

ALAMEDA COUNTY EMPLOYEES' RETIREMENT ASSOCIATION BOARD OF RETIREMENT MINUTES

Thursday, March 16, 2017

Chair Dale Amaral called the meeting to order at 2:00 p.m.

Trustees Present:	Dale Amaral Annette Cain-Darnes Keith Carson Liz Koppenhaver Greg Lawson (Assistant Treasurer) Elizabeth Rogers
	Nancy Reilly (<i>Alternate</i>) Darryl Walker (<i>Alternate</i>)
Trustees Excused	Ophelia Basgal Tarrell Gamble George Wood
Staff Present:	Margo Allen, Fiscal Services Officer Victoria Arruda, Human Resources Officer Angela Bradford, Executive Secretary Sandra Dueñas, Benefits Manager Kathy Foster, Assistant Chief Executive Officer Harsh Jadhav, Chief of Internal Audit

Vijay Jagar, Retirement Chief Technology Officer, ACERA David Nelsen, Chief Executive Officer Betty Tse, Chief Investment Officer

<u>17-28</u>

The minutes of the regular meeting of February 16, 2017, were accepted on a motion by Elizabeth Rogers, seconded by Annette Cain-Darnes, and approved by a vote of 6 yes (*Amaral, Cain-Darnes, Koppenhaver, Lawson, Rogers, Walker*), 0 no, and 0 abstentions.

CONSENT CALENDAR REPORTS AND ACTION ITEMS

APPLICATION FOR SERVICE RETIREMENT

Appendix A

APPLICATION FOR RETIREMENT, DEFERRED

Appendix B Appendix B-1

APPLICATION FOR DEFERRED TRANSFER

Appendix C

LIST OF DECEASED MEMBERS

Appendix D

REQUESTS FOR 130 BI-WEEKLY PAYMENTS TO RE-DEPOSIT CONTRIBUTIONS AND GAIN CREDIT

Appendix E

<u>APPLICATION FOR DISABILITY RETIREMENT – NON CONTESTED ITEMS:</u> *Appendix F*

APPLICATION FOR DISABILITY RETIREMENT – HEARING OFFICER RECOMMENDATIONS

Appendix G

APPROVAL COMMITTEE MINUTES

February 16, 2017, Actuarial Committee Minutes February 16, 2017, Audit Committee Minutes

MISCELLANOUS MATTERS:

None

It was moved by Darryl Walker, seconded by Greg Lawson and approved by a vote of 5 yes (*Cain-Darnes, Koppenhaver, Lawson, Rogers, Walker*), 0 no, 0 abstentions, that the following resolution is adopted (*Dale Amaral recused because one of the consent calendar items involved his employing Department; Nancy Reilly recused because one of the consent calendar items involved her former employing Department*):

<u>17-29</u>

BE IT RESOLVED BY THIS BOARD that the Consent Calendar is approved as presented.

REGULAR CALENDAR – REPORTS AND ACTION ITEMS

DISABILITIES, CURRENT AND CONTINUING RECOMMENDATIONS AND MOTIONS

Robyn Rivera, former Secretary I, Alameda County Sheriff's Office Application for Non-Service Connected Disability Retirement (On remand from Alameda County Superior Court Case No. RG15798109, by the Hon. Kimberly E. Colwell's Order dated November 18, 2017)

The Board heard the foregoing item in Closed Session (at the conclusions of its regular agenda), with counsel for Ms. Rivera, counsel for Alameda County, and counsel for ACERA present.

The Board then deliberated in Closed Executive Session, with Board counsel, but no other counsel, present, and reported in open session its direction to staff as follows: The Board continued the matter to the May 25 regular Board meeting for its Medical Adviser to present, and prior to that meeting provide, a further report addressing whether any of the medical conditions described in Ms. Rivera's medical records rose to the level of rendering her permanently incapacitated from the performance of her usual and customary job duties prior to her termination for cause, such that, based on the records provided, her entitlement to disability retirement would have been a "foregone conclusion," as provided in the November 18, 2017 Court Order for the disability retirement application process to proceed.

COMMITTEE REPORTS, RECOMMENDATIONS AND MOTIONS

Note: Per Committee Chairs, copies of the Committee meeting minutes were available for attendees. All **February/March 2017** Committee meeting minutes are posted on the ACERA website (www.acera.org) after approval at the **March 16, 2017**, Board meeting. This month's Committee reports were presented in the following order:

Retirees:

Liz Koppenhaver reported that the Retirees Committee met on March 1, 2017, at 10:30 a.m. and highlighted the following:

Keenan & Associates, ACERA's Benefits Consultant, provided information on recent developments concerning the political environment surrounding health care reform, and the latest information available on the future of the Affordable Care Act (ACA). The topics discussed were:

- Whether the new administration will repeal all or parts of the ACA
- Clarification on the Executive Order
- Insight on alternative ACA replacement plans
- Impact on Medicare if the ACA is repealed

Staff reported on three benefit issues affecting ACERA retirees. First, OneExchange sent reminder notices to members who still had balances in their Health Reimbursement Accounts for Plan Year 2016. Second, the premiums for the UnitedHealthcare HMO plan were overstated for 2017, and refunds to the 147 retirees who were impacted will be processed with the March payroll. Finally, Jessica Huffman, Retirement Assistant Benefits Manager for the Membership Unit has also assumed the management responsibilities for the Retiree Benefit Unit.

<u>17-30</u>

It was moved by Liz Koppenhaver and seconded by Elizabeth Rogers that the Board approve the March 1, 2017, Retirees Committee minutes. The motion carried 7 yes (*Amaral, Cain-Darnes, Carson, Koppenhaver, Lawson, Rogers, Walker*), 0 no, and 0 abstentions.

Investment:

Annette Cain-Darnes reported that the Investment Committee met on March 8, 2017, at 9:34 a.m. and summarized certain aspects of the minutes. The complete Investment Committee minutes read as follows:

Upon completion of all due diligence procedures and in accordance with ACERA's Private Equity and Alternatives Return Leading Strategy (PEARLS) Policy, and the 2015 – 2017 Investment Plan for ACERA's PEARLS Portfolio, Verus recommended and Staff approved an up to \$15.0 million commitment to NEA 16, L.P. ("NEA 16" or "Fund") as part of the Venture Capital allocation in ACERA's PEARLS portfolio, pending completion of legal due diligence, background checks, and successful contract negotiation.

New Enterprise Associates (NEA) is an existing manager in good standing. This commitment is an extension of an existing strategy (NEA 13, 14, and 15) in ACERA's portfolio; the strategy is unchanged and will be managed by the same NEA staff members that manage NEA 13, 14 and 15. According to the Policy, a commitment of up to \$15 million is within Staff's delegated authority.

Trustees asked questions about terms and vetting of the Fund. Staff responded that the GP's 1.25% management fees and 30% carry (incentive share of net new profits) were the same as they were in the three previous NEA funds named above. A Verus representative responded that Verus recommend a \$15 million commitment to the NEA 16 as opposed to a \$5 million commitment to NEA 15 because he found improved valuations for portfolio companies, than when he had vetted NEA 15.

Verus representatives reviewed the Capital Market assumptions that they presented at the February ICM and discussed the impact those assumptions would have on the policy targets approved by the Board in August, 2015.

By utilizing the approved policy allocations in the context of the Capital Market Assumptions, a projection was made that the rate of return for ACERA's portfolio would be approximately 6.63% for the forecast 10-year period.

Based on the discussion that was held at the ICM, the Verus representatives also confirmed that the above-mentioned asset allocation approved by the Board is valid. There is no need for a revision.

Representatives reviewed Q4 and long-term performance of ACERA's Total Portfolio. For 4Q2016, ACERA's Total Fund returned 0.8% (gross) compared to the Policy Index return of 1.3%. For 2016, the Total Fund Returned 7.4% (gross) compared to the Policy Index return of 9.1%. The Total Fund's results ranked in the 52nd and 73rd percentiles for the quarter and one year periods, respectively.

For 4Q2016, ACERA's U.S. Equity, International Equity, and Fixed Income asset classes returned 3.9%, -2.1%, and -3.2% (gross) compared to their benchmarks with returns of 4.2% (Russell 3000), -1.5% (MSCI ACWI ex USA IMI Gross), and -3.7% (a blend of: 75% Barclays Aggregate, 10% Barclays High Yield, and Citigroup WGBI ex US), respectively. On a 1-year basis, these asset classes returned 9.8%, 5.0%%, and 6.2%, ranking in the 86^{th} , 35^{th} , and 37^{th} percentiles, all respectively. As of 12/31/2016, U.S. Equity accounted for 33.3% of the Total Fund, International Equity 27.8%, and Fixed Income 16.1%. As of 12/31/2016, the market value of the Total Fund was \$6,968,046,520.

Verus and Trustees discussed the drop in AUM over the past three years for the accounts managed by Next Century Growth Small Cap, and, separately, the NCG Micro Cap portfolios. Verus pointed out NCG's historical pattern of big losses followed by bigger recoveries. Recently, NCG has done well in January. Trustees asked Staff to explore further and come up with a plan. Staff stated that it plans to review NCG at the May 10, 2017, ICM.

From a policy perspective, Trustees also inquired about the function of the Watchlist and Probation. Verus and Staff briefly discussed the issue. The comments were acknowledged and it was suggested that this issue be further vetted as part of the review of the General Investment Guidelines, Policies and Procedures.

ACERA's real estate portfolio returned 1.8% (gross) for the 4Q2016 and 8.4% (gross) for the 2016 compared to the NCREIF-ODCE benchmark of 2.1% and 8.8%, respectively.

The total market value of ACERA's real estate portfolio was \$497.5 million, approximately 7.1% of ACERA's Total Fund.

Callan Associates reported that, while returns have been driven by appreciation over the last few years, recent returns have been driven more by income. Callan currently considers this to be a healthy Real Estate Market.

Staff offered the proposed Investment Committee Workplan for 2017 (Workplan). On a quarterly basis, Staff will provide an updated Investment Committee Workplan. Trustee Cain-Darnes also asked the other trustees to give the CIO any comments they may have on the Workplan. Betty Tse, Chief Investment Officer, welcomed Greg Lawson, representing the Treasurer Office of the County, to the Investment Committee.

In response to Trustees December 14, 2016, question, Staff reported to the Committee the approximate net cost to invest the assets (cash) held in reserve to meet future capital calls (unfunded commitments) for ACERA's private equity funds. Because this cash is allocated to the liquid traditional asset managers and withdrawn primarily from the Mellon S&P 500 index, costs were estimated to be an additional 1.5 basis points per year or \$53,000, based on the unfunded commitments as of 9/30/2016. Verus concurred and staff added that, by policy, ACERA has a zero percent allocation to cash. Given the returns of the Mellon S&P 500 over the last 1 to 5 years, the returns far exceed the cost to invest the unfunded capital commitment.

The Chair asked that future Quarterly Rebalancing Reports reflect and delineate cash flows within the Total Fund and amounts paid out of the Total Fund to meet monthend benefit payments. Specifically: 1) the dollar amounts to meet capital calls and new investments, 2) income distributions from existing investments, and 3) funds withdrawn and paid out of the total fund to supplement monthly retirement benefits and meet month-end payroll and plan administrative costs.

Trustee Gamble inquired about the delay in rolling out the various RFPs. Staff mentioned that RFPs require a lot of preparation to follow established procedures and it is not unusual for RFPs to take up to 9-months to complete. Verus concurred.

Trustee Basgal noted that ACERA's Proxy Voting Consultant, Institutional Shareholder Services Inc. had voted against individual corporate directors or slates of directors numerous times and asked why such votes occurred. Staff offered that ISS follows the guidelines in the ACERA Proxy Voting Guidelines and Procedures in voting ACERA's shares; there were no exceptions noted in preparing the quarterly report.

Trustee Basgal asked a question regarding the time involved to administer the Investment Products Services Introductions (IPSI) Program. Staff will respond at a future ICM.

<u>17-31</u>

It was moved by Annette Cain-Darnes and seconded by Elizabeth Rogers that the Board approve the March 8, 2017, Investment Committee minutes. The motion carried 7 yes (*Amaral, Cain-Darnes, Carson, Koppenhaver, Lawson, Rogers, Walker*), 0 no, and 0 abstentions.

<u>NEW BUSINESS</u>

<u>SACRS Board of Directors Elections, Recommended Ballot 2017-2018 BOD Elections</u> and Withdrawal of Treasurer Candidate for SACRS BOD

Chief Executive Officer David Nelsen presented his March 16, 2017, memo, which included the SACRS Nominating Committee's recommended ballot for the 2017-2018 SACRS Board of Directors Elections. The nominees are as follows: *President*: Dan McAllister, San Diego CERA; *Vice-President*: Gabe Rodrigues, Contra Costa CERA; *Treasurer*: Larry Walker, San Bernardino CERA; and *Secretary*: Kathryn Cavness, Mendocino CERA.

Mr. Nelsen further reported that Larry Walker, the Nominating Committee's nominee for the position of Treasurer, withdrew his name for consideration from the upcoming elections. Board Chair Dale Amaral called for additional nominations from the Board – no additional nominations were provided. Elections will be held during the Annual Business Meeting on Friday, May 19, 2017.

Total Operating Expense Budget Summary for January 2017

Fiscal Services Manager Margo Allen presented her March 1, 2017, memo regarding ACERA's total operating expenses for January 31, 2017, which reflects that ACERA is under budget by \$289,511 and that the budget has a surplus in the following three primary areas: 1) *Staffing*, 2) *Staff Development*, and 3) *Systems*. The memo also showed that there were no overages within the budget, the unfilled budgeted positions, and positions that have been filled.

David Nelsen, Chief Executive Officer's Report

Mr. Nelsen presented his March 16, 2017, written CEO Report which provided an update on the following items: 1) Senior Manager Recruitment; 2) Committee/Board Action Items; 3) Conference Schedule; 4) CEO Outreach; and 5) Other Items.

Trustee Darryl Walker inquired whether ACERA has hired any new employees since the February 16, 2017, Board meeting. Mr. Nelsen reported that one temporary employee was hired to provide support to the Benefits Department and that an offer was made to one other candidate – the candidate has not come onboard yet. Mr. Nelsen further reported that he interviewed candidates for the Chief Counsel position, but has not made a selection and that recruitment for this position is still active/open.

Trustee Walker also inquired about the status of ACERA's Requests for Proposals (RFP). Chief Investment Officer Betty Tse reported that the RFP for the Passive Index Manager Search is still active, it has been published, and responses have been received. Ms. Tse further explained that in accordance with the Investment Department's Work Plan, finalists' interviews for the Passive Index Manager Search will occur in May 2017; interviews for the Emerging Markets Manager Search have been tentatively scheduled for the early part of the second half of 2017. It was noted that Investment Department Staff is currently working with ACERA's General Investment Consultant (Verus) to define and finalize the RFP documents for the Emerging Markets Manager Search; this RFP is scheduled for publication within the next couple of months.

CONFERENCE REPORTS

None.

ANNOUNCEMENTS

None.

PUBLIC INPUT

ACRE President Pete Albert and REAC Vice-President Jon Orellana both expressed their appreciation for ACERA Board Trustee Ophelia Basgal's presentation and for the participation of other ACERA Trustees and Staff at the March 13, 2017, REAC Spring Luncheon.

BOARD INPUT

None.

ADJOURNMENT INTO CLOSED EXECUTIVE SESSION: Conference with Legal Counsel – Pending Litigation (pursuant to Gov. Code 54956.9(a)):

A. Robyn Rivera v. Alameda County Employees' Retirement Association (On remand from Superior Court of California, County of Alameda, Case No. RG15798109, by the Hon. Kimberly E. Colwell's Order, dated November 18, 2017).

RECONVENE INTO OPEN SESSION TO REPORT ON ACTION TAKEN IN CLOSED EXECUTIVE SESSION:

The Board reconvened into Open Session and announced the following:

Report provided above under "DISABILITIES, CURRENT AND CONTINUING RECOMMENDATIONS AND MOTIONS."

ADJOURNMENT

The meeting adjourned at approximately 3:10 p.m.

Respectfully Submitted,

David Nelsen Chief Executive Officer

4/20/17

Date Adopted

APPENDIX A APPLICATION FOR SERVICE RETIREMENT

BAER, Daniel J. Effective: 10/8/2016 Sheriff's Office

DAHU, Nader M. Effective: 10/16/2016 Public Works Agency – DEF

DAVILA, Angel R. Effective: 9/24/2016 Information Technology

DOVE, Billie J. Effective: 10/23/2014 Alameda Health System

FARVER, Gary D. Effective: 1/1/2017 Social Services Agency – DEF

FINNIE, Helen L. Effective: 5/21/2016 Probation

FRANKFORT, Theodore L. Effective: 9/24/2016 Health Care Services Agency

GALLO, Ivan C. Effective: 11/5/2016 Community Development Agency

GARCIA, Gloria C. Effective: 6/1/2016 Social Services Agency

HENSLEY, Douglas A. Effective: 3/31/2016 General Services Agency

LAFFERTY, Michael Effective: 1/30/2016 Behavioral Health Care Services MALONG, Ignacio T. Effective: 7/2/2016 Alameda Health System

MARCO, Marilyn G. Effective: 7/30/2016 Behavioral Health Care Services

MARINAS, Teresita Effective: 11/5/2016 Social Services Agency

MENDOZA, Maria A. Effective: 11/17/2015 Alameda Health System

PINTAL, Alberto M. Effective: 6/4/2016 Social Services Agency

POBLETE, Rosa Effective: 8/11/2016 Alameda Health System

PRELLWITZ, Rina M. Effective: 10/4/2016 Alameda Health System – DEF

RICHMAN, Bonita Effective: 11/16/2016 Health Care Services Agency

RODRIGUEZ, Ana M. Effective: 11/5/2016 Social Services Agency

VASQUEZ, Luis G. Effective: 11/19/2016 Social Services Agency

WEBBER, Gwendolyn A. Effective: 9/24/2016 Social Services Agency CALDERON, Humberto J. Probation Effective: 12/16/2016

DAGGS, Gemma L. District Attorney Effective: 11/4/2016

ENGLISH, Joshua A. Emergency Medical Services Effective: 11/18/2016

GIZAW, Gelila Public Health Effective: 8/12/2016

HENNING, Michael R. General Services Agency Effective: 7/15/2016

JACOWITZ, Jennifer M. Social Services Agency Effective: 8/17/2016

LIM, Jose Z. Sheriff's Office Effective: 10/14/2016

MALDONADO, Adam R. District Attorney Effective: 1/13/2017

MANZANO, Mary Ann W. Alameda Health System Effective: 12/21/2016

MILLS, Dustin W. Sheriff's Office Effective: 10/7/2016 PAK, Henty K. Behavioral Health Care Services Effective: 11/14/2016

PARKER, Meesha L. Assessor Effective: 8/5/2016

SCOTT, Mark E. General Services Agency Effective: 12/2/2016

TERUYA, Emily N. Auditor-Controller Effective: 12/30/2016

THOMPKINS, Aisha S. Social Services Agency Effective: 11/14/2016

THOMPSON, Tiffany C. Superior Court Effective: 8/23/2016

TORRES, Norman Alameda Health System Effective: 8/18/2016

WASHINGTON, Brian E. County Counsel Effective: 1/6/2017

WATTERS, Jamal Social Services Agency Effective: 1/13/2017

APPENDIX B-1 APPLICATION FOR NON-VESTED DEFERRED

ACOSTA, Juancarlos D. General Services Agency Effective: 10/7/2016

ANDERSON, David R. General Services Agency Effective: 10/3/2016

CASTANEDA AYALA, Brenda E. Alameda Health System Effective: 11/13/2016

CHU, Henning Alameda Health System Effective: 10/28/2016

CONTAWE, Nichole M. Probation Effective: 10/25/2016

CORDOVA, Yolanda E, Assessor Effective: 7/22/2016

COTTON, Erika B. Social Services Agency Effective: 11/4/2016

DEVINE, Francine J. Alameda Health System Effective: 7/27/2016

DONALDSON, Dorene Alameda Health System Effective: 12/2/2016

FLETCHER, Joseph W. ACERA Effective: 10/28/2016

FLORES, Mary June G. Board of Supervisors Effective: 7/15/2016 FRANCIS, Damon E. Health Care Services Agency Effective: 8/5/2016

FRANCO, Laura E. Alameda Health System Effective: 10/26/2016

FRESHMAN, Lucas A. Alameda Health System Effective: 8/8/2016

FUJIKAWA, Reynold N. Alameda Health System Effective: 8/26/2016

GENTILE, Sylvain D. Sheriff's Office Effective: 8/15/2016

GHOLAR, Sonia Superior Court Effective: 8/3/2016

GREEN, Crystal C. Human Resource Services Effective: 9/16/2016

HATSAKORZIAN, Nanik Alameda Health System Effective: 9/25/2016

HILL, Raymond General Services Agency Effective: 11/8/2016

IBLINGS, Michelle L. Public Works Agency Effective: 11/23/2016

KIMMEL, Heather H. Superior Court Effective: 11/10/2016

APPENDIX B-1 APPLICATION FOR NON-VESTED DEFERRED

LEYVA, Patricia F. Child Support Services Effective: 9/9/2016

LIU, Spensor W. Information Technology Effective: 8/5/2016

MC CRORY, Amelia Superior Court Effective: 10/28/2016

MERCADO, Andrea D. Alameda Health System Effective: 10/31/2016

NEMATI, Fari Alameda Health System Effective: 10/4/2016

OPPIDO, Katherine R. District Attorney Effective: 11/30/2016

PARK, Jin L. Alameda Health System Effective: 9/19/2016

PERKINS, Claire L. Community Development Agency Effective: 10/14/2016

PI, Chung-Ron Superior Court Effective: 10/14/2016

PULLIAM, Tabitha T. Auditor-Controller Effective: 10/18/2016

RAMIREZ, Cecilia Y. Social Services Agency Effective: 8/18/2016 SARMIENTO-JACOBO, Catherine Alameda Health System Effective: 8/8/2016

SCHRADER, Lindsey A. Alameda Health System Effective: 9/17/2016

SHARPE. Jacqueline A. N. Behavioral Health Care Services Effective: 12/23/2016

SMITH, Ebony M. Social Services Agency Effective: 10/13/2016

WATKINS, Antinette K. Social Services Agency Effective: 11/4/2016

WESLEY, Leah G. Alameda Health System Effective: 7/11/2016

WHITE-GOINES, Makia R. Alameda Health System Effective: 6/19/2016

YAN, Qi Yun Health Care Services Agency Effective: 10/4/2016

YOUNG, Alicia R Superior Court Effective: 10/13/2016 Years of Service: 0.20314 years

YUSBA, Roberta Information Technology Effective: 11/4/2016

APPENDIX C APPLICATION FOR DEFERRED TRANSFER

AGUIRRE, Adina L. Library Effective: 10/20/2016 Transferred to: San Mateo County Employees' Retirement Association

APPENDIX D LIST OF DECEASED MEMBERS

CARMODY, Douglas J. 2/13/2017 Public Works Agency

CRAVANAS, Arthur A. 2/3/2017 Superior Court

CROSSLEY, M. J. 1/31/2017 Social Services Agency

FLORES, Sharron 2/5/2017 Social Services Agency

GARCIA, Juan R. 1/22/2017 Assessor – DEF

GEORGE, Judith 2/19/2017 Auditor-Controller

HANSEN, Margie M. 1/31/2017 Superior Court

HANSEN, Margie M. 1/31/2017 Survivor of Walter R. Hansen HUGHES, Robert C. 1/31/2017 Superior Court

LA ROSA, Evelyn Paterio L. 1/21/2017 Survivor of Emerita P. La Rosa

LEIGHT, Hope M. 1/1/2017 Community Development Agency

MARUYAMA, M. Michael 2/11/2017 Auditor-Controller

MOORE, Patsy R. 1/25/2017 Survivor of John D. Moore

SULLIVAN, Charles W. 1/31/2017 Public Defender

TRAMBLE, Sarah 2/20/2017 Alameda Health System

APPENDIX F APPLICATION FOR DISABILITY RETIREMENT

Name:Almeida, LuisType of Claim:Service Connected

Staff's Recommendation:

Approve the recommendation contained in Dr. Wagner's report to grant Mr. Almeida a service connected disability. Since Mr. Almeida is over 55 years old, future annual medical examinations will not be required.

Based on Dr. Wagner's and Staff's review and determination of Mr. Almeida's ability to determine the permanency of his incapacity, to grant Mr. Almeida's request for an earlier effective date.

Name:Koehler, ToddType of Claim:Annual Review for SCD (Granted on 12/17/2015)

Staff's Recommendation:

Approve the recommendation contained in Dr. Wagner's report to continue the allowance for service connected disability and to require future annual medical examinations and questionnaires.

Name:Tang, NgocType of Claim:Service Connected

Staff's Recommendation:

Approve the recommendation contained in Dr. Wagner's report to grant Mr. Tang a service connected disability, pending the earlier effective date determination. Since Mr. Tang is over 55 years old, future annual medical examinations will not be required.