Rob Feckner, President Michael Bilbrey Julie Chapman John Chiang Richard Costigan Dan Dunmoyer Joseph (JJ) Jelincic

CalPERS BOARD OF ADMINISTRATION California Public Employees' Retirement System (916) 795-3952 (800) 794-2297 George Diehr, Vice President Henry Jones Ron Lind Bill Lockyer Priya Sara Mathur Bill Slaton

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March 25, 2013

## NOTICE OF ELECTION 2013 CalPERS Board of Administration Member-At-Large Election

OFFICE ADDRESS: Lincoln Plaza 400 Q Street, Room W2580 Sacramento, CA 95811

Eligible active and retired members (excluding survivors and beneficiaries) of the California Public Employees' Retirement System (CalPERS) will have an opportunity this year to elect two representatives for the CalPERS Board of Administration. The terms of the incumbents, Joseph (JJ) Jelincic and Michael Bilbrey, will expire on January 15, 2014. The new term of office will begin January 16, 2014, and run through January 15, 2018. Joseph (JJ) Jelincic and Michael Bilbrey have both declared their intention to be a candidate for reelection. The Political Reform Act (at Government Code section 81000 et seq.) requires candidates (as that term is used in the Political Reform Act) for the position of elective CalPERS Board member to file campaign statements of contributions and expenditures with the Secretary of State, among other things. Forms required under the Political Reform Act will be distributed to nominees as part of the nomination forms package, but nominees are strongly encouraged to contact the Fair Political Practices Commission for a full understanding of their legal obligations under the Political Reform Act. For more information, contact the Fair Political Practices Commission (FPPC) in Sacramento at (916) 322-5660 or toll-free at (866) 275-3772. See also **www.fppc.ca.gov**. Persons interested in obtaining the CalPERS Board election regulations should contact the Board Election Office at the telephone numbers listed at the top of the page.

# **PROCEDURES FOR BECOMING A CANDIDATE**

**Eligibility**—An eligible active CalPERS member may be nominated if the active member is currently employed by a CalPERS covered agency on the date of this Notice. An eligible retired CalPERS member may be nominated if the retired member's effective date of retirement is on or before the date of this Notice, and the retiree will be a resident of the State of California during his or her term of office.

Nomination—Each candidate must submit a Nomination Petition form (CalPERS-BRD-74B), either a Nomination Petition for Position A (currently held by Joseph (JJ) Jelincic), or a Nomination Petition for Position B (currently held by Michael Bilbrey), which is endorsed by at least 250 active and/or retired members of CalPERS (excluding survivors and beneficiaries). Only one Nomination Petition for Position A or Position B may be submitted by a candidate. ONLY Nomination Petitions which are supplied by CalPERS or copies of that form will be acceptable. Nomination Petitions are available through the Board Election Office at the above CalPERS office address or phone number, and on the CalPERS web site at <u>www.calpers.ca.gov</u>. All Nomination Petitions containing original signatures (no photocopied, faxed, or otherwise reproduced petitions) must be received at the above CalPERS office address in Sacramento no later than the May 16, 2013, 5:00 p.m. deadline. Candidates are encouraged to return completed Nomination Petitions prior to the May 16, 2013 deadline.

In the event an incumbent who declares intention to run for re-election in this Notice of Election does **not** submit a Nomination Petition form by the May 16, 2013, 5:00 p.m. deadline, the nomination period for that position would be extended as provided by law to May 28, 2013. Notification of this nomination period extension shall be made on the Board Elections phone numbers listed above, and the CalPERS website at <u>www.calpers.ca.gov</u>. If the nomination period for a position is extended, all Nomination Petitions for that position containing original signatures must be received at the above CalPERS office address in Sacramento no later than May 28, 2013 at 5:00 p.m.

### **Nomination Petition Requirements**

- 1. The Petition will include the following information about the nominee:
- a. Nominee's full name; the **last name** will be used to **verify** membership against the CalPERS database;
- Last four digits of the Social Security Number which will be used to verify membership against the CalPERS database;
- c. Agency employed by or retired from;
- d. Nominee's street address, telephone number, e-mail address and fax number;
- e. Signature of Nominee consenting to nomination.
- 2. The Petition must contain **original** signatures, endorsed by at least two hundred and fifty (250) active and/or retired CalPERS members (excluding survivors and beneficiaries) which includes:
- a. Clearly typed/printed name of each member; the last name will be used to verify membership against the CalPERS database;
- b. Clearly printed **last four digits of the Social Security Number** which will be used to **verify** membership against the CalPERS database; and,
- c. Signature of each member endorsing the Nominee.

Nomination Acceptance/Ballot Designation and Candidate Statement Forms—The Nomination Acceptance/Ballot Designation and Candidate Statement forms will be provided to the nominee with the Nomination Petition when requested by phone or correspondence through the Board Election Office, or the forms are available on CalPERS web site at <u>www.calpers.ca.gov</u>. The nominee will be notified by phone as to whether or not the eligibility and nomination petition requirements have been met.

Nomination Acceptance/Ballot Designation Form—Each nominee must certify on a form provided by CalPERS that they accept the nomination upon CalPERS determination that the nominee is a qualified candidate, and consents to serve if elected by a majority vote, 50 percent of votes cast plus one vote. Nominees must return the original Nomination Acceptance/Ballot Designation Form, which must be received at the above CalPERS office address in Sacramento no later than the May 16, 2013, 5:00 p.m. deadline. A candidate who decides to withdraw candidacy after submitting their certified Nomination Acceptance/Ballot Designation Form must notify the CalPERS Board Election Coordinator by phone and follow-up in writing within ten (10) working days following the nomination acceptance deadline date in order to have their name removed from the ballot and Candidate Statement Booklet.

**Candidate Statement**—Each nominee may submit a candidate statement of no more than 300 words. A nominee may submit a candidate statement by mail to the above CalPERS office address in Sacramento or electronically through the CalPERS website. If you are interested in submitting your candidate statement electronically please visit the CalPERS website at <u>www.calpers.ca.gov</u> for additional information. The Candidate Statement must be received no later than the May 16, 2013, 5:00 p.m. deadline.

Addendum to Candidate Statement—Following the distribution of all the draft candidate statements for all the candidates of the contest for Position A and Position B, a candidate may submit an addendum of no more than 300 words. The 300 word addendum is in addition to the initial 300 word candidate statement. The addendum must be received either at the above CalPERS office address in Sacramento or electronically through the CalPERS website at <u>www.calpers.ca.gov</u>, no later than 10 calendar days following the distribution of the draft candidate statements to candidates. Thereafter, all the draft candidate statements plus addenda will be provided to all the candidates in their respective contest. The final candidate statements plus addenda with the ballot.

### **VOTER ELIGIBILITY**

CalPERS members active as of July 1, 2013 are eligible to vote in this election. Retired members (excluding survivors and beneficiaries) whose effective date of retirement is on or before July 1, 2013 are eligible to vote in this election. If a runoff election is needed, CalPERS members active as of October 1, 2013 are eligible to vote in the runoff election. Retired members (excluding survivors and beneficiaries) whose effective date of retirement is on or before October 1, 2013 are eligible to vote in this runoff election.

#### **ELECTION SCHEDULE**

<b>DEADLINE</b> May 3, 2013	ACTION Deadline for agencies to notify CalPERS of their designated Agency Election Officer. Election Officer duties include: posting and disseminating the Notice of Election, and to promptly distribute ballots in September and in November (in case of a runoff election) to identified eligible active members who did not receive their ballot through the CalPERS direct mailing process.
May 16, 2013	Deadline for CalPERS receipt of Nomination Petitions from Position A and Position B nominees.
May 16, 2013	Deadline for CalPERS receipt of the Nomination Acceptance/Ballot Designation and Candidate Statement forms. Thereafter, addenda to the candidate statements, if any, must be filed within 10 calendar days following the distribution of the draft candidate statements to all candidates.
June 3, 2013	Deadline for CalPERS receipt of the Candidate Statement Addendum form.
June 6, 2013	Random drawing for the order of candidate names to appear on the ballot for Position A and Position B.
August 30, 2013	Ballots mailed directly to eligible active and retired members (excluding survivors and beneficiaries). Election material and ballots, undeliverable through CalPERS direct mailing process will be mailed to CalPERS contracted agencies for prompt distribution to identified active members.
September 13, 2013	Agency Election Officer must distribute all ballot packages to identified eligible active members, <b>certify</b> the delivery of ballots on a form provided by the System, and return the certified form by this date. Eligible members not receiving a ballot by this date should contact the Board Election Office at the phone number on the reverse side.
September 27, 2013	Voted ballots must be postmarked or received by CalPERS in the postage paid envelope, or another comparable envelope by this date in order to be counted. The reverse side of the postage paid envelope must be signed by the member who voted. For comparable envelopes, the words "CalPERS Ballot Enclosed" should be boldly printed on the outside of the envelope and MUST BE SIGNED by the member who voted. The member's signature certifies under penalty of perjury that they are eligible to participate in the election and that they personally voted and placed the ballot in the sealed envelope.
September 30, 2013	Beginning the morning of September 30, 2013, at the location designated by CalPERS, the sealed, signed envelopes containing the voted ballots will be opened and the ballots removed. The week of September 30, 2013, ballots will be tabulated. The candidate receiving the majority vote, 50% of votes cast plus one vote, will be certified by the Secretary of State, as having been elected.
November 8, 2013	If a runoff election is needed for Position A or Position B, then runoff ballots will be mailed directly to eligible active and retired members (excluding survivors and beneficiaries). Election material and runoff ballots, undeliverable through CaIPERS direct mailing process will be mailed to agencies for prompt distribution to identified active members.
November 22, 2013	Agency Election Officer must distribute all runoff ballot packages to identified eligible active members, <b>certify</b> the delivery of runoff ballots on a form provided by the System, and return the certified form by this date. Eligible members not receiving a runoff ballot by this date should contact the Board Election Office at the phone number on the reverse side.
December 6, 2013	Voted runoff ballots must be postmarked or received by CalPERS on or before this date and are subject to the same procedures described above for September 27, 2013.
December 9, 2013	Beginning the morning of December 9, 2013, at the location designated by CalPERS, the sealed, signed envelopes containing the voted runoff ballots will be opened and the ballots removed. The week of December 9, 2013, the runoff ballots will be tabulated. The candidate receiving a majority vote, 50% of votes cast plus one vote will be certified by the Secretary of State, as having been elected.
January 16, 2014	The newly elected Board Members will be seated on the CalPERS Board of Administration in accordance with the Public Employees' Retirement Law, Government Code section 20095. The new term of office begins January 16, 2014 and ends January 15, 2018.

For questions, general information, nomination petitions, a ballot, or CalPERS Board Election regulations, contact the Board Election office through the automated phone system at the phone numbers on the reverse side or write to the Board Election office at the mailing address on the reverse side