 70

1 "2. Upon receipt of such application, the Board may  
2 request a report on the employee's competence from the  
3 employee's department head or immediate supervisor, if any,  
4 which report shall be advisory only and shall remain con-  
5 fidential except as to the employee.

6 3. Each year the Board of Supervisors may certify  
7 the competence of the employee to continue in the employer's  
8 position and shall immediately notify both the employee and  
9 PERS. Failure to so certify on or before the thirtieth day  
10 after the mandatory retirement date as set by PERS or certi-  
11 fied employee's anniversary date, shall constitute automatic  
12 denial thereof.

13 4. "Competence" for this purpose shall be defined  
14 as "qualified, able, and authorized to perform the duties  
15 of his or her position at a minimum satisfactory level."

16 PASSED AND ADOPTED this 22nd day of February, 1983 by the  
17 Board of Supervisors of Mariposa County, by the following vote:

18 AYES: Barrick, Taber, Erickson, Moffitt, Dalton

19 NOES: None


20 ABSENT: None

21 ABSTAINED: None




22 ERIC J. ERICKSON, Chairman  
23 Mariposa County Board of Supervisors

24 ATTEST:

25   
26 ELLEN BRONSON, County Clerk  
27 Ex Officio Clerk of the Board

28 APPROVED AS TO FORM

  
RICHARD K. DENHALTER  
County Counsel