

RESOLUTION NO. 2025-05

**RESOLUTION OF THE CALSAVERS RETIREMENT SAVINGS BOARD
AUTHORIZING THE EXECUTIVE DIRECTOR TO ENTER INTO AN AGREEMENT WITH
THE FRANCHISE TAX BOARD FOR EMPLOYER COMPLIANCE ENFORCEMENT
SERVICES**

WHEREAS, the CalSavers Retirement Savings Board (the "Board") and the CalSavers Retirement Savings Program (the "Program") are established in Title 21 (commencing with Section 100000) of the Government Code;

WHEREAS, Government Code Section 100010(a)(1) provides the Board the power and authority to make and enter into contracts necessary for administration of the CalSavers Retirement Savings Trust;

WHEREAS, Government Code Section 100033(a) provides the Board the power and duties necessary to administer the enforcement of employer compliance;

WHEREAS, Government Code Section 100033(b)(1)(2) assigns the Board with the responsibility of noticing employers of penalty action if they fail to allow their eligible employees to participate in the CalSavers Program, and establishes penalties for noncompliance;

WHEREAS, Revenue and Taxation Code Section 19285-19290.1 provides the Franchise Tax Board the authority to collect penalty revenue from employers that do not comply with the requirements established in Title 21 of the Government Code or associated regulations;

WHEREAS, at the May 5, 2021 Board meeting, the Board reviewed and approved a five-year agreement for employer compliance services with the Franchise Tax Board

WHEREAS, the contract with the Franchise Tax Board expired on June 30, 2025, with a written agreement from Franchise Tax Board to continue services without interruption until a new contract is approved by both Franchise Tax Board and the CalSavers Board, and;

NOW, THEREFORE, BE IT RESOLVED that the Executive Director, or in their absence, the Chair, or the Chair's designee, is hereby directed and authorized to enter into Agreement CRSB05-25 in substantively the same form as presented, with a three-year term with the Franchise Tax Board for employer compliance enforcement services through June 30, 2028.

Attest: _____


Chairperson

Date of Adoption: _____

