

## BOARD ACTION

<b>Policy:</b>	N/A
<b>Title:</b>	<b>Approval for Authorization to make Amendments to the ESCC ARP and 403(b) Plans</b>
<b><u>Background of Issue:</u></b>  The following will provide to the College President and Chief Financial Officer the authority to execute any future necessary changes to the Edison State ARP Plan and the 403(b) Plan to ensure compliance with provisions of controlling law, and any related rules and regulations. These guidelines were established upon recommendation from the Ohio Attorney General's office and were created under their guidance.  <p style="text-align: center;"><b>Section 1. <u>Execution.</u></b> The College's Administration (as defined below in Section 3) is hereby authorized to execute future amendments to the ARP Plan and the 403(b) Plan and any other instruments, documents, or conveyances necessary to effectuate future amendments to the ARP Plan and the 403(b) Plan.</p> <p style="text-align: center;"><b>Section 2. <u>Conforming Changes.</u></b> The College's Administration (as defined below in Section 3) in carrying out this Resolution, is hereby authorized and empowered to make any necessary changes to future amendments to the ARP Plan and the 403(b) Plan as may be required to ensure compliance with any applicable and effective provisions of controlling law, and any related rules and regulations, currently in effect or as hereinafter amended, and to take such further action as may be necessary or available to implement this Resolution without further ratification or action by the Trustees.</p> <p style="text-align: center;"><b>Section 3. <u>Authority for Future Amendment.</u></b> If, in the future, further amendments to the ARP Plan document or to the 403(b) Plan document (or to any other ancillary documents for the ARP Plan or the 403(b) Plan), of a technical nature become necessary in order to either: (1) secure or maintain compliance with federal laws; or (2) conform to amendments of the governing provisions of the Ohio Revised Code, then the President or the President's designee, and the Chief Financial Officer or his or her designee (the "College's Administration") is hereby authorized to take such actions and execute such documents as are necessary to effectuate such amendments and ancillary documents, without further review or resolution by the Board.</p> <p style="text-align: center;"><b>Section 4. <u>Open Meetings.</u></b> The Trustees find and determine that all formal actions of the Trustees relating to the enactment of this Resolution were taken in an open meeting of the Trustees, and that all deliberations of the Trustees and of any of its committees that resulted in those formal actions were in meetings</p>	


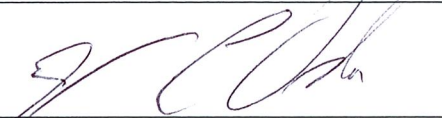
open to the public in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

<b>Impact on Student Success:</b>	<b>Provides assurance that Edison State is punctual and effective in maintaining compliance with federal and state regulations regarding ARP and 403(b) provisions.</b>
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<b>Impact on Budget:</b>	N/A
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**Recommendation:**

11-16-22

<b>Approved:</b>	 YES/NO	<b>Date:</b>	
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