

RESOLUTION 2022-7

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF KIOWA COUNTY, COLORADO DECLINING PARTICIPATION IN THE FAMLI PROGRAM AND PROVIDING FOR NOTIFICATION TO THE STATE OF COLORADO OF SUCH DECLINATION OF PARTICIPATION.

WHEREAS, the Board of County Commissioners has the authority under Colorado law, including, but not limited to C.R.S. 30-11-103 and 107 to make decisions regarding the County budget, personnel benefits, and employment policies in the unincorporated areas of the County; and

WHEREAS, the Colorado General Assembly enacted legislation known as the Paid Family and Medical Leave Insurance Act ("FAMLI") in 2021 C.R.S. 8-13.3-501, et seq., the provisions of which will become operative in 2023; and

WHEREAS, the Board has carefully reviewed and considered the current benefits provided by Kiowa County and have concluded that they are inclusive of benefits under F AMLI; and

WHEREAS, an employee of a local government that has declined participation in the program pursuant to statute may elect coverage and individual participation; and

WHEREAS, a local government may decline participation by formally notifying the division of family and medical leave insurance in writing and providing the date of the vote and local government's decision to decline participation in the F AMLI program;

NOW, THEREFORE, BE IT RESOLVED BY THE KIOWA COUNTY BOARD OF COUNTY COMMISSIONERS THAT;

- 1.As of the date of adoption of this Resolution, the Board of County Commissioners of Kiowa County, on behalf of Kiowa County, provides written notice that it is declining participation in F AMLI by sending a copy of this Resolution to the Division of Family and Medical Leave Insurance.
- 2.For purposes of compliance with the regulations promulgated concerning local government participation with FAMLI found at 7 CCR 1107-2, and in particular, section 7 CCR 1107-2.5.A, the date of the vote of the Board of County Commissioners to decline participation in the date below identified as "Adopted and Effective".
- 3.Staff is directed to provide county employees with information regarding the F AMLI program as required by statute and regulation, and to provide payroll deduction processing to any employees who elect to participate in F AMLI as individuals.
4. The County will renew this declination not later than eight years from the adopted and effective date, or may elect coverage in the future, as provided by statute and regulation.

Adopted and Effective this 15th day of December, 2022.

BOARD OF COUNTY COMMISSIONERS OF KIOWA COUNTY, COLORADO

/s/ Donald Oswald, Chair

/s/ Howard Robertson, Commissioner

/s/ Michael Lening, Commissioner

Attest:

Delisa L. Weeks, County Clerk