June 27 - June 30

New Attorney Session on Tuesday, June 27

30th

NAPPA

National Association of Public Pension Attorneys

Anniversary

1987 - 2017

2017

Legal Education Conference

Portola Hotel ♦ Monterey, CA

Conference At A Glance

Tuesday, June 27, 2017

(12:00 noon - 5:00 p.m. Conference Registration)

1:00 p.m. - 2:30 p.m.	**New Member & Associate Counsel Session** ***Legal Issues for Public Pensions — The Basics***
2:30 p.m. - 2:45 p.m.	**Break**
2:45 p.m. - 3:45 p.m.	**New Member & Associate Counsel Concurrent Sessions** *(choose one)* • **Session A:** ***An Overview of Public Pensions*** • **Session B:** ***Fiduciary Duties and Lessons From the Recent Lawsuits Against 403(b) Plans***
3:45 p.m. - 4:00 p.m.	**Break**
4:00 p.m. - 5:00 p.m.	**New Member & Associate Counsel Concurrent Sessions** *(choose one)* • **Session A:** ***Legal, Operational and Relational Issues Faced by Public Pension Attorneys*** • **Session B:** ***Legal Issues in Private Market Investments***
5:00 p.m. - 6:30 p.m.	**Welcome Reception** *(provided by NAPPA)*

Welcome to Monterey, CA

"Language Capital of the World"

The "Language Capital" designation comes from the fact that the military's prestigious Defense Language Institute is located in Monterey, thus language teachers of many world languages live there.

Monterey is a scenic California coastal city that rises from the pristine Monterey Bay to pine forested hillsides with sweeping bay views. The city's natural beauty and historic sites make it a quality residential community and premier tourist destination.

Conference At A Glance

Wednesday, June 28, 2017

(7:00 a.m. - 5:00 p.m. Conference Registration)

7:00 a.m. - 8:00 a.m.	**Breakfast** *(provided by NAPPA)*
8:00 a.m. - 8:05 a.m.	**Introduction and Announcements**
8:05 a.m. - 8:30 a.m.	**Celebrating NAPPA's 30th Anniversary — Getting Better All the Time!**
8:30 a.m. - 9:30 a.m.	**General Session** ***Ethics 1 - Breaking Bad: How to Identify and Maintain Your Ethical Core***
9:30 a.m. - 9:45 a.m.	**Break**
9:45 a.m. - 10:45 a.m.	**General Session** ***Board Delegation of Investment Authority — Exploring Different Models***
10:45 a.m. - 11:00 a.m.	**Break**
11:00 a.m. - 12:00 noon	**General Session** ***Varying State Perspectives on Defined Benefit Pension Protections***
12:00 noon - 1:30 p.m.	**Emeritus Lunch** *(provided by NAPPA)*
12:00 noon - 1:30 p.m.	**General Counsel Lunch** *(provided by NAPPA)*
12:00 noon - 1:30 p.m.	**Lunch** *(all others on your own)*
1:30 p.m. - 2:30 p.m.	**Concurrent Sessions** *(choose one)* • **Session A:** ***Complex Real Estate Investing*** • **Session B:** ***What Every Pension Fund Lawyer Should Know About the Art, Science, and Law of Setting Actuarial Assumptions***
2:30 p.m. - 2:45 p.m.	**Break**
2:45 p.m. - 3:45 p.m.	**Concurrent Sessions** *(choose one)* • **Session A:** ***What Does Good Board Governance "Look" Like and What is Your Role, as Legal Counsel to the Pension System, to Help Your Client Achieve Good Governance?*** • **Session B:** ***Tax Law Refresher for Public Plan Counsel***
3:45 p.m. - 4:00 p.m.	**Break**
4:00 p.m. - 5:00 p.m.	**Concurrent Sessions** *(choose one)* • **Session A:** ***Small/Medium Fund Affinity Group: What Are Smaller Plans Doing to Ensure Compliance With IRS Regulations and is Plan Governance Driven by a Fund's Structure or Size?*** • **Session B:** ***Health Plan Affinity Group: Health Care — Where Do We Go From Here?***
6:00 p.m. - 9:00 p.m.	**Off-Site Beach Party and Dinner** *(Monterey Beach House)*

Conference At A Glance

Thursday, June 29, 2017

(7:00 a.m. - 5:00 p.m. Conference Registration)

7:00 a.m. - 8:00 a.m. — **Breakfast** *(provided by NAPPA)*

8:15 a.m. - 8:30 a.m. — **Introduction and Announcements**

8:30 a.m. - 9:30 a.m. — **General Session**
Ethics II - Ethical Issues Raised in Negotiations With Counsel for a General Partner

9:30 a.m. - 9:45 a.m. — **Break**

9:45 a.m. - 10:45 a.m. — **General Session**
Funding Gaps and Fiduciary Duties: Should we Kill the Goose or Collect Smaller Eggs?

10:45 a.m. - 11:00 a.m. — **Break**

11:00 a.m. - 12:00 noon — **General Session**
Meet the New Boss. Same as the Old Boss? What a New Administration Means for the SEC Agenda and Enforcement

12:00 noon - 1:30 p.m. — **Lunch** *(on your own)*

1:30 p.m. - 2:30 p.m. — **Concurrent Sessions** *(choose one)*
- **Session A:** ***Protecting Fund Assets Through Shareholder Litigation: What Public Pension Fund Counsel Should Know About Available Claims, the Pros and Cons, and What's Coming Next***
- **Session B:** ***The Role of the Board in Benefit Design Issues/Reform Legislation***

2:30 p.m. - 2:45 p.m. — **Break**

2:45 p.m. - 3:45 p.m. — **Concurrent Sessions** *(choose one)*
- **Session A:** ***Felony Forfeiture: If You Can't Lose the Time, Don't Do the Crime!***
- **Session B:** ***Public Pension Plan Investment Perspectives From our Business Colleagues — "Reading the Tea Leaves" 2017 and Beyond: The Business and Legal Developments and Challenges***

3:45 p.m. - 4:00 p.m. — **Break**

4:00 p.m. - 5:00 p.m. — **Concurrent Sessions** *(choose one)*
- **Session A:** ***Public Safety Affinity Group: Hire, DROP, Retire, Rehire, Repeat — a Survey of Fund Rules on Public Safety Reemployment***
- **Session B:** ***DC Plan Affinity Group: DB to DC Conversions — Implementing the Mandate***

Dinner *(on your own)*

Friday, June 30, 2017

(7:00 a.m. - 12:00 noon Conference Registration)

7:00 a.m. - 8:00 a.m.	**Breakfast** *(provided by NAPPA)*
8:15 a.m. - 8:30 a.m.	**Introduction and Announcements**
8:30 a.m. - 9:30 a.m.	**General Session** ***Federal Legislative Update***
9:30 a.m. - 9:45 a.m.	**Break**
9:45 a.m. - 10:45 a.m.	**General Session** ***Litigation Update***
10:45 a.m. - 11:00 a.m.	**Break**
11:00 a.m. - 12:00 noon	**General Session** ***Life's a Breach (Cyber Threat Planning and Preparation)***

18th Hole - Pebble Beach Golf Resort

Registration and Hotel Information

Registration Information

Online registration begins Monday, April 3, 2017.

To register for the conference:

- Go to **www.nappa.org**
- Click on **Conference Registration** for the 2017 Legal Education Conference
- Visa, MasterCard, and American Express accepted
- If paying by check, please send payment to:

NAPPA
2410 Hyde Park Road, Suite B
Jefferson City, MO 65109

Reminder: 2017 NAPPA dues must be paid prior to attending the June Legal Education Conference.

Conference Registration Deadlines

April 3 - May 22, 2017	Legal Education Conference registration open **Conference Fee: $895 (if registered before May 23)**
May 23 - June 2, 2017	Late registration fee applied **Conference Fee: $995 Includes late fee of $100**
June 2, 2017	Last day to register for conference

Conference Cancellation Policy

Prior to May 23, 2017	Full Refund
May 23 - June 2, 2017	$150 Administrative Fee Charged
June 3, 2017, or after	No Refund

Conference Room Block Information

The room rate for the NAPPA block is available **until the block is filled or June 2, 2017, whichever comes first.**	**The NAPPA block rate is $209.** **Please note:** Reservation guaranteed by advance deposit or credit card. There is a 48-hour cancellation policy at the hotel.

Location of the Meeting

Portola Hotel & Spa
Two Portola Plaza
Monterey, CA 93940
Phone: (888) 222-5851
Fax: (831) 372-0620

http://www.portolahotel.com

Hotel and Airfare

You are responsible for your own airfare and hotel accommodations.

Hotel Reservations: (888) 222-5851
To book hotel online, go to **www.nappa.org**, login, and click on the Events Tab.

$209 per night + tax (single or double occupancy)

- **After June 2, 2017 or when the block is full,** the hotel will **not** guarantee you a room **nor** the special rate.

Offsite Dinner Event

Monterey Beach House

Date: June 28, 2017
Time: 6:00 p.m. - 9:00 p.m.

Adult Guest: $55 each
Children (10 & under): $20 each

There is a separate form for guests to register for the event.

Monterey Beach House
285 Figueroa Street
Monterey, CA 93940

www.montereybeachhouse.com

CLE Credits

The NAPPA Legal Education Conference qualifies for CLE credits. Applications will be made by the NAPPA office for all attendees that practice in states requiring continuing legal education.

Sponsors and marketing are prohibited at all NAPPA conferences.

Tuesday, June 27, 2017

12:00 noon - 1:00 p.m.	**Conference Registration**
1:00 p.m. - 2:30 p.m.	**New Member and Associate Counsel Session** ***Legal Issues for Public Pensions — The Basics*** **Moderator** Michael Jordan - *Partner, Ice Miller* **Presenters** Cindy Collins - *Chief Pension Administrator, New York City Mayor's Office of Pensions & Investments* Brian Goodman - *Legal Affairs and Compliance Coordinator, Virginia Retirement System* Lisa Harrison - *Senior Counsel, Ice Miller* Chris Waddell - *Senior Attorney, Olson, Hagel & Fishburn* This session will feature a presentation and Q & A on the topics of Benefits, Fiduciary Duty, Investments, and Tax and will cover basic legal provisions and concepts in these four "core" public pension plan legal areas.
2:30 p.m. - 2:45 p.m.	**Break**
2:45 p.m. - 3:45 p.m.	**New Member & Associate Counsel Concurrent Sessions** *(choose one)* • **Session A:** ***An Overview of Public Pensions*** **Presenters** Suzanne Dugan - *Special Counsel, Cohen Milstein Sellers & Toll* Peter Mixon - *Partner, K&L Gates* This session will feature a high-level overview of public pensions; how they are structured, the purpose(s) that they serve, the legal practice areas that they cover, and how public pensions generally function. • **Session B:** ***Fiduciary Duties and Lessons From the Recent Lawsuits Against 403(b) Plans*** **Presenter** Robert Gauss - *Partner, Ice Miller* This session will highlight recent developments and best practices in connection with excessive fee litigation against Section 403(b) Plans.
3:45 p.m. - 4:00 p.m.	**Break**

Tuesday, June 27, 2017 continued...

4:00 p.m. - 5:00 p.m.

New Member & Associate Counsel Concurrent Sessions *(choose one)*

- **Session A:** ***Legal, Operational and Relational Issues Faced by Public Pension Attorneys***

  Moderator
  Michael Jordan - *Partner, Ice Miller*

  Presenters
  Michael Herrera - *Senior Counsel, Los Angeles County Employees' Retirement Association*
  William Neville - *General Counsel, Ohio State Teachers Retirement System*
  Dennis Smith - *General Counsel, Ohio Highway Patrol Retirement System*
  Victoria Hale - *General Counsel, Denver Employees Retirement Plan*

  This session will provide an opportunity for both new and veteran NAPPA members to discuss, with senior internal counsel at public pension plans of various sizes, legal issues that come up in a member's practice, such as ethics issues, board and management issues, open meetings and public records requests, plan operations, investments matters, and headline risk.

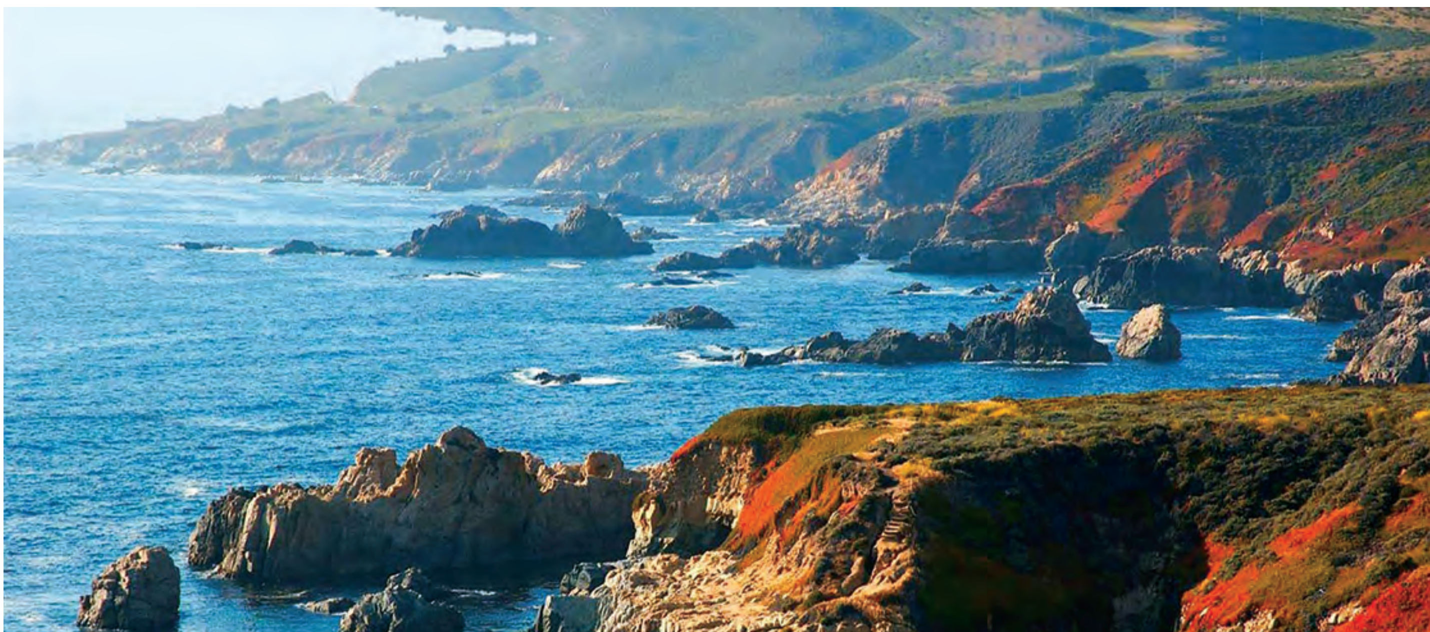
- **Session B:** ***Legal Issues in Private Market Investments***

  Presenter
  David Parrish - *Partner, Jackson Walker*

  This session will cover recent legal issues and developments in public pension plan private market investments.

5:00 p.m. - 6:30 p.m.

Welcome Reception *(provided by NAPPA)*



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8:30 a.m. - 9:30 a.m.

General Session
Ethics 1 - Breaking Bad: How to Identify and Maintain Your Ethical Core

Moderator
Erin Perales - *General Counsel, Houston Municipal Employees Pension System*

Presenters
Chuck Campbell - *Partner, Jackson Walker*
John Nixon - *Partner, Duane Morris*

This interactive session will use hypothetical scenarios to address ethical issues and analyze situations under the Model Rules.

9:30 a.m. - 9:45 a.m. **Break**

9:45 a.m. - 10:45 a.m.

General Session
Board Delegation of Investment Authority — Exploring Different Models

Moderator
Jake McMahon - *Chief Counsel, Missouri State Employees' Retirement System*

Presenters
Tom Iannucci - *President, Cortex Applied Research*
Dan Slack - *Executive Director, Colorado Fire & Police Pension Association*

Tom Iannucci, President of Cortex Applied Research, Inc., will provide an overview of trends, best practices, and challenges faced by Boards that oversee retirement plans and have chosen to delegate various levels of investment authority to staff. Tom has advised numerous Boards across the United States and Canada on governance matters particularly in the investment area. Dan Slack, Executive Director of the Colorado Fire & Police Pension Association, has worked extensively with his Board of Directors over a multi-year time frame to develop policies outlining delegated authority and the role of the Board and staff in investment operations. Dan will provide an overview of how his Board's position on delegation evolved and challenges he faced during that process.

Wednesday, June 28, 2017 continued...

10:45 a.m. - 11:00 a.m. **Break**

11:00 a.m. - 12:00 noon **General Session**

Varying State Perspectives on Defined Benefit Pension Protections

Moderator
Adam Franklin - *General Counsel, Colorado Public Employees' Retirement Association*

Presenters
Ashley Dunning - *Partner, Nossaman*
Caleb Durling - *Partner, Rollin Braswell Fisher*

The extent to which different aspects of public retirement system benefits provided by state law are protected from change for current active or retired members of the retirement systems has been a topic of public policy discussions, and state court decisions, for many years. With benefit change legislation having been adopted in many states in the aftermath of the 2008 Great Recession, litigation commenced in many jurisdictions challenging the constitutionality of those changes. Some of that litigation has been finally resolved, other cases are still pending. This session will provide an update on that litigation and will discuss the analytical framework used by courts in resolving those cases, with a particular focus on the cases that were recently accepted for California Supreme Court review and are expected to be decided during 2018 or 2019.

12:00 noon - 1:30 p.m. **Emeritus Lunch** *(provided by NAPPA)*

12:00 noon - 1:30 p.m. **General Counsel Lunch** *(provided by NAPPA)*

12:00 noon - 1:30 p.m. **Lunch** *(all others on your own)*

1:30 p.m. - 2:30 p.m. **Concurrent Sessions** *(choose one)*

- **Session A:** ***Complex Real Estate Investing***

  Moderator
  Norman Levedahl - *Senior Staff Attorney, California Public Employees' Retirement System*

  Presenters
  Faye Beverett - *Principal, Bard Consulting*
  David Kimport - *Partner, Nossaman*
  Michael Thompson - *Portfolio Manager, California State Teachers' Retirement System*

  This session will provide a high-level overview of the different approaches public pension plans utilize to invest in real estate.

Wednesday, June 28, 2017 continued...

- **Session B:** ***What Every Pension Fund Lawyer Should Know About the Art, Science, and Law of Setting Actuarial Assumptions***

Moderator
Steven Rice - *Chief Counsel, Los Angeles County Employees' Retirement Association*

Presenters
Paul Angelo - *Senior Vice President & Actuary, Segal Consulting*
David Levine - *Principal, Groom Law Group*

Actuarial valuations serve many purposes: setting contribution levels, determining a plan's funding status, and meeting financial reporting and disclosure requirements, to name a few. Developing and setting assumptions that will ensure the long-term security of the plan is thus a paramount responsibility for plan fiduciaries. This session will provide a practical overview of the process and factors, assumptions and standards your fund actuary must follow and consider when making recommendations regarding key actuarial assumptions and, importantly, legal principles you as the fund lawyer must know when advising your fund in connection with its review, consideration and acceptance (or not) of those recommendations.

2:30 p.m. - 2:45 p.m. **Break**

2:45 p.m. - 3:45 p.m. **Concurrent Sessions** *(choose one)*

- **Session A:** ***What Does Good Board Governance "Look" Like and What is Your Role, as Legal Counsel to the Pension System, to Help Your Client Achieve Good Governance?***

Moderator
Gina Ratto - *Chief Legal Officer, Orange County Employees Retirement System*

Presenters
Jeanna Cullins - *Partner, AON Hewitt Investment Consulting*
Jeff Wickman - *Retirement Administrator, Marin County Employees' Retirement System*
Julie Wyne - *Retirement Administrator, Sonoma County Employees' Retirement Association*

This panel will discuss the characteristics of a high-performing public pension board and the role of legal counsel in assisting the public retirement system to improve its governance practices – both Board governance and system governance. We will consider how we can be more effective, and who are the people and what are the resources that can help us. We will discuss the perspectives of the CEO/retirement administrator and how they view their role and your role in these matters. Finally, an industry professional will share her insights into how to improve board and organizational governance.

Wednesday, June 28, 2017 continued...

- **Session B:** ***Tax Law Refresher for Public Plan Counsel***

  Presenters
  Mary Beth Braitman - *Partner, Ice Miller*
  Paul Madden - *Senior Counsel, Whiteford, Taylor & Preston*

  This session will include a review of key tax qualification rules for public pension plans (Sections 415(b), 415(m), 401(a)(9) and 401(a)(17)) as well as two of the thornier tax rules that apply to distributions (taxation of disability payments and taxation of distributions that include after-tax amounts).

3:45 p.m. - 4:00 p.m. **Break**

4:00 p.m. - 5:00 p.m. **Concurrent Sessions** *(choose one)*

- **Session A:** ***Small/Medium Fund Affinity Group: What Are Smaller Plans Doing to Ensure Compliance with IRS Regulations and is Plan Governance Driven by a Fund's Structure or Size?***

  Moderator
  Victoria Hale - *General Counsel, Denver Employees Retirement Plan*

  Presenters
  Luke Bailey - *Partner, Strasburger & Price*
  Chuck Campbell - *Partner, Jackson Walker*
  Ann Marie Johnson - *Deputy Attorney General, Delaware Department of Justice*
  Jonathan Needle - *Chief Legal Officer, Houston Firefighters' Relief & Retirement Fund*

  Following IRS Revenue Procedure 2016-37, which modified the Determination Letter program in such a manner that public pension plans may now only request a determination letter under limited circumstances, the IRS has stated it will publish a Required Amendments List (RAL) after October 1 of each year, which will contain all amendments that must be made by a pension plan in order to retain its qualified plan status. This session will discuss what is being done, and what can be done by small and medium size plans in order to ensure that they are compliant, and remain compliant, with all IRS requirements pertinent to public pension plans. This session will also explore whether or not the smaller size of a system helps or hinders in the implementation of new laws (such as the RAL); and whether the typical organizational structure of a government interferes with the fiduciary responsibilities imposed on a public pension plan, and its trustees and staff.


Pigeon Point Lighthouse

Wednesday, June 28, 2017 continued...

- **Session B: Health Plan Affinity Group: Health Care — Where Do We Go From Here?**

  Moderator
  Liz Masson - *Senior Counsel, Hanson Bridgett*

  Presenters
  Joni Andrioff - *Partner, Steptoe & Johnson*
  Christopher Sears - *Partner, Ice Miller*

  The Trump administration began its attempt to dismantle the Affordable Care Act on its first day and the GOP-dominated Congress has been a willing partner. ACA compliance for governmental entities has proven to be a challenge since its passage in 2010, but will the alternative be an improvement for public plans? For their members? Current proposals focus on the expansion of health savings accounts, revised tax credits, limits on the tax exclusion for employer provided health care, high risk pools, and Medicaid block grants. This session will cover the current state of health care for public plans, proposals to repeal, replace, and/or repair the ACA, and an update on litigation involving healthcare issues.

6:00 p.m. - 9:00 p.m. **Offsite Beach Party and Dinner** *(Monterey Beach House – within walking distance of the hotel)*

Monterey Beach House
285 Figueroa Street
Monterey, CA

Thursday, June 29, 2017

7:00 a.m. - 5:00 p.m.	**Conference Registration**
7:00 a.m. - 8:00 a.m.	**Breakfast** *(provided by NAPPA)*
8:15 a.m. - 8:30 a.m.	**Introduction and Announcements**

8:30 a.m. - 9:30 a.m.

General Session
Ethics II - Ethical Issues Raised in Negotiations With Counsel for a General Partner

Moderator
Kevin Lindahl - *General Counsel, Colorado Fire & Police Pension Association*

Presenter
David Parrish - *Partner, Jackson Walker*

Use of certain private equity contract terms raises matters that implicate ethical obligations for GP Counsel. This session will discuss these problematic terms, implications under the disciplinary code and strategies for Investor Counsel to address the matters. Topics include GP Counsel using prior side letters from other fund sponsors; GP Counsel drafting themselves into indemnification and exculpation provisions, changing the legal standard for malpractice to gross negligence; GP Counsel drafting themselves as beneficiaries of Subscription Agreement provisions; and clauses that potentially absolve GP Counsel from legal malpractice.

9:30 a.m. - 9:45 a.m. **Break**

9:45 a.m. - 10:45 a.m.

General Session
Funding Gaps and Fiduciary Duties: Should We Kill the Goose or Collect Smaller Eggs?

Presenters
Paul Angelo - *Senior Vice President & Actuary, Segal Consulting*
Kristin Bellar - *Senior Deputy General Counsel, Michigan Municipal Employees' Retirement System*
Kevin Gallaway - *Staff Attorney, Colorado Public Employees' Retirement Association*
Harvey Leiderman - *Partner, Reed Smith*

The cost of public pension liabilities is taking an increasingly large bite out of state and municipal budgets and impairing public agencies' ability to provide necessary services. Plan fiduciaries are tasked with making plan assets meet plan liabilities, but how far can you push your plan sponsors? What are you going to do when they say, "no more?" This panel will discuss the legal challenges facing trustees to keep their systems on course, and actuarial and other techniques available to avoid colliding with your funding sources.

10:45 a.m. - 11:00 a.m. **Break**

Thursday, June 29, 2017 continued...

11:00 a.m. - 12:00 noon

General Session
Meet the New Boss. Same as the Old Boss? What a New Administration Means for the SEC Agenda and Enforcement

Presenters
Quinn Moss - *Partner, Orrick, Herrington & Sutcliffe*
Alexandra Poe -*Partner, Reed Smith*
Jerry Sanchez - *Chief Investment Counsel, Utah Retirement Systems*

President Trump and the Republican Congress have made it clear they want to halt, and even roll back, many of the Dodd-Frank rules adopted after the financial crisis. This panel will address what the future holds for the Securities and Exchange Commission and other financial regulators under the new administration and how a rollback of the Dodd-Frank regulatory regime may or may not affect public pension plans.

12:00 noon - 1:30 p.m.

Lunch *(on your own)*

1:30 p.m. - 2:30 p.m.

Concurrent Sessions *(choose one)*

- **Session A:** ***Protecting Fund Assets Through Shareholder Litigation: What Public Pension Fund Counsel Should Know About Available Claims, the Pros and Cons, and What's Coming Next***

  Moderator
  Chris Supple - *Deputy Executive Director & General Counsel, Massachusetts Pension Reserves Investment Management Board*

  Presenters
  Victoria Ferrise - *Attorney, Brennan, Manna & Diamond*
  Michael Herrera - *Senior Counsel, Los Angeles County Employees' Retirement Association*
  Maya Saxena - *Attorney, Saxena White*
  Lesley Weaver - *Partner, Bleichmar Fonti & Auld*

  Public Pension Funds have long been familiar with traditional domestic securities class action litigation, and in more recent years have been required to become familiar with litigating these cases in foreign jurisdictions as well. Recently some funds have considered seeking recovery, through the filing of anti-trust claims, of fund losses resulting from market-manipulation conduct. This panel will revisit the latest developments in these areas, including the burdens and benefits of anti-trust litigation, the decision to stay-in/opt-out of class action litigation, and the claims administration and claims-filing processes.

- **Session B:** ***The Role of the Board in Benefit Design Issues/Reform Legislation***

Thursday, June 29, 2017 continued...

Moderator
Adam Franklin - *General Counsel, Colorado Public Employees' Retirement Association*

Presenters
Gregory Smith - *Executive Director, Colorado Public Employees' Retirement Association*
Chris Waddell - *Senior Attorney, Olson, Hagel & Fishburn*

The funding of DB plans around the country continues to be our biggest challenge. Over the past several years plans have experienced retirees living longer, which has resulted in a change in mortality rate assumptions. We have also seen plans around the country lowering their assumed rate of return on investments. These changes, among others, have negatively impacted funding and as a result, many plans are facing another round of benefit reforms. This session will focus on the role of the Board of Trustees in benefit design issues. Should the Board propose benefit changes? Should the Board simply educate the plan sponsor? What are the risks both legal and political for the Board in this process? What is the Plan's role in litigation resulting in benefit changes by the Plan Sponsor?

2:30 p.m. - 2:45 p.m. **Break**

2:45 p.m. - 3:45 p.m. **Concurrent Sessions** *(choose one)*

- **Session A:** ***Felony Forfeiture: If You Can't Lose the Time, Don't Do the Crime!***

Presenters
Ann McGeehan - *General Counsel, Texas County and District Retirement System*
Paul Neal - *Senior Research and Policy Manager, Washington Law Enforcement Officers' & Fire Fighters' Plan 2 Retirement Board*
Jill Rawal - *Staff Counsel, Los Angeles County Employees' Retirement Association*
Tanya Tersago - *Assistant Counsel, New York State & Local Retirement System*

This panel will discuss felony forfeiture law and analysis, featuring application of forfeiture statutes on the ground in Texas, California, and New York. They will also include a discussion of origin and effect of recent legislative proposals in Washington State.

- **Session B:** ***Public Pension Plan Investment Perspectives From Our Business Colleagues — "Reading the Tea Leaves" 2017 and Beyond: The Business and Legal Developments and Challenges***

Moderator
Georgette Schaefer - *Partner, Morgan, Lewis & Bockius*

Presenters
Thomas Lee - *Chief Executive Officer and Chief Investment Officer, New York State Teachers' Retirement System*
Jane Rowe - *Senior Managing Director and Head of Private Capital, Ontario Teachers' Pension Plan*
J. Scott Simon - *Chief Investment Officer, Colorado Fire & Police Pension Association*

Senior investment professionals of public pension plans are facing, on a global basis, an ever-

Thursday, June 29, 2017 continued...

changing economic, legal, and political landscape as they manage decisions related to various aspects of their investment portfolios. They are working closely with their legal colleagues to accomplish the best results possible for their plan's beneficiaries while dealing with these challenges and the unpredictability of the investment and legal environment. In this session the panelists will discuss recent changes, challenges, and their predictions in the months ahead and the impact on public plan investment portfolios both in the U.S. and Canada.

3:45 p.m. - 4:00 p.m. **Break**

4:00 p.m. - 5:00 p.m. **Concurrent Sessions** *(choose one)*

- **Session A:** ***Public Safety Affinity Group: Hire, DROP, Retire, Rehire, Repeat — a Survey of Fund Rules on Public Safety Reemployment***

  Moderator
  Mary Beth Foley - *General Counsel, Ohio Police & Fire Pension Fund*

  Presenters
  Luke Bailey - *Partner, Strasburger & Price*
  Carolyn Clifford - *Partner, Ottosen Britz Kelly Cooper Gilbert & DiNolfo*
  Tony Roda - *Partner, Williams & Jensen*
  Mike Sutherland - *Benefits Counsel, Colorado Fire & Police Pension Association*

  This panel will provide materials and a survey of the laws governing the reemployment of public safety officers who participate in Deferred Retirement Option Programs and then retire in public employment.

- **Session B:** ***DC Plan Affinity Group: DB to DC Conversions — Implementing the Mandate***

  Moderator
  Lydia Lee - *Of Counsel, Lieff, Cabraser, Heimann & Bernstein*

  Presenters
  Joseph Fox - *Executive Director, Oklahoma Public Employees Retirement System*
  Melanie Symons - *Chief Legal Counsel, Montana Public Employee Retirement Administration*

  This session will discuss recent events involving legislative mandates to convert Defined Benefit plans to Defined Contribution plans for public employees. The Executive Director from the Oklahoma Public Employees Retirement System and the new Oklahoma Pathfinder DC plan will discuss his experience with the challenging implementation of the mandate, along with a discussion of a lawsuit disputing the new plan. In addition, there will be a discussion of a case in Montana regarding DC plan employer contributions diverted to reduce the unfunded liability in the DB plan.

Dinner *(on your own)*

7:00 a.m. - 12:00 noon **Conference Registration**

Friday, June 30, 2017

7:00 a.m. - 8:00 a.m. **Breakfast** *(provided by NAPPA)*

8:15 a.m. - 8:30 a.m. **Introduction and Announcements**

8:30 a.m. - 9:30 a.m. **General Session**
Federal Legislative Update

Presenter
Leigh Snell - *Director of Federal Relations, National Council on Teacher Retirement (NCTR)*

This session will provide an update on legislative and regulatory activities at the federal level that affect public pension plans.

9:30 a.m. - 9:45 a.m. **Break**

9:45 a.m. - 10:45 a.m. **General Session**
Litigation Update

Presenter
Laurie McKinnon - *General Counsel, Kansas Public Employees Retirement System*

This session will provide participants with an opportunity to hear about and understand the various issues affecting public pension plans that have been the subject of litigation, and how different courts have viewed those issues.

10:45 a.m. - 11:00 a.m. **Break**

11:00 a.m. - 12:00 noon **General Session**
Life's a Breach (Cyber Threat Planning and Preparation)

Moderator
Brian Bartow - *General Counsel & Chief Compliance Officer, California State Teachers' Retirement System*

Presenters
Diana Kelley - *Global Executive Security Advisor, IBM*
Braden Pate - *Attorney, California State Teachers' Retirement System*
Susan Youngflesh - *Associate General Counsel, San Diego City Employees' Retirement System*

This panel will discuss cyber incident preparation including defining cyber threats, the acquisition of cyber incident insurance, and an overview of breach response plans.

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Brian Goodman, *President*
Virginia Retirement System

Adam Franklin, *Vice President*
Colorado Public Employees' Retirement Association

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As a Reminder

- ***There is a "No Smoking" policy at all sessions.***
- ***Dress is business casual for the conference. Most meeting rooms tend to be on the chilly side, so a sweater or jacket is recommended.***

Future Conferences

2018 Winter Seminar - Tempe, AZ
Wednesday, February 21 - Friday, February 23, 2018
Tempe Mission Palms Hotel
60 E. 5th St., Tempe, AZ 85281
Phone: (480) 894-1400

2018 Legal Education Conference - Savannah, GA
Tuesday, June 26 - Friday, June 29, 2018
New Attorney Session on June 26th
Savannah Hyatt Regency
2 W. Bay St.,
Savannah, GA 31401
Phone: (912) 238-1234

2019 Winter Seminar - Tempe, AZ
Wednesday, February 20 - Friday, February 22, 2019
Tempe Mission Palms Hotel
60 E. 5th St., Tempe, AZ 85281
Phone: (480) 894-1400

2019 Legal Education Conference - San Diego, CA
Tuesday, June 25 - Friday, June 28, 2019
New Attorney Sesson on Tuesday, June 25, 2019
Sheraton San Diego
1380 Harbor Island Dr., San Diego, CA 92101
Phone: (619) 692-2205

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